



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 14-1210
August 21, 2014

WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON AT&T PETITION FOR RULEMAKING REGARDING REVISION OF WCS RULES

RM-11731

Comments Due: September 22, 2014

Reply Comments Due: October 6, 2014

On August 8, 2014, AT&T Mobility Spectrum LLC, BellSouth Mobile Data, Inc., New Cingular Wireless PCS, LLC, and SBC Telecom Inc. (collectively, AT&T), filed a Petition for Rulemaking requesting that the Commission open a rulemaking proceeding to amend certain Part 27 rules governing the C and D Blocks of the Wireless Communications Services in the 2.3 GHz band.¹

AT&T seeks rule revisions that it asserts will enable the use of C and D Block spectrum for in-flight connectivity service while also protecting operations in the adjacent Satellite Digital Audio Radio Service (SDARS) spectrum from harmful interference. Among other things, AT&T seeks revisions to the construction requirement, power limits, and out-of-band emission limits, and proposes a new SDARS coordination rule. By this Public Notice, we seek comment on the Petition for Rulemaking.

Procedural Matters

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated above. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS).²

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.

¹AT&T Mobility Spectrum LLC, BellSouth Mobile Data, Inc., New Cingular Wireless PCS, LLC; and SBC Telecom Inc. Petition for Rulemaking Amending WCS Technical Standards Rules, filed August 8, 2014 (Petition for Rulemaking). AT&T has also filed, in the alternative, requests for waiver to enable the provision of air-ground service. *See e.g.* AT&T Mobility Spectrum LLC, BellSouth Mobile Data, Inc., New Cingular Wireless PCS, LLC; and SBC Telecom Inc. Petition For Limited Waiver of WCS Technical Standards and Service Rules (Call Sign WQND999, File No. 0006417028), filed August 8, 2014.

²*See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, SW, Washington, DC 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

This proceeding has been designated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.³ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b).

In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (e.g., .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

For further information, contact Melissa Conway of the Mobility Division, Wireless Telecommunications Bureau, at (202) 418-2887 or via e-mail at melissa.conway@fcc.gov.

Action by the Chief, Mobility Division, Wireless Telecommunications Bureau.

³ See 47 C.F.R. §§ 1.1200(a), 1.1206.

- FCC -