



# PUBLIC NOTICE

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DA 13-519

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## WIRELESS TELECOMMUNICATIONS BUREAU FURTHER EXTENDS COMMENT PERIOD RE: AT&T REQUESTS FOR WAIVER OF CELLULAR LICENSE APPLICATION RULES CONCERNING SERVICE AREA BOUNDARY EXTENSIONS

### WT Docket No. 13-10

On February 5, 2013, the Wireless Telecommunications Bureau (“Bureau”) released a *Public Notice*<sup>1</sup> seeking comment on multiple requests for waiver of Sections 1.923(a) and 22.911(d)<sup>2</sup> of the Commission’s Rules, filed by AT&T Mobility, LLC, a subsidiary of AT&T, Inc. (“AT&T”). On February 20, 2013, the Bureau granted a request jointly filed by AT&T and Cellco Partnership d/b/a Verizon Wireless (“Verizon”) to extend the comment deadline for 12 applications to March 22, 2013, and extended the reply comment deadline for those applications to April 5, 2013 (“February 20 Public Notice”).<sup>3</sup> In a jointly filed “Request for Further Extension of Time” dated March 20, 2013, AT&T and Verizon ask pursuant to Section 1.46 of the Commission’s Rules<sup>4</sup> that the comment deadline for five applications be extended by an additional 30 days.<sup>5</sup> By today’s Public Notice, we further extend the comment and reply comment filing deadlines as described below solely with regard to the applications listed in the attached Appendix.

AT&T and Verizon report significant progress toward negotiating SAB extension agreements, stating that AT&T has received all extension agreements needed to resolve seven of the 12 applications listed in an appendix to the February 20 Public Notice.<sup>6</sup> The parties further report that negotiations are nearing successful conclusion for the other five applications. While it is the Commission’s policy under Section 1.46(a) that extensions of time not be routinely granted, we find that extending the comment and reply comment periods for the five applications will serve the public interest. AT&T and Verizon have

<sup>1</sup> See “Comment Sought on AT&T Requests for Waiver of Cellular License Application Rules Concerning Service Area Boundary Extensions,” *Public Notice*, WT Docket No. 13-10, DA 13-44 (rel. Feb. 5, 2013).

<sup>2</sup> 47 C.F.R. §§ 1.923(a), 22.911(d).

<sup>3</sup> See “Wireless Telecommunications Bureau Extends Comment Period re: AT&T Requests for Waiver of Cellular License Application Rules Concerning Service Area Boundary Extensions,” *Public Notice*, WT Docket No. 13-10, DA 13-243 (rel. Feb. 20, 2013) (attaching an Appendix listing the FCC file numbers for the 12 applications).

<sup>4</sup> 47 C.F.R. § 1.46.

<sup>5</sup> See “Request for Extension of Time” dated March 20, 2013, jointly filed by AT&T Mobility, LLC and Cellco Partnership d/b/a Verizon Wireless, as filed in WT Docket No. 13-10 (“AT&T/Verizon Comment Period Further Extension Request”).

<sup>6</sup> See AT&T/Verizon Comment Period Further Extension Request at 2 (listing the relevant 7 FCC file numbers).

demonstrated their commitment to good faith negotiations,<sup>7</sup> and a limited further extension will allow them to continue their efforts concerning the remaining five applications. Accordingly, solely for the applications listed in the attached Appendix, we hereby grant the request and extend the deadline for filing comments to April 22, 2013. We also hereby extend the deadline for filing reply comments to May 6, 2013, for the applications listed in the Appendix. We expect the parties to complete their negotiations within the next 30 days.

This action is taken pursuant to authority found in Section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), and Sections 0.131, 0.331, and 1.46 of the Commission's rules, 47 C.F.R. §§ 0.131, 0.331, and 1.46. For further information, contact Ms. Nina Shafran of the Mobility Division, Wireless Telecommunications Bureau, at (202) 418-2781 or via e-mail at [nina.shafran@fcc.gov](mailto:nina.shafran@fcc.gov).

Action by the Chief, Mobility Division, Wireless Telecommunications Bureau.

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<sup>7</sup> AT&T states it will soon file amendments to the 7 applications to reflect receipt of the requisite SAB extension agreements. *Id.* note 2. We urge prompt filing of the appropriate amendments for those applications.

Appendix<sup>8</sup>

App. No.	AT&T Call Sign	AT&T CMA No.	Block	AT&T CMA Name	Neighbor Call Sign	Neighbor CMA No.	Neighbor CMA Name	Neighbor
4973763	KNKA472	CMA096	A	Fort Wayne, IN	KNKA707 KNKN852	CMA158 CMA588	Lima, OH OH 4-Mercer	Verizon Wireless
5029109	KNKA605	CMA285	A	Las Cruces, NM	KNKA321 WQGM465	CMA081 CMA555	El Paso, TX NM 3-Catron	Verizon Wireless
4952600	KNKN283	CMA530	A	MT 8- Beaverhead	KNKR311	CMA720	WY 3-Lincoln	Verizon Wireless
4930384	KNKN312	CMA718	A	WY 1-Park	KNKR311	CMA720	WY 3-Lincoln	Verizon Wireless
4957751	KNKN432	CMA526	A	MT 4-Daniels	KNKR256	CMA525	MT 3 - Phillips	Verizon Wireless

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<sup>8</sup> See AT&T/Verizon Comment Period Further Extension Request, Exhibit A.