



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 13-1799
August 23, 2013

WIRELESS TELECOMMUNICATIONS BUREAU GRANTS BROADBAND RADIO SERVICE LICENSE

Auction 6

Report No. AUC-6 (Auction 6)

On March 28, 1996, the Federal Communications Commission (“FCC”) completed Auction No. 6 for Multipoint Distribution Service (“MDS”) licenses.¹ MDS is now the Broadband Radio Service (“BRS”) and is in the 2496-2502, 2602-2615, and 2616-2673.5 MHz bands. After a preliminary review of the FCC long-form application, the application listed in the Attachment to this Public Notice was accepted for filing.² Upon further review, we find that the application listed in the Attachment is complete and conforms to the Commission’s rules. Grant of this application is pursuant to a Settlement Agreement entered into on October 11, 2012 between Communications Ventures, Inc. (“CVI”), S. William Manera, trustee, and the FCC.³ Furthermore, the FCC has received full payment, as required by section 1.2109(a) of its rules,⁴ for the license listed in the Attachment.⁵

Accordingly, by this Public Notice, we announce the grant of the license listed in the Attachment. We grant these license pursuant to Section 309(a) of the Communications Act, 47 U.S.C. § 309(a), and section 0.331 of the Commission’s rules, 47 C.F.R. § 0.331, because it will serve the public interest, convenience, and necessity.

Please contact John Schauble, Wireless Telecommunications Bureau, Broadband Division, at (202) 418-0797, for questions regarding legal matters and licensing issues.

- FCC -

¹ See “Winning Bidders in the Auction of Authorizations to Provide Multipoint Distribution Service in 493 Basic Trading Areas: Down Payments Due April 5, 1996, FCC Form 304s/Statements of Intention Due May 10, 1996,” *Public Notice* (MB rel. March 29, 1996).

² See Mass Media Bureau Multipoint Distribution Service FCC Form 304 Applications and Statements of Intention, Report No. D-853, *Public Notice* (MB rel. May 20, 1996).

³ Settlement Agreement Between Chapter 7 Trustee of CVI Bankruptcy Estate, Case No. 2:99-bk-01158-RTB and Federal Communications Commission (Oct. 11, 2012). The application was originally filed in the name of CVI. On February 3, 1999, CVI filed a voluntary petition for bankruptcy under Chapter 11 of the United States Bankruptcy Code in the United States Bankruptcy Court for the District of Arizona. On December 14, 2010, an amendment was filed reporting that the bankruptcy had been converted to a proceeding under Chapter 7 of the Bankruptcy Code and that Mr. Manera had been appointed trustee.

⁴ 47 C.F.R. § 1.2109(a). On August 12, 2013, Mr. Manera amended the application to reflect his intention to make full payment on the license pursuant to 47 C.F.R. § 1.2109(a).

⁵ In accordance with 47 C.F.R. § 1.2109, on August 21, 2013, the Commission received payment in full for the winning bid for the Terre Haute license.