

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

In the Matter of

Grant of Applications for 800 MHz SMR,
Business, Industrial/Land Transportation and
General Category Channels Received Between
November 8, 1993 and August 10, 1994

ORDER

Adopted: April 17, 1995;

Released: April 17, 1995

By the Chief, Wireless Telecommunications Bureau:

1. On March 17, 1995, the Wireless Telecommunications Bureau ("Bureau") released a public notice announcing its completion of its review of approximately 40,000 applications received between November 8, 1993 and August 10, 1994 for channels in the SMR, Business, Industrial/Land Transportation, and General Categories.¹ In the *800 MHz Application Grants Public Notice*, the Bureau also granted more than 4,500 of those applications.² We have received a Petition for Reconsideration filed on April 13, 1995 by the American Mobile Telecommunications Association, Inc., the Industrial Telecommunications Association, Inc., including its Council of Independent Communications Suppliers, and the Personal Communications Industry Association (collectively, the "Coalition") requesting reconsideration of the license grants made in the *800 MHz Application Grants Public Notice*. The Coalition submits that "the public interest would be greatly served, and Bureau resources conserved, by making slight modifications to the Coalition software used to assist the Bureau to process backlogged 800 MHz applications, re-processing the applications, and issuing a revised list of granted licenses."³ Section 1.113 of the Commission's rules provides, in pertinent part, that "[w]ithin 30 days after public notice has been given of any action taken pursuant to delegated authority, the person, panel, or board taking the action may modify or set it aside on its own motion."⁴

2. Given the significant number of authorizations affected by the *800 MHz Application Grants Public Notice* and the number of licensees that could be potentially affected if the Commission acted favorably upon the Coalition's request, we conclude that the public interest would be served by modifying such license grants to be conditional grants pending the Bureau's disposition of the Coalition's Petition.

3. Accordingly, IT IS HEREBY ORDERED, pursuant to Section 1.113 of the Commission's Rules, 47 CFR § 1.113(a), that the license grants made in the *800 MHz Application Grants Public Notice* issued by the Bureau on March 17, 1995 ARE MODIFIED as described herein.

FEDERAL COMMUNICATIONS COMMISSION

Regina M. Keeney, Chief
Wireless Telecommunications Bureau

¹ Wireless Telecommunications Bureau Processes Over 40,000 and Grants More than 4500 Applications for 800 MHz SMR, Business, Industrial/Land Transportation and General Category Channels Received Between November 8, 1993 and August 10, 1994, *Public Notice*, released March 17, 1995 ("*800 MHz Applica-*

tion Grants Public Notice").

² *Id.*

³ Coalition Petition at 1.

⁴ 47 CFR § 1.113(a).