



# PUBLIC NOTICE

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**Federal Communications Commission  
445 12th St., S.W.  
Washington, D.C. 20554**

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**DA 04-634  
March 9, 2004**

## **WIRELESS TELECOMMUNICATIONS BUREAU ACTION**

### **COMMENTS INVITED ON REGION 28 (PHILADELPHIA METROPOLITAN AREA) PUBLIC SAFETY REGIONAL PROPOSED PLAN AMENDMENT (Gen. Docket No. 89-573)**

**Comment Date: April 8, 2004**

**Reply Date: April 23, 2004**

On November 25, 2003, Region 28 submitted a proposed amendment (Plan Amendment) to its Public Safety Plan that would revise the current channel allotments to reflect changes made as a result of Region 28 Filing Window 7.<sup>1</sup> The proposed Plan Amendment would modify the Region's frequency allocation tables to include the new assignments as reflected in the attached Appendix 1.

The Region 28 Filing Window 7 included applications for Atlantic County, New Jersey; Camden City, New Jersey; Chester County, Pennsylvania, and Lancaster County, Pennsylvania. Region 28 has received letters of concurrence from each of its five adjacent regions, which include Region 8 (New York metropolitan area), Region 20 (Washington, D.C., Maryland and Northern Virginia), Region 30 (New York - Albany), Region 36 (Western Pennsylvania) and Region 55 (New York - Buffalo).

In accordance with the National Public Safety Plan, each region is responsible for planning its use of public safety radio frequency spectrum in the 800 MHz bands.<sup>2</sup> The Public Safety Plan for Region 28, which was adopted by the Commission on February 2, 1990, governs the use of frequency assignments in the 821-824/866-869 MHz bands within Delaware, Eastern Pennsylvania, and the Southern New Jersey

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<sup>1</sup> See Letter dated Nov. 21, 2003, from Richard R. Reynolds, Chairman, Region 28 Planning Update Committee to Marlene H. Dortch, Secretary, FCC (submitting the Region 28 Plan Amendment) (filed Nov. 25, 2003).

<sup>2</sup> See Development and Implementation of a Public Safety National Plan and Amendment of Part 90 to Establish Service Rules and Technical Standards for Use of the 821-824/866-869 MHz Bands by the Public Safety Services. Gen. Docket No. 87-112, *Report and Order*, 3 FCC Rcd 905 (1987).

area.<sup>3</sup>

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<sup>3</sup> See Philadelphia Metropolitan Area Region Public Safety Plan, Gen. Docket No. 89-573, *Order*, 5 FCC Rcd 764 (1990).

Prior to taking action on the Region 28 Plan Amendment, by this Public Notice, we solicit comments on the Plan Amendment. Pursuant to Sections 1.415 and 1.419 of the Commission's Rules, 47 C.F.R. §§ 1.415, interested parties may file comments on or before **April 8, 2004** and reply comments on or before **April 23, 2004**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.<sup>4</sup>

Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, U.S. Postal Service mailing address, and should reference **WT Docket No. 02-378**. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. Parties who choose to file by paper must file an original and four copies of each filing. Filings may be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings or electronic media for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial and electronic media sent by overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The full text of the Plan Amendment, comments and reply comments will be available for inspection and duplication during regular business hours in the FCC Reference Information Center (RIC) of the Consumer and Governmental Affairs Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, S.W., Room CY-A257, Washington, D.C. 20554. Copies also may be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone (202) 863-2893, facsimile (202) 863-2898 or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com). For further information regarding the public reference file for this Plan Amendment, contact Maria Ringold, Chief, Wireless Branch, RIC, (202) 418-1355.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at (202) 418-0531 (voice) or (202) 418-7365 (TTY).

For further information, contact Ms. Joy Alford, of the Public Safety and Critical Infrastructure Division of the Wireless Telecommunications Bureau at (202) 418-0694, TTY (202) 418-7233, or via e-mail to [joy.alford@fcc.gov](mailto:joy.alford@fcc.gov).

Action by the Deputy Chief, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau.

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<sup>4</sup> See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24121 (1998).

