

United States Senate

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May 16, 2012

0629

The Honorable Julius Genachowski, Chairman
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Dear Chairman Genachowski,

I write to draw your attention to some spectrum reallocation petitions, which are currently before the Commission.

It is my understanding that these petitions seek to transfer select digital VHF frequencies to UHF frequencies. Further, it is my understanding that these petitions were submitted prior to the Commission's May 31, 2011 public notice, which curtailed the submission of additional reallocation petitions.

Based on the public record, it appears that since June 2009, at least twenty-three applications for VHF to UHF reassignment have been approved by the Commission, including six in 2011 and one in 2012. The Commission also approved thirteen UHF to UHF reassignments during the same period of time.

As you know, Section 6403 of the Middle Class Tax Relief and Job Creation Act of 2012 permits the Commission to consider requests for VHF to UHF reassignment, which were pending before the May 2011 deadline. Therefore, I ask for every appropriate consideration for such petitions in accordance with the Commission's existing standards and processes.

Thank you for your attention to this request. I would appreciate any updated information regarding this matter at your convenience.

Sincerely,



Mark R. Warner