

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

In the matter of)	
)	
Application of Cellco Partnership d/b/a)	
Verizon Wireless and SpectrumCo LLC)	WT Docket No. 12-4
For Consent To Assign Licenses)	
)	
Application of Cellco Partnership d/b/a)	
Verizon Wireless and Cox TMI Wireless, LLC)	
For Consent To Assign Licenses)	

Order

Adopted: March 8, 2012

Released: March 8, 2012

By the Chief, Wireless Telecommunications Bureau:

1. On January 19, 2012, the Commission released a Public Notice seeking comment on two separate applications, one filed by Cellco Partnership d/b/a Verizon Wireless (“Verizon Wireless”) and SpectrumCo, LLC (“SpectrumCo”), and one filed by Verizon Wireless and Cox TMI Wireless, LLC (“Cox Wireless”), a subsidiary of Cox Communications, Inc. (“Cox”), to assign spectrum licenses held by SpectrumCo and Cox Wireless to Verizon Wireless. The Commission established February 21, 2012, as the deadline for filing comments and petitions to deny; March 2, 2012, as the deadline for filing responses to comments and oppositions to petitions; and March 12, 2012, as the deadline for filing replies to responses or oppositions.¹ In this Order, we extend the deadline for filing replies to responses or oppositions to March 26, 2012.

2. SpectrumCo is a joint venture now comprising three MVPDs – Comcast Corp., Time Warner Cable Inc., and Bright House Networks, LLC. On the same day that SpectrumCo entered into an agreement with Verizon Wireless to assign SpectrumCo’s licenses to Verizon Wireless, the constituent corporations of SpectrumCo entered into commercial arrangements with Verizon Wireless, including agreements under which the MVPDs and Verizon Wireless will sell each other’s cable and wireless services. Cox and Verizon Wireless entered into substantially similar agreements on December 16, 2011. The Applicants have stated that these commercial agreements “have no bearing on whether the spectrum sale is in the public interest, do not require Commission approval, and, for several reasons, do not need to be part of the formal record in this proceeding.”² Nevertheless, at the Commission’s request, the Applicants submitted versions of the commercial agreements into the record, redacting some highly sensitive information.

¹ Cellco Partnership d/b/a Verizon Wireless, SpectrumCo, LLC and Cox TMI Wireless, LLC, Seek FCC Consent to the Assignment of AWS-1 Licenses; Pleading Cycle Established, *Public Notice*, DA 12-67, WT Docket No. 12-4 (rel. Jan. 19, 2012).

² Ex Parte Notice and Submission of Highly Confidential Documents, to Marlene H. Dortch, Secretary, FCC, from J.G. Harrington, Counsel to Cox TMI Wireless, LLC (filed Jan. 18, 2012) at 2 (Verizon Wireless-Cox commercial agreements); Ex Parte Notice and Submission of Confidential and Highly Confidential Documents Pursuant to First and Second Protective Orders, to Marlene H. Dortch, Secretary, FCC, from Michael H. Hammer (filed Jan. 18, 2012) at 2 (Verizon Wireless-SpectrumCo commercial agreements).

3. On March 7, 2012, several commenters filed a joint motion for an extension of time to file their replies to responses and oppositions.³ They emphasize their desire for access to information redacted from the commercial agreements. They also argue that as late as March 5, 2012, three days into their ten-day response period, many parties still had not been able to fully review the Applicants' Opposition due to delays associated with obtaining access to the confidential version of the Opposition.

4. Today, the Commission has requested the Applicants to submit for the record, on an expedited basis, certain material previously redacted from their commercial agreements that is essential to the Commission's review of the proposed license transfer. In light of the approaching filing deadline, and in order to provide adequate time for all interested parties to review and comment on this additional material and on Applicants' Opposition, we are extending the filing deadline for filing replies to the responses or oppositions from March 12, 2012, until March 26, 2012 – the date requested in the Motion for Extension of Time. This action is taken pursuant to authority delegated by Section 0.331 of the Commission's Rules.⁴

FEDERAL COMMUNICATIONS COMMISSION



Rick Kaplan
Chief, Wireless Telecommunications Bureau

³ Motion for Extension of Time to File Replies to Responses and Opposition, filed by Public Knowledge, Free Press, Media Access Project, National Telecommunications Cooperative Association, the Open Technology Initiative of New America Foundation, Rural Telecommunications Group, and Sprint Nextel Corporation (filed March 7, 2012).

⁴ 47 C.F.R. § 0.331.