



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

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ERRATUM

PUBLIC SAFETY AND HOMELAND SECURITY BUREAU SEEKS COMMENT ON REQUEST FOR WAIVER FILED BY THE MARYLAND DEPARTMENT OF TRANSPORTATION TO OPERATE ON UHF TELEVISION FREQUENCIES

File No. 0002795867

Comment Date: March 3, 2007

Reply Comment Date: March 18, 2007

On January 31, 2007, the Public Safety and Homeland Security Bureau (Bureau) released a Public Notice, DA 07- 443, in the above-captioned proceeding. Because the proceeding is non-docketed, this Erratum corrects information contained in paragraphs 3 and 4 of the original Public Notice to replace all references to electronic filing procedures with references to the Commission's procedures for paper filings. Specifically, corrections have been made to add information regarding paper filing procedures only and to add contact information regarding the public reference file for this application. Paragraphs 4 and 5 of the revised Public Notice now read as follows:

"Interested parties may file comments on the application on or before the date indicated on the first page of this document. All comments should reference the subject application including the DA number of this *Public Notice*. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue N.E., Suite 110, Washington D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD. 20743.
- U.S. Postal Service first-class mail, Express, and Priority mail must be sent to 445 12th Street, S.W., TW-A325, Washington, D.C. 20554.

The application and attachments can be accessed electronically via the Commission's Universal Licensing System, <http://wireless.fcc.gov/uls>. The full text of the attachments and comments will be available for inspection and duplication during regular business hours in the FCC Reference Information Center (RIC)

of the Consumer and Governmental Affairs Bureau, Federal Communications Commission, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. For further information regarding the public reference file for this application, contact Maria Ringold, Chief, Wireless Branch, RIC, (202) 418-1355. Copies may be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554. Customers may contact BCPI through its web site, <http://www.bcpiweb.com>, by email at fcc@bcpiweb.com, by phone at (202) 488-5300 or (800) 378-3160, or by facsimile at (202) 488-5563. 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), 202-418-0432 (tty)."

This Erratum also amends the Public Notice by adding a paragraph 6 regarding *ex parte* presentations and the Bureau's determination that it would be in the public interest to treat this case as a permit-but-disclose proceeding, pursuant to Sections 1.1200(a), 1.1206 of the Commission's rules, 47 C.F.R. §§ 1.1200(a), 1.1206. Paragraph 6 has been added to read as follows:

"Because of the policy implications and potential impact of this proceeding on persons not parties to the application, we believe it would be in the public interest to treat this case as a permit-but-disclose proceeding under the *ex parte* rules. See Sections 1.1200(a), 1.1206 of the Commission's rules, 47 C.F.R. §§ 1.1200(a), 1.1206. Therefore, subsequent to the release of this *Public Notice*, *ex parte* presentations that are made with respect to the issues involved in the subject waiver request will be allowed but must be disclosed in accordance with the requirements of Section 1.1206(b) of the Commission's Rules, 47 C.F.R. § 1.1206(b)."

For further information, contact Mr. Herb Zeiler of the Policy Division, Public Safety and Homeland Security Bureau at (202) 418-0686 or via e-mail to Herbert.Zeiler@fcc.gov.