

# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th STREET, S.W.  
WASHINGTON, D.C. 20554

DA 05-540

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## WIRELESS TELECOMMUNICATIONS BUREAU GRANTS CONSENT TO ASSIGN BROADBAND RADIO SERVICE STATION LICENSES

Pursuant to Section 310(d) of the Communications Act, 47 U.S.C. § 310(d), and Section 0.331 of the Commission's rules, 47 C.F.R. § 0.331, the Wireless Telecommunications Bureau approves, subject to the conditions set forth below, the application requesting Commission consent to assign the following licenses:

**NextWave Power Partners Inc. (Debtor-in-Possession) to NextWave Broadband Inc.**  
Stations WHT722 and WHT724: File No. 0002040379.

We approve the assignment of authorization application because we find that it is in the public interest, convenience, and necessity. *See* 47 U.S.C. § 310(d). By this approval, the parties are authorized to proceed to the final stages of their transaction. The parties are required to notify the Commission of the consummation of this assignment.<sup>1</sup> If the notification is filed on or before July 10, 2005, it may be filed in writing. If the notification of consummation is submitted after July 10, 2005, it must be filed electronically, on an FCC Form 603 with a Schedule D.<sup>2</sup> The FRN of both parties to this transaction must be listed when submitting a consummation notification in writing.

Failure of the parties to notify the Commission as required that the transaction has been consummated will result in automatic cancellation of the Commission's assignment approval and dismissal of the

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<sup>1</sup> *See* 47 C.F.R. § 1.948(d).

<sup>2</sup> *See* Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands, WT Docket No. 03-66, RM-10586, Part 1 of the Commission's Rules - Further Competitive Bidding Procedures, WT Docket No. 03-67, Amendment of Parts 21 and 74 to Enable Multipoint Distribution Service and the Instructional Television Fixed Service Amendment of Parts 21 and 74 to Engage in Fixed Two-Way Transmissions, MM Docket No. 97-217, Amendment of Parts 21 and 74 of the Commission's Rules With Regard to Licensing in the Multipoint Distribution Service and in the Instructional Television Fixed Service for the Gulf of Mexico, WT Docket No. 02-68, RM-9718, Promoting Efficient Use of Spectrum Through Elimination of Barriers to the Development of Secondary Markets, WT Docket No. 00-230, *Report and Order and Further Notice of Proposed Rulemaking*, 19 FCC Rcd 14165, ¶¶ 259, 260 (2003).

underlying assignment applications.

This Public Notice is issued by the Associate Chief, Broadband Division, Wireless Telecommunications Bureau.

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