

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Amendment of the Commission's Rules)	WT Docket No. 04-344
Regarding Maritime Automatic Identification)	
Systems)	
)	
Petition for Rulemaking Filed by National)	RM-10821
Telecommunications and Information)	
Administration)	
)	
Emergency Petition for Declaratory Ruling Filed)	
by Maritel)	
)	
Amendment of the Commission's Rules)	PR Docket No. 92-257
Concerning Maritime Communications)	
)	

ORDER

Adopted: December 15, 2006

Released: December 18, 2006

By the Acting Chief, Wireless Telecommunications Bureau:

1. In this Order, we grant a request to withdraw a Petition for Reconsideration of the Commission's *Report and Order and Further Notice of Proposed Rule Making and Fourth Memorandum Opinion and Order* in the above-captioned proceeding¹ filed by MariTEL, Inc. (MariTEL).² On November 13, 2006, MariTEL requested that the Commission reconsider or clarify three issues.³ On December 14, 2006, MariTEL requested that its petition for reconsideration in this matter be withdrawn.⁴

2. Accordingly, pursuant to Section 0.331 of the Commission's Rules, 47 C.F.R. § 0.331, IT IS ORDERED that the request to withdraw the Petition for Reconsideration filed by MariTEL, Inc. in WT

¹ Amendment of the Commission's Rules Regarding Maritime Automatic Identification Systems, *Report and Order and Further Notice of Proposed Rule Making and Fourth Memorandum Opinion and Order*, WT Docket No. 04-344, 21 FCC Rcd 8892 (2006).

² MariTEL, Inc. Petition for Reconsideration or Clarification, filed Nov. 13, 2006.

³ *Id.* at 3 ("MariTEL believes, particularly in light of recent events, that the *Order* must be reconsidered or clarified for three reasons. First, the *Order* fails to establish meaningful interference obligations, which obligations the Coast Guard is not attempting to impose on MariTEL on its own. Second, the *Order* recognizes that no case currently exists for allocating channel 87B for AIS in the inland VPCs, but nonetheless reallocates the inland portion of MariTEL's maritime VPCs for AIS. Third, the *Order* permits site-based incumbent licensees to continue operating on channel 87B on a primary basis until the expiration of their licenses, but denies the same right to MariTEL.").

⁴ Letter from Russell H. Fox, Counsel for MariTEL, Inc., to Marlene H. Dortch, Secretary, FCC, filed Dec. 14, 2006.

Docket No. 04-344 and PR Docket No. 92-257 IS GRANTED and the Petition for Reconsideration IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Catherine W. Seidel
Acting Chief
Wireless Telecommunications Bureau