



# PUBLIC NOTICE

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## WIRELESS TELECOMMUNICATIONS BUREAU UPDATES 700 MHZ LICENSE RECORDS PURSUANT TO INTEROPERABILITY REPORT AND ORDER

By this *Public Notice*, the Wireless Telecommunications Bureau (Bureau) confirms that the Universal Licensing System (ULS) has been updated to reflect relevant construction deadlines and license terms for Lower 700 MHz band A, B, and E Block licensees pursuant to the Commission's actions in the *Interoperability Report and Order*.<sup>1</sup> In the *Interoperability Report and Order*, the Commission extended or waived the interim construction deadline for Lower 700 MHz band A Block licensees; extended the interim construction deadline for Lower 700 MHz band B Block licensees; and extended the interim construction deadline, final construction deadline and license term for Lower 700 MHz band E Block licensees.<sup>2</sup> We encourage licensees to carefully review ULS records regarding their licenses, including construction deadlines, license terms and comments.<sup>3</sup>

We recognize that some Lower 700 MHz band licensees have already filed notifications of construction indicating compliance with the interim construction benchmark deadline and/or the final construction benchmark deadline previously established by the Commission's rules, and the Bureau will perform a substantive review of these pending notifications. If the Bureau finds that a licensee meets the relevant benchmark, the Bureau will accept the notification; otherwise the notification will not be accepted. Where a notification is not accepted, licensees may refile demonstrating compliance with the relevant construction benchmark(s) consistent with the extended deadlines established in the *Interoperability Report and Order* and Commission rule 1.946(d).<sup>4</sup>

Some Lower 700 MHz band licensees have filed notifications of construction indicating that while the interim construction benchmark was not met, they have nonetheless undertaken "meaningful efforts" to put their spectrum to use. These filings were made consistent with the Bureau's 2011 reminder *Public Notice* providing guidance on how the Bureau would implement its discretion in applying penalties for 700 MHz licensees failing to meet the interim construction

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<sup>1</sup> In the Matter of Promoting Interoperability in the 700 MHz Commercial Spectrum, *Report and Order and Order of Proposed Modification*, 2013 WL 5817601 (Oct. 2013) (*Interoperability Report and Order*).

<sup>2</sup> *See id.* at 2013 WL 5817601, ¶¶ 56-61.

<sup>3</sup> Comments to individual licenses can be found by accessing ULS License Search under the "Admin" tab.

<sup>4</sup> *Id.*; 47 C.F.R. § 1.946(d) (requiring licensees to file a notification of construction within fifteen days of the expiration of the construction period).

benchmark.<sup>5</sup> However, as the Commission has extended or waived the interim deadline for Lower 700 MHz licensees through the *Interoperability Report and Order*, the Bureau has dismissed as not ripe for review all notifications asserting that “meaningful efforts” have been undertaken to put spectrum to use.

For information purposes, this *Public Notice* also provides a list of Lower 700 MHz Band A Block licensees subject to a waiver of the interim construction benchmark deadline based on proximity to incumbent Channel 51 operations.<sup>6</sup> The complete list can be found in Appendix A.

For further information, contact Ms. Becky Schwartz of the Mobility Division, Wireless Telecommunications Bureau at (202) 418-7178, or via e-mail at [Becky.Schwartz@fcc.gov](mailto:Becky.Schwartz@fcc.gov).

By the Chief, Mobility Division, Wireless Telecommunications Bureau.

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<sup>5</sup> 700 MHz Construction and Reporting Requirements, *Public Notice*, 26 FCC Rcd 16442 (WTB 2011). The Bureau indicated that: 1) it would use its discretion to implement a penalty of reducing the size of a licensed area only where Bureau staff determined that a licensee had failed to undertake meaningful efforts to put its spectrum to use; 2) licensees were required to notify the Commission whether or not they had met the interim construction benchmark; and 3) licensees failing the interim benchmark could include information detailing meaningful efforts to put spectrum to use. *Id.*, 26 FCC Rcd at 16444-45.

<sup>6</sup> *Interoperability Report and Order*, 2013 WL 5817601, ¶ 66; 47 C.F.R. § 27.14(g) (requiring A Block licensees to provide signal coverage and offer service over at least 35 percent of their license area within four years of the initial license grant, with a failure to do so resulting in a two-year reduction of the license term).

## APPENDIX A

### LOWER 700 MHz A BLOCK LICENSEES SUBJECT TO WAIVER OF INTERIM CONSTRUCTION BENCHMARK DEADLINE

<b>Licensee Name</b>	<b>Call Sign</b>	<b>Market</b>	<b>Market Description</b>
AB License Co LLC	WQIZ545	BEA158	Phoenix-Mesa, AZ-NM
Actel, LLC	WQIZ456	BEA036	Dothan, AL-FL-GA
Actel, LLC	WQIZ467	BEA095	Jonesboro, AR-MO
Big Wave Ventures LLC	WQQI315	BEA052	Wheeling, WV-OH
Cavalier Wireless, LLC	WQIZ389	BEA006	Syracuse, NY-PA
Cavalier Wireless, LLC	WQIZ394	BEA018	Greensboro-Winston-Salem-High
Cavalier Wireless, LLC	WQIZ396	BEA023	Charlotte-Gastonia-Rock Hill,
Cavalier Wireless, LLC	WQIZ397	BEA024	Columbia, SC
Cavalier Wireless, LLC	WQIZ398	BEA027	Augusta-Aiken, GA-SC
Cavalier Wireless, LLC	WQIZ399	BEA035	Tallahassee, FL-GA
Cavalier Wireless, LLC	WQIZ400	BEA037	Albany, GA
Cavalier Wireless, LLC	WQIZ403	BEA047	Lexington, KY-TN-VA-WV
Cavalier Wireless, LLC	WQIZ404	BEA056	Toledo, OH
Cavalier Wireless, LLC	WQIZ405	BEA070	Louisville, KY-IN
Cellco Partnership	WQJQ696	BEA010	New York-No. New Jer.-Long Island
Cellco Partnership	WQJQ699	BEA030	Orlando, FL
Cellco Partnership	WQJQ702	BEA040	Atlanta, GA-AL-NC
Cellco Partnership	WQJQ703	BEA049	Cincinnati-Hamilton, OH-KY-IN
Cellco Partnership	WQJQ705	BEA057	Detroit-Ann Arbor-Flint, MI
Cellco Partnership	WQJQ706	BEA062	Grand Rapids-Muskegon-Holland,
Cellco Partnership	WQJQ708	BEA067	Indianapolis, IN-IL
Cellco Partnership	WQJQ709	BEA099	Kansas City, MO-KS
Cellco Partnership	WQJQ713	BEA130	Austin-San Marcos, TX
Cellco Partnership	WQJQ715	BEA134	San Antonio, TX
Cellco Partnership	WQJQ716	BEA141	Denver-Boulder-Greeley, CO-KS-
Cellco Partnership	WQJQ717	BEA160	Los Angeles-Riverside-Orange C
Cellco Partnership	WQJQ719	BEA163	San Francisco-Oakland-San Jose
Cellco Partnership	WQJQ720	BEA164	Sacramento-Yolo, CA
Cellular South Licenses, LLC	WQIZ424	BEA043	Chattanooga, TN-GA
Cellular South Licenses, LLC	WQIZ425	BEA044	Knoxville, TN
Cellular South Licenses, LLC	WQIZ426	BEA045	Johnson City-Kingsport-Bristol
Cellular South Licenses, LLC	WQIZ428	BEA073	Memphis, TN-AR-MS-KY
Cincinnati Bell Wireless LLC	WQIZ531	BEA050	Dayton-Springfield, OH
Continuum 700 LLC	WQLA792	BEA152	Salt Lake City-Ogden, UT-ID
Cox TMI Wireless, L.L.C.	WQIZ535	BEA038	Macon, GA
Cox TMI Wireless, L.L.C.	WQIZ536	BEA081	Pensacola, FL
Cricket License Company, LLC	WQJQ707	BEA064	Chicago-Gary-Kenosha, IL-IN-WI
King Street Wireless, LP	WQLE663	BEA065	Elkhart-Goshen, IN-MI
King Street Wireless, LP	WQLE664	BEA066	Fort Wayne, IN
McBride Spectrum Partners, LLC	WQIZ576	BEA053	Pittsburgh, PA-WV

MetroPCS 700 MHz, LLC	WQIZ578	BEA003	Boston-Worcester-Lawrence-Lowe
Miller, David	WQIZ583	BEA157	El Paso, TX-NM
Puerto Rico Telephone Company, Inc.	WQNI292	BEA174	Puerto Rico & Virgin Isl.
USCOC NEBRASKA/KANSAS, LLC	WQIZ540	BEA118	Omaha, NE-IA-MO
USCOC OF GREATER IOWA, LLC	WQJQ679	BEA103	Cedar Rapids, IA
USCOC OF GREATER IOWA, LLC	WQLK631	BEA103	Cedar Rapids, IA
USCOC OF GREATER IOWA, LLC	WQNB985	BEA103	Cedar Rapids, IA
USCOC OF GREATER IOWA, LLC	WQIZ471	BEA119	Lincoln, NE
USCOC OF GREATER OKLAHOMA, LLC	WQJQ711	BEA125	Oklahoma City, OK
Vulcan Wireless LLC	WQIZ638	BEA167	Portland-Salem, OR-WA