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REPLY TO:

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**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-3002**

July 20, 2011

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AND CAPABILITIES

Mr. Julius Genachowski  
Chairman  
Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554-0005

Dear Mr. Genachowski:

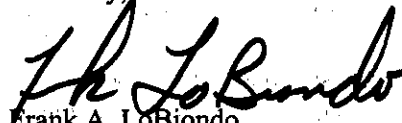
The purpose of this letter is to request information on the assignment of radio spectrum and the use of certain spectrum.

I am requesting the following information from the FCC:

1. What studies has the FCC conducted regarding the actual use of licensed radio spectrum, particularly the portions of spectrum designated under FCC Rules as the Private Land Mobile Part, as well as the Wireless Communications Part? In addition, if such study has been conducted, I am requesting the FCC please provide a copy with your reply;
2. What is the definition used to determine if a licensee is using a radio frequency or spectrum?
3. What criteria and procedure does the FCC utilize to determine if a licensee is using a particular frequency on which they have been licensed to broadcast?
4. If a licensee is found not to be using a particular frequency or frequencies, what criteria are used to determine if the frequency or spectrum has been abandoned, as well as the process to relicense or reallocate spectrum?
5. During a spectrum auction, are there requirements in place for a licensee to use the spectrum in a particular set time, and must keep it in use for a particular period?

Thank you for your prompt and timely attention to this matter. I would appreciate it if you would examine these questions and notify me in writing of the results.

Sincerely,

  
Frank A. LoBiondo  
Member of Congress

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