



PUBLIC NOTICE
FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, S.W.
WASHINGTON, D.C. 20554

DA 02-369

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<ftp.fcc.gov>

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**WIRELESS TELECOMMUNICATIONS BUREAU
APPROVES WITHDRAWAL OF PETITION TO HOLD IN ABEYANCE AND
PETITION FOR RECONSIDERATION AND
GRANTS CONSENT FOR ASSIGNMENT OF LICENSES FROM 360°
COMMUNICATIONS COMPANY OF PENNSYLVANIA NO. 1 TO CELLCO PARTNERSHIP
DBA VERIZON WIRELESS**

On January 26, 2001, Venus Telephone Company ("Venus") filed a Petition to Hold in Abeyance the application for assignment of licenses from 360° Communications Company of Pennsylvania No. 1 ("360° Communications") to Cellco Partnership dba Verizon Wireless ("Cellco"), ULS File No. 0000304307, and a Petition to Reconsider the Bureau's approval of the Request to Withdraw Application of 360° Communications Company of Pennsylvania No. 1 to assign licenses to Venus, ULS File No. 0000174992 (collectively referred to as "Petitions").

On March 28, 2001, Venus filed a Petition to Withdraw the Petitions. On February 8, 2002, Venus filed a Certification in support of its Request pursuant to Section 1.935(a) of the Commission's Rules.¹ The Policy and Rules Branch of the Commercial Wireless Division has reviewed and hereby approves Venus' Petition to Withdraw its Petitions. In view of Venus' withdrawal of the Petitions, the Oppositions of 360° Communications and Cellco to the Petitions filed on March 1, 2001 and February 8, 2001 respectively, and the Replies of Venus, filed on February 21, 2001 and March 13, 2001 in this proceeding, are hereby deemed moot and dismissed.²

Pursuant to sections 4(i) and 310(d) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 310(d), and section 0.331 of the Commission's rules, 47 C.F.R. § 0.331, the Wireless Telecommunications Bureau approves the above-described application requesting Commission consent to assign the above-specified licenses currently held by 360° Communications to Cellco Partnership dba Verizon Wireless.

Pursuant to section 1.103 of the Commission's rules, 47 C.F.R. § 1.103, the consent granted herein is effective upon release of this Public Notice. Pursuant to sections 1.106(f) and 1.115(a) of the Commission's rules, 47 C.F.R. §§ 1.106(f), 1.115(a), petitions for reconsideration and applications for review may be filed within thirty (30) days of the release of this Public Notice.

¹ Under Section 1.935(a), Venus's Certification should have been filed concurrently with its Request. Pursuant to Section 1.3 of the Commission's rules, we waive, on our own motion, the concurrent filing requirement.

² Venus filed a Consolidated Reply to Oppositions to Petitions to Hold in Abeyance and a single Reply to the Opposition to Petition for Reconsideration. See Consolidated Reply to Oppositions to Petitions to Hold in Abeyance filed by Venus on February 21, 2001 and Reply to the Opposition to Petition for Reconsideration filed by Venus on March 13, 2001.

Action by the Chief, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau.

For further information, contact Gary A. Oshinsky, Wireless Telecommunications Bureau, Commercial Wireless Division, Policy and Rules Branch, at (202) 418-7167.