



PUBLIC NOTICE

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

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 06-1002
May 10, 2006

AUCTION OF 800 MHz AIR-GROUND RADIOTELEPHONE SERVICE LICENSES SCHEDULED FOR MAY 10, 2006

Dismissal of Application of AirCell, Inc.

Report No. AUC-06-65-H (Auction No. 65)

AirCell, Inc. was previously found qualified¹ to bid in Auction No. 65, but on May 9, 2006, submitted an amendment to its FCC Form 175 (short-form application) which constitutes a major amendment under Section 1.2105(b)(2) of the Commission's Part 1 competitive bidding rules.² Under Section 1.2105(b)(2), when an amendment to a short-form application includes changes in ownership of the applicant that would constitute an assignment or transfer of control, the application will be considered to be newly-filed and may not be resubmitted after the short-form application filing deadline. Accordingly, the short-form application in Auction No. 65 filed by AirCell, Inc. on March 24, 2006, is dismissed.

For additional information regarding this Public Notice, please contact:

Auctions and Spectrum Access Division, Wireless Telecommunications Bureau:

For bidding and software questions: Jeff Crooks at (202) 418-0660

For bidding, auction procedures, and general filing questions: Barbara Sibert at (717) 338-2868

For legal questions: Howard Davenport at (202) 418-0660

Mobility Division, Wireless Telecommunications Bureau:

For legal and service rule questions: Erin McGrath or Richard Arsenault at (202) 418-0620 (legal); or Jay Jackson or Moslem Sawez at (202) 418-0620 (technical)

For technical questions about software or hardware, please contact FCC Technical Support at (877) 480-3201, option nine; (202) 414-1250; or (202) 414-1255 (TTY).

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¹ Auction of 800 MHz Air-Ground Radiotelephone Service Licenses, 9 Bidders Qualified to Participate in Auction No. 65, *Public Notice*, DA 06-907 (rel. April 28, 2006).

² See 47 C.F.R. § 1.2105(b)(2).