

## Connie Diaz

---

**From:** Elizabeth Fishel  
**Sent:** Wednesday, December 23, 2020 2:05 PM  
**To:** Petra Wilson; msaguilera90@gmail.com; Peter  
**Cc:** Blaise Scinto; Dana Shaffer; Charles Mathias; Susan Mort; John Schauble; Nadja SodosWallace; Jennifer Tomchin; Peter Daronco; Sommer Gilbert; Paul Malmud; Susan Mickley; Sommer Gilbert; Stephen Buenzow (CTR); Connie Diaz; Cecilia Sulhoff  
**Subject:** FW: Emergency STA request Crow Creek Sioux Tribe  
**Attachments:** Letterhead1.pdf; Letterhead2.pdf; DA 20-463 attachment.pdf

Good morning,

Shown below is the granted emergency special temporary authorization (STA) for the Crow Creek Sioux Tribe.

Please contact me if you have any questions.

Elizabeth (Beth) Fishel

The Crow Creek Sioux Tribe's request for emergency Special Temporary Authority (STA) to operate on unassigned 2.5 GHz spectrum, formerly Educational Broadband Service spectrum for a period of 60-days is granted via this e-mail. The Crow Creek Sioux Tribe will be using this spectrum to provide relief during the state of emergency caused by the spread of the coronavirus throughout the United States.

The Crow Creek Sioux Tribe may use New Channel 1 (2502.0-2551.5 MHz), New Channel 2 (2551.5-2602.0 MHz) and New Channel 3 (2615-2616 MHz and 2673.5-2690 MHz) to transmit from a site located at the following coordinates: 44.0734300 N., -99.4393865 W. This STA will also authorize operation on those same frequencies of fixed and mobile customer equipment located on the Crow Creek Sioux Reservation used in association with the transmitter site listed above. This STA is authorized on a secondary, non-interference basis. Operation under this STA must be consistent with the technical rules applicable to this spectrum. The Crow Creek Sioux Tribe must cease operating at the expiration of this STA. In addition, the Crow Creek Sioux Tribe must cease operating on these frequencies if such use causes harmful interference to any existing licensees. Any structure utilized to operate pursuant to this STA must comply with the height limitations specified in Section 17.7 of the Commission's rules or must be registered with the FAA.

The Crow Creek Sioux Tribe must file an STA application for Special Temporary Authorization to continue its operations within 10 days of today's date (December 23, 2020), or the STA will automatically terminate. Your STA application must list the specific 2.5 GHz channels you will be using. The STA application should be filed in the Commission's Electronic Comment Filing System (ECFS) as a Non-Docketed Filing in the FCC Inbox for 1.931 Market-based STAs, pursuant to the process described in the attachment to DA 20-463, a copy of which is attached to this email. In addition, a courtesy copy of the STA application should be emailed to the FCC staff members copied on this email. If you have any questions about the filing process, please contact Susan Mickley of the Broadband Division at [Susan.Mickley@fcc.gov](mailto:Susan.Mickley@fcc.gov).

In granting this STA, the Wireless Telecommunications Bureau is relying on our understanding that the Crow Creek Sioux Tribe is ready to begin operations promptly. Grant of this STA does not confer any rights to the Crow Creek Sioux Tribe with regard to the 2.5 GHz Rural Tribal Priority Window.

**From:** Petra Wilson <[petra@muralnet.org](mailto:petra@muralnet.org)>  
**Sent:** Tuesday, December 22, 2020 4:02 PM  
**To:** Nadja SodosWallace <[Nadja.SodosWallace@fcc.gov](mailto:Nadja.SodosWallace@fcc.gov)>

**Cc:** Elizabeth Fishel <[Elizabeth.Fishel@fcc.gov](mailto:Elizabeth.Fishel@fcc.gov)>; John Schauble <[John.Schauble@fcc.gov](mailto:John.Schauble@fcc.gov)>; RuralTribalWindow <[RuralTribalWindow@fcc.gov](mailto:RuralTribalWindow@fcc.gov)>; Paul Malmud <[Paul.Malmud@fcc.gov](mailto:Paul.Malmud@fcc.gov)>

**Subject:** Re: Emergency STA request Crow Creek Sioux Tribe

Hello,

Please see the attached document in regards to the corrections for the request for the emergency STA for the Crow Creek Sioux Tribe. The pages have been uploaded separately so please see both attachments.

Thank you for your time!

**From:** Petra Wilson <[petra@muralnet.org](mailto:petra@muralnet.org)>

**Sent:** Thursday, December 10, 2020 3:39 PM

**To:** Elizabeth Fishel <[Elizabeth.Fishel@fcc.gov](mailto:Elizabeth.Fishel@fcc.gov)>; John Schauble <[John.Schauble@fcc.gov](mailto:John.Schauble@fcc.gov)>; Nadja SodosWallace <[Nadja.SodosWallace@fcc.gov](mailto:Nadja.SodosWallace@fcc.gov)>; RuralTribalWindow <[RuralTribalWindow@fcc.gov](mailto:RuralTribalWindow@fcc.gov)>; Peter <[peterlengkeek@yahoo.com](mailto:peterlengkeek@yahoo.com)>

**Subject:** Emergency STA request Crow Creek Sioux Tribe

Good Morning Ms. Fishel,

I am forwarding a revised copy of the CCST Emergency STA request. I believe they have stated all the requirements needed per conversation with everyone.

The issue of mutual exclusivity from another tribes mapping has been resolved as well.

If you have any questions or concerns please let me know.

Petra Wilson

----- Forwarded message -----

**From:** Yolanda Aguilera <[msaguilera90@gmail.com](mailto:msaguilera90@gmail.com)>

**Date:** Thu, Dec 10, 2020, 9:05 AM

**Subject:** Letter head

**To:** <[petra@muralnet.org](mailto:petra@muralnet.org)>

Hey Petra this is Yolanda Aguilera, Peter's secretary attach is the LetterHead he told me to send to you if you need anything else let me know.



Virus-free. [www.avast.com](http://www.avast.com)

--  
Petra Wilson  
Oglala Sioux Tribe

MuralNet Tribal Outreach Strategist



**1900 Fruitvale Ave. Ste. 3F, Oakland, CA 94601**

**Email: [petra@muralnet.org](mailto:petra@muralnet.org) Cell: 702-612-6111**

***Legal Advice Disclaimer.*** MuralNet provides information and consulting services to assist tribal entities in connection with the Federal Communications Commission's Tribal Priority Filing Window. MuralNet services may include spectrum analysis, engineering support, strategic consulting and other non-legal consulting services. MuralNet employees and contractors are not attorneys. MuralNet is not a law firm or a substitute for an attorney or a law firm. Information and services MuralNet provides are not legal advice or opinion and do not in any way constitute legal representation.



# CROW CREEK SIOUX TRIBE

P.O. BOX 50  
FORT THOMPSON, SOUTH DAKOTA 57339  
TEL: (605) 245-2221 – FAX: (605) 245-2470

Ms Fishel,

## TRIBAL COUNCIL

Peter J. Lengkeek  
Chairman

Richard A. Coleman, Sr.  
Vice-Chairman

Christine L. Obago  
Treasurer

Carla R. Pickner  
Secretary

Fabian W. Howe, Sr.  
Councilmember

Mark Wells  
Councilmember

Matthew J. St. John  
Councilmember

The Chairman of the Crow Creek Sioux Tribe authorizes and supports the filing of the Special Temporary Authority (STA) for the Crow Creek Sioux Tribe.

The Crow Creek Sioux Tribe is requesting the use of all 3 channels in the 2.5 GHz band in available areas. We have a current application in place and do understand that in the request of the STA it does not mean that there is a approved license in regards to the application itself as a permanent right to the requested spectrum. We also understand that this licensing will be temporary and that it is on the basis of emergency need. We are looking to have the Emergency STA for the time allowed of 60 days with the understanding that it will need to be extended to continue operating. The tribe will be ready to be operational and has the ability to begin quickly as soon as the tribes request is approved within a day or two. In regards to the 3.5 GHz cost and performance they would only use 3.5 GHz short term and plan on building out on 2.5 GHz. The 3.5 requires outdoor CPEs which are more expensive than indoor and require installation, delaying deployment. Lastly. 3.5 doesn't go half as far nor does it penetrate foliage. 2.5 does. Deployment is from Fort Thompson's telecommunications tower near Wiz Dr or Sam Boy Dr. Here are the GPS coordinates: 44.0734300,-99.4393865; Near Fort Thompson, SD. <https://goo.gl/maps/XqtzQBTFkVTkMnH5A>

During this unique period, it is critical to connect the internet for vital services and information required for the tribe to continue their operations as we work to continue to slow the spread of COVID-19 within their communities. As such time demands some diverse strategies, we ask that the Federal Communication Commission

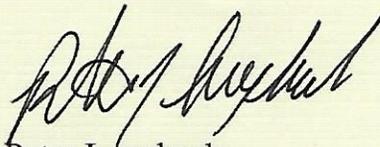
move expeditiously to grant this request to ensure the Crow Creek Sioux Tribe have broadband access during this pandemic to provide access to tele-health services for elders, remote learning for our students and continuity of government by the tribal council.

The Crow Creek Sioux Tribe is located in a remote rural community with extremely limited access to internet services and the STA would assist students whose families do not have the internet or wifi capabilities, especially now that K-12, colleges and universities have decided to cancel classes except for on-line learning. This is important to the fact that we find that statistically that American Indian/Alaska Native students already have lower graduation rates and now are at greater risk due to already diverse struggles they navigate. That combined with the lack of access, rising number of COVID-19 as South Dakota become a national hotspot, we feel that it is especially important for our students to have access to Wi-Fi.

In respect to the needs stated we do understand that we are to be within compliance to the technical rules associated with the STA, we also agree to that we will make sure there is no secondary non-interference basis and that the tribe will cease operations of the STA once no extensions are needed, time has exhausted and the STA has ended.

Thank you for the opportunity and consideration for our community.

Respectfully,

A handwritten signature in black ink, appearing to read "Peter Lengkeek", written in a cursive style.

Peter Lengkeek,  
Chairman Crow Creek Sioux Tribe

**Attachment**  
**Wireless Telecommunications Bureau ECFS Non-docketed Filing Solution**

- **Do not use the ECFS non-docketed filing portal to submit any applications that can be electronically filed in the Universal Licensing System (ULS) or anything for which another existing electronic-filing system is available.**
  
- **Filers should use the ECFS non-docketed filing portal for submitting the specific types of documents listed in the following categories of FCC Inboxes:**
  - a. INBOX – 1.913 Universal Licensing System Adjunct
    - i. Sublease applications;
    - ii. Multi-step transactions, such as simultaneous assignment applications or lease back applications where ULS filing cannot be accomplished; or
    - iii. Any other application where electronic filing via ULS is unavailable
  - b. INBOX – 1.931 Market-based STAs
    - i. Requests for Special Temporary Authority (STA) in market-based services, typically awarded by auction.
  - c. INBOX – 1.925 Waivers in Wireless Services filed by non-licensees
    - i. Any requests by non-licensees seeking waivers of rules in the wireless radio services (e.g. equipment certification waivers).
  
- **Do not use the ECFS non-docketed filing portal to submit any confidential documents, as all documents uploaded via ECFS are available to the public. If an application requires the submission of confidential information, please coordinate with FCC staff to submit the specific confidential components via email.**

**Filing instructions:**

1. Filers should access the ECFS filing portal at <https://www.fcc.gov/ecfs/filings>.
2. Click on the blue header labeled “Non-Docketed Filing.”
3. From the field labeled “FCC Inbox,” use the drop-down menu to select the appropriate inbox for the intended filing. The following three WTB inboxes have been established for applicable filings:
  - a. INBOX – 1.913 Universal Licensing System Adjunct
  - b. INBOX – 1.931 Market-based STAs
  - c. INBOX – 1.925 Waivers in Wireless Services filed by non-licensees
4. Complete the necessary fields regarding filer information
5. In the “Upload Documents” field, click to upload the appropriate document or drag and drop the document in the perforated box.
  - a. Filers must include an electronic copy of their completed application signed pursuant to section 1.52 of the Commission’s rules, as well as any associated attachments.
  - b. Application filings must continue to utilize standard FCC forms for the intended application type, as found on the FCC forms page:  
<https://www.fcc.gov/licensing-databases/forms>.
  - c. The ECFS system permits a maximum of five uploadable files per filing;

- d. Filing types accepted are PDF, text, ppt, pptx, docx, xlxs, doc, xls, rtf, and dwg.
6. Select “continue to review screen” at bottom of screen
  - a. Review summary of information completed for accuracy.
  - b. If any corrections are required, filers can navigate back to the previous screen with the filer information using their browser’s back button.
7. Once filers have confirmed that the information they entered is correct, click the “submit” button on the bottom of the screen.
  - a. Filer will receive a confirmation number upon submission
  - b. Please save the number for tracking purposes.
8. If your application requires a fee, FCC staff will bill filers for the applicable fee once the application has been assigned a file number or otherwise keyed into ULS.
  - a. Filers will receive a letter notifying them of the payment due
    - i. During this temporary mandated telework period due to COVID-19, OMD is temporarily emailing applicants their bill
  - b. All fees must be paid electronically; Filers will utilize the Fee Filer portal to make the associated payment electronically: <https://apps.fcc.gov/FeeFiler/login.cfm>
  - c. Filers will have 30 days to remit payment electronically from the issuance of the notice from FCC staff.
9. Please direct any questions about filed applications to WTB Staff:
  - a. Mobility Division: Keith Harper (202) 418-2759; [Keith.Harper@fcc.gov](mailto:Keith.Harper@fcc.gov)
  - b. Broadband Division: Paul Malmud (202) 418-0006; [Paul.Malmud@fcc.gov](mailto:Paul.Malmud@fcc.gov).
10. Technical Assistance:
  - a. For technical assistance with ECFS, please contact the ECFS Help Desk at 202-418-0193 or [ECFSHelp@fcc.gov](mailto:ECFSHelp@fcc.gov).
  - b. For technical assistance with FCC Pay fees, please contact the ULS Help Line: (877)480-3201 and select option 2 (Mon.-Fri. 8 a.m.-6 p.m. ET).