



# PUBLIC NOTICE

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## **WIRELESS TELECOMMUNICATIONS BUREAU APPROVES WITHDRAWAL OF APPLICATION FOR REVIEW FILED BY N.E. CELLULAR COLORADO, INC.**

Pursuant to sections 0.331 and 1.935(a) and (b) of the Commission's rules, 47 C.F.R. §§ 0.331 and 1.935(a) and (b), the Commercial Wireless Division (Division) hereby approves a request filed by N.E. Colorado Cellular, Inc. (NECC) on January 24, 2003 to withdraw its Application for Review filed on December 10, 2001.

NECC's Application for Review requests review of an order on reconsideration released by the Division on November 9, 2001, which denied NECC's request that the Division reconsider its decision to dismiss NECC's Petition to Deny a Phase II cellular unserved area application filed by WWC Holding Co., Inc. (WWC).<sup>1</sup> On December 23, 2002, the Policy and Rules Branch (Branch) of the Division approved a Settlement Agreement filed on December 16, 2002 by NECC and WWC License L.L.C. and WWC Holding Co., Inc., both wholly-owned subsidiaries of Western Wireless Corporation.<sup>2</sup>

The Division finds that NECC's request for withdrawal of its Application for Review complies with sections 1.935(a) and (b) of the Commission's rules, and that the public interest would be served by approval of the request. Accordingly, the Division hereby approves NECC's request to withdraw its Application for Review.

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

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<sup>1</sup> In the Matter of WWC Holding Co., Inc., Applications to Extend CGSA Into Unserved Area Within Block A Portion of the Colorado 9 – Costilla RSA, the Pueblo, Colorado MSA, the Colorado 7 – Saguache RSA, the Colorado 8 – Kiowa RSA, the New Mexico 2 – Colfax RSA, and the Colorado 4-Park RSA, Call Sign KNKN409, *Order on Reconsideration*, 16 FCC Rcd. 19,588 (2001).

<sup>2</sup> See "Wireless Telecommunications Bureau Approves Settlement Agreement Between WWC License L.L.C. and WWC Holding Co., Inc. and N.E. Colorado Cellular Inc.," *Public Notice*, DA 02-3573 (rel. Dec. 23, 2002).