



PUBLIC NOTICE

Federal Communications Commission
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DA 25-919

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WIRELESS TELECOMMUNICATIONS BUREAU ACCEPTS FOR FILING AT&T MOBILITY II LLC AND ECHOSTAR CORPORATION'S SPECTRUM ASSIGNMENT APPLICATIONS

WT Docket No. 25-303

Petitions to Deny Due: October 30, 2025

Oppositions Due: November 14, 2025

Replies Due: November 24, 2025

By this Public Notice, the Wireless Telecommunications Bureau (WTB) announces that the three assignment applications filed by AT&T Mobility II LLC, an indirect wholly owned subsidiary of AT&T Inc., (collectively, AT&T) and EchoStar Corporation and its wholly owned subsidiaries (collectively, EchoStar, and together with AT&T, the Applicants) have been found, upon initial review, to be acceptable for filing.¹

On September 18, 2025, AT&T and EchoStar filed applications pursuant to section 310(d) of the Communications Act of 1934, as amended,² seeking the Commission's consent to assign EchoStar's 3.45 GHz and 600 MHz spectrum licenses to AT&T.³ The Applicants state that these applications are part of a broader commercial transaction that includes EchoStar extending its access to AT&T's radio access network through a "network as a service" arrangement and extending its current Mobile Virtual Network Operator (MVNO) agreement with AT&T.⁴ According to the Applicants, the transaction will provide significant public interest benefits by improving AT&T's service and making both companies stronger competitors.⁵

According to the Applicants, under the proposed spectrum license assignments, EchoStar would assign licenses to AT&T in 3,143 counties in all or parts of 716 Cellular Market Areas (CMAs) across 50 states and the District of Columbia covering approximately 99% of the U.S. population.⁶ The Applicants assert that the proposed assignments would result in AT&T having an attributable interest in more than 40

¹ See ULS File Nos. 0011749148, 0011749151, 0011749122 and paper applications filed in ECFS File Nos. 50001WTAA25 and 50002WTAA25 (filed Sept. 18, 2025) (Applications). The Commission reserves the right to return any of these applications if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies.

² 47 U.S.C. § 310(d).

³ See, e.g., Applications, Description of Transaction, Public Interest Showing, and Related Demonstrations at 6–7 (Public Interest Statement).

⁴ Public Interest Statement at 7.

⁵ *Id.* at 3–4.

⁶ See, e.g., Public Interest Statement, Exh. 3 AT&T Aggregation Chart.

megahertz of 3.45 GHz spectrum holdings in certain affected Partial Economic Areas (PEAs).⁷ Post-transaction, according to the Applicants, AT&T would be attributed with a maximum of 415 megahertz of spectrum, including up to 110 megahertz of below-1-GHz spectrum and up to 100 megahertz of 3.45 GHz spectrum.

Under the Commission's rules, 3.45 GHz spectrum licensees are subject to an aggregation limit of up to 40 megahertz of 3450–3550 MHz band licenses across both categories in any service area at any given time for four years after the close of Auction 110.⁸ The Applicants thus request waiver of section 27.1606 of the Commission's rules.⁹ The Applicants also state that AT&T does not currently operate in the 600 MHz band and request a “waiver, extension, and/or substitution of the 600 MHz buildout requirements” under sections 27.14(t), 1.953, and 1.946(e)(3) of the Commission's rules to give AT&T the necessary time to deploy the 600 MHz spectrum.¹⁰ AT&T requests the following adjustments to the buildout requirements: AT&T will offer service (1) to 40% of the total nationwide population covered by the 600 MHz licenses no later than the date of the third anniversary of the closing date of the proposed transaction; and (2) to 75% of the total nationwide population covered by the 600 MHz licenses and 40% of the total population covered by each license on a license-by-license basis no later than the earlier of the date of the fifth anniversary of the closing of the proposed transaction or December 31, 2030.¹¹

Ex Parte Rules. Pursuant to section 1.1200(a) of the Commission's rules,¹² the Commission may adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires. We announce that this proceeding will be governed by permit-but-disclose *ex parte* procedures that are applicable to non-restricted proceedings under section 1.1206 of the Commission's rules.¹³ This proceeding shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission's *ex parte* rules.¹⁴ Entities or persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Entities or persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must: (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made; and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte*

⁷ Public Interest Statement at 3; Public Interest Statement, Exh. 3 AT&T Aggregation Chart. The Applicants assert that under the proposed transaction, AT&T would remain at or below the 385 megahertz overall spectrum screen trigger almost everywhere, and in parts of four CMAs, it would hold more than 385 megahertz of attributable low- and mid-band spectrum. Public Interest Statement at 25. The Applicants also acknowledge that the proposed transaction would result in AT&T holding more than 68 megahertz of below-1 GHz spectrum in some areas, triggering enhanced factor review. *Id.* at 26.

⁸ 47 CFR § 27.1606(a); *see also Auction of Flexible-Use Service Licenses in the 3.45–3.55 GHz Band Closes, Winning Bidders Announced for Auction 110*, AU Docket No. 21-62, Public Notice, 37 FCC Rcd 308, 308, para. 1 (OEA and WTB Jan. 14, 2022) (announcing January 4, 2022 as the end date of the auction). This 3.45 GHz spectrum limit is in place until January 4, 2026.

⁹ Public Interest Statement at 37–38.

¹⁰ *Id.* at 29–37; *see also* 47 CFR §§ 27.14(t), 1.953 and 1.946(e)(3).

¹¹ Public Interest Statement at 29.

¹² 47 CFR § 1.1200(a).

¹³ 47 CFR § 1.1206.

¹⁴ 47 CFR §§ 1.1200 *et seq.*

meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (e.g., .doc, .xml, .ppt, searchable .pdf).¹⁵ Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

Comment Period and Filing Requirements. Interested parties may file pleadings on or before the dates indicated on the first page of this document. All filings may be filed using the Commission's Electronic Comment Filing System (ECFS). Filings should refer to WT Docket No. 25-303 when filing in response to this Public Notice.

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <https://www.fcc.gov/ecfs/>
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing.
 - Filings can be sent by hand or messenger delivery, by commercial courier, or by the U.S. Postal Service. All filings must be addressed to the Secretary, Federal Communications Commission.
 - Hand-delivered or messenger-delivered paper filings for the Commission's Secretary are accepted between 8:00 a.m. and 4:00 p.m. by the FCC's mailing contractor at 9050 Junction Drive, Annapolis Junction, MD 20701. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building.
 - Commercial courier deliveries (any deliveries not by the U.S. Postal Service) must be sent to 9050 Junction Drive, Annapolis Junction, MD 20701.
 - Filings sent by U.S. Postal Service First-Class Mail, Priority Mail, and Priority Mail Express must be sent to 45 L Street NE, Washington, DC 20554.

One copy of each pleading, *ex parte* submission, or other filing must be delivered electronically, by email, or if delivered as paper copy, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (according to the procedures set forth above for paper filings), to: (1) Susannah Larson, Wireless Telecommunications Bureau, at susannah.larson@fcc.gov; (2) Judith Dempsey, Economic Analysis Division, Office of Economics and Analytics, at judith.dempsey@fcc.gov; (3) Stacy Ferraro, Competition & Infrastructure Policy Division, Wireless Telecommunications Bureau, at stacy.ferraro@fcc.gov; (4) Stephanie Asous, Mobility Division, Wireless Telecommunications Bureau, at stephanie.asous@fcc.gov; (5) Nadja Sodos-Wallace, Broadband Division, Wireless Telecommunications Bureau, nadja.sodoswallace@fcc.gov; (6) Joel Rabinovitz, Office of General Counsel, at TransactionTeam@fcc.gov. Any submission emailed to these individuals should include in the subject line of the email: (1) WT Docket No. 25-303; (2) the name of the submitting party; and (3) a brief description or title identifying the type of document being submitted (e.g., WT Docket No. 25-303, Widget Corp., Notice of *Ex Parte* Communications).

People with Disabilities. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice).

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¹⁵ 47 CFR § 1.1206(b).