



PUBLIC NOTICE

Federal Communications Commission
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DA 05-2909
November 4, 2005

WIRELESS TELECOMMUNICATIONS BUREAU GRANTS BROADBAND PERSONAL COMMUNICATIONS SERVICES (PCS) LICENSES

Auction Event No. 58

WT Docket No. 05-149

Report No. AUC-58 (Auction No. 58)

On February 15, 2005, the Wireless Telecommunications Bureau (Bureau) completed the auction of 217 Broadband Personal Communications Services (PCS) licenses (Auction No. 58).¹ On March 25, 2005, the Bureau announced that, based upon a preliminary review, it had accepted for filing the long-form applications for winning bidders in Auction No. 58.² Upon further review, we find that the application listed in Attachment A to this Public Notice is complete and conforms to the Commission's rules. Furthermore, the Commission has received full and timely payment, as required by Section 1.2109(a) of its rules, 47 C.F.R. § 1.2109(a), for the application listed in Attachment A.³ We therefore find that the application listed in Attachment A to this Public Notice serves the public interest, convenience and necessity.

Accordingly, we grant the application listed in Attachment A to this Public Notice pursuant to Section 309(a) of the Communications Act, as amended, 47 U.S.C. § 309(a), and Section 0.331 of the Commission's rules, 47 C.F.R. § 0.331. The licenses granted pursuant to this action each contain the following condition:

Grant of this license is conditioned upon prior Commission approval of any Management Agreement, or any amendment to that agreement, that Edge Mobile, LLC and Cingular Wireless, LLC or any of its affiliates enter into, or any additional operating, security, or financial agreement in addition to or other than those specifically listed in the agreement summary provided in Exhibit E to Edge Mobile, LLC's Form 601 Application (File Number 0002069630), or any amendment to any such agreements, that could affect the de jure or de facto control of the licenses and that are entered into between Edge Mobile, LLC and Cingular Wireless, LLC or any of its affiliates.

¹ Broadband PCS Spectrum Auction Closes: Winning Bidders Announced, *Public Notice*, 20 FCC Rcd 3703 (2005) (*Closing PN*).

² Wireless Telecommunications Bureau Announces that Applications for Broadband Personal Communications Services (PCS) are Accepted for Filing, *Public Notice*, 20 FCC Rcd 6339 (2005).

³ Auction winners were directed to pay the balance of their winning bids in a lump sum by March 21, 2005. *Closing PN*, 20 FCC Rcd at 3704.

Edge Mobile, LLC must deliver to the Commission, prior to execution, a copy of such agreements or amendments with Cingular Wireless LLC or any of its affiliates, and Edge Mobile, LLC will await the Commission's determination prior to executing any such agreement or amendment.

This Public Notice includes the following Attachments:

Attachment A: The Application the Wireless Telecommunications Bureau is Granting – sorted by Applicant.

Attachment B: Search Instructions for Applications Filed for Broadband PCS Auction No. 58.

Attachment C: Search Instructions for Granted Licenses for Broadband PCS Auction No. 58.

Please contact Erin McGrath, Wireless Telecommunications Bureau, Mobility Division, at (202) 418-2042, for questions regarding legal matters and licensing issues.