

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of
GELICO INC., Debtor-in-Possession
900 MHz SMR Station WNMO982
Denver, Colorado

ORDER

Adopted: January 9, 2002

Released: January 10, 2002

By the Chief, Commercial Wireless Division, Wireless Telecommunications Bureau:

1. On September 8, 1999, Larry D. Henderson and Robert A. Benz d/b/a Quad Communications ("Quad") filed a Petition for Reconsideration of an action by the Licensing and Technical Analysis Branch ("Branch") of the Commercial Wireless Division dismissing Quad's Petition to Purge Authorization filed against Gelico, Inc., Debtor-in-Possession ("Gelico").

2. Gelico, a wholly-owned subsidiary of Geotek Communications, Inc., Debtor-in-Possession, was authorized for a ten-channel Designated Filing Area ("DFA") license at six sites in Colorado on frequency block C ("DFA License") in the 900 MHz Specialized Mobile Radio ("900 MHz SMR") radio service.

3. On February 26, 1999, Quad filed a Petition to Purge Authorization ("Purge Petition") in which it claimed that the stations authorized under the DFA License were either never constructed or had discontinued operations for 90 or more continuous days.

1 Petition for Reconsideration filed by Quad on September 8, 1999. Gelico filed an Opposition to the Petition for Reconsideration on September 27, 1999 and Quad filed a Reply to the Opposition on October 18, 1999.

2 The call sign for Gelico's DFA license was WNMO982.

3 The call sign for Quad's MTA license is KNNX950.

4 See 47 C.F.R. § 90.663.

5 See 47 C.F.R. § 90.631(f).

6 See 47 C.F.R. § 90.663(b).

the stations had not been constructed.⁷ On September 8, 1999, Quad filed the instant Petition for Reconsideration of the Branch's dismissal. One year later, Gelico's DFA License was assigned to Neoworld License Holdings, Inc. ("Neoworld"). Quad supplemented its Petition for Reconsideration on January 25, 2001 and served Neoworld a copy of the supplement on June 18, 2001.

4. On December 27, 2001, Neoworld submitted an application to cancel the DFA License. The Commission granted cancellation on December 28, 2001. Because the DFA License, which was the subject of the Purge Petition and the instant Petition for Reconsideration, has been cancelled, the Petition for Reconsideration is now moot. Therefore, we dismiss the Petition for Reconsideration filed by Quad on September 8, 1999 as moot.

5. Accordingly, IT IS ORDERED, pursuant to section 4(i) of the Communications Act, as amended, 47 U.S.C. § 154(i), and sections 0.331 and 1.106 of the Commission's rules, 47 C.F.R. §§ 0.331, 1.106, that the Petition for Reconsideration filed by Larry D. Henderson and Robert A. Benz d/b/a Quad Communications on September 8, 1999 IS DISMISSED AS MOOT.

FEDERAL COMMUNICATIONS COMMISSION

William W. Kunze
Chief, Commercial Wireless Division
Wireless Telecommunications Bureau

⁷ See Letter of Terry L. Fishel, Deputy Chief, Licensing and Technical Analysis Branch, Commercial Wireless Division, Wireless Telecommunications Bureau, to Elizabeth R. Sachs, counsel for Quad, and Russell H. Fox, counsel for Gelico, dated August 9, 1999.