

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of

Interactive Video and Data Service  
(IVDS) Licenses

Request for Stay to Postpone  
Commencement of Installment  
Payments Program

3. Accordingly, IT IS ORDERED that petitioners' requests for stay ARE GRANTED to the extent described above.

FEDERAL COMMUNICATIONS COMMISSION

Gerald P. Vaughan  
Deputy Chief  
Wireless Telecommunications Bureau

ORDER

Adopted: September 22, 1995; Released: September 22, 1995

By the Deputy Chief, Wireless Telecommunications Bureau:

1. On March 17 and June 22, 1995, Interactive Video and Data Service (IVDS) licensees AG Partners, Friends of IVDS, IVDCO LLC, IVDS/RLV Partnership, Infopower International, Nanowave Technologies, New England Mobile Communications, Inc., Tele-Link Communications, WCTV Partners, Washington Communications, Wayne Partners, and Zarg Corporation (petitioners) jointly filed requests to stay the commencement of the quarterly installment payment program for licenses won in the IVDS auction held July 28 and 29, 1994, because the Commission had not acted on their substantive requests for relief from certain payment requirements.<sup>1</sup> The first installment payment was due June 30, 1995, after which, pursuant to auction rules, licensees could withhold payment for up to 90 days without the Commission deeming the license to be in default. The 90-day period ends September 28, 1995, and the Commission has not acted on petitioners' substantive requests, which are contained in additional filings and address various payment issues. We will grant petitioners' stay requests, to the extent described below.

2. By this *Order*, we stay the deadline for the initial installment payment (and, thus, the dates for the subsequent quarterly installment payments) for all IVDS licensees currently eligible to pay by installment payments, until 30 days following Commission action on petitioners' pending substantive requests. At that time, licensees may again, if necessary, take advantage of the 90-day period in which to pay. Concerning petitioners' substantive requests, the Bureau anticipates placing its recommendations in these matters before the Commission within thirty days, and at that time will request an expedited determination by the Commission of the requests. The Bureau, in coordination with the Office of Managing Director, will inform licensees of this present action and, subsequently, of the revised payment schedule (when determined).

<sup>1</sup> On September 21, 1995, IVDS/RLV Partnership and others filed a "Joint Emergency Motion for Stay and Petition for Writ of Mandamus" in the U.S. Court of Appeals for the District of Columbia Circuit. *IVDS/RLV Partnership, et al. v. FCC*, No. 95-1486 (D.C. Cir. docketed Sept. 21, 1995).