



PUBLIC NOTICE

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INITIATION PLANS FILED IN WT DOCKET NO. 06-136

By this Public Notice, the Wireless Telecommunications Bureau (Bureau) announces the filing of Initiation Plans by Clearwire Corporation, Clearwire Spectrum Holdings LLC, Clearwire Spectrum Holdings II LLC, Fixed Wireless Holdings, LLC and NSAC, LLC are wholly-owned subsidiaries of Clearwire Corporation (together "Clearwire"), and CNI Wireless, Inc., DigitalBridge Spectrum Corp. and Plateau Telecommunications, Inc. regarding the transition of the 2500-2690 MHz band.

On July 29, 2004, the Commission released a *Report and Order and Further Notice of Proposed Rulemaking (BRS/EBS R&O and FNPRM)* that revamped the rules and policies governing the licensing of services in the 2500-2690 MHz MDS/ITFS band.¹ In particular, the Commission adopted a new band plan that restructures the 2500-2690 MHz band into upper and lower-band segments for low-power operations (UBS and LBS, respectively), and a mid-band segment (MBS) for high-power operations. The Commission also adopted a transition plan for relocating Educational Broadband Service (EBS) licensees and Broadband Radio Service (BRS) licensees from their current channel locations to their new spectrum blocks in the LBS, MBS, or UBS. Specifically, the transition occurs in the following five phases: (1) initiating the transition process by filing an Initiation Plan with the Commission; (2) planning the transition; (3) reimbursing the costs of the transition; (4) terminating existing operations in transitioned markets; and (5) completing the transition by filing the Post-transition Notification with the Commission and sending a copy to all affected BRS and EBS licensees.²

On April 27, 2006, the Commission released a *Third Memorandum Opinion and Order and Second Report and Order (BRS/EBS 3rd MO&O)* that, among other things, revised the transition area size from Major Economic Areas (MEAs) to Basic Trading Areas (BTAs).³ The Commission also determined that the transition can be undertaken by multiple proponents, and that the first entity to file an Initiation Plan with the Commission is the proponent for a given BTA.⁴ Therefore, the first entity to file

¹ See Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands, *Report and Order and Further Notice of Proposed Rulemaking*, WT Docket No. 03-66, 19 FCC Rcd 14165 (2004) (*BRS/EBS R&O and FNPRM* as appropriate).

² *Id.* at 14198 ¶ 74.

³ Amendment of Parts 1, 21, 73, 74 and 101 of the Commission's Rules to Facilitate the Provision of Fixed and Mobile Broadband Access, Educational and Other Advanced Services in the 2150-2162 and 2500-2690 MHz Bands, *Third Memorandum Opinion and Order and Second Report and Order*, WT Docket No. 03-66, 21 FCC Rcd 5606, 5642 ¶ 65 (2006) (*BRS/EBS 3rd MO&O*).

⁴ *Id.*, 21 FCC Rcd at 5652 ¶¶ 91-92; 47 C.F.R. §§ 27.1231(c), 27.1231(f).

an Initiation Plan with the Commission shall automatically be designated as the proponent for a given BTA at the time it files, without any action required by the Commission or the Bureau, and the 90-day Transition Planning Period for that BTA shall begin on the day after the proponent files the Initiation Plan.⁵ In order to facilitate the availability of information for BRS and EBS licensees and lessees, however, the Commission directed the Bureau to release a Public Notice indicating when Initiation Plans have been filed with the Commission.⁶ Entities that wish to file Initiation Plans under the rules set forth in the *BRS/EBS 3rd MO&O* must file on or after July 19, 2006, the date these rules became effective, and before February, 2009.⁷

The Initiation Plans listed in the Appendix to this Public Notice were filed as described in the Appendix. Our records indicate that Clearwire Corporation, Clearwire Spectrum Holdings LLC, Clearwire Spectrum Holdings II LLC, CNI Wireless, Inc., DigitalBridge Spectrum Corp., Fixed Wireless Holdings, LLC, NSAC, LLC and Plateau Telecommunications, Inc. are the proponents for the BTAs listed, as of the date the Initiation Plans were filed.

Copies of the Initiation Plan listed above, as well as other documents filed in WT Docket No. 06-136, may be obtained from Best Copy and Printing, Inc. in person at 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, via telephone at (202) 488-5300, via facsimile at (202) 488-5563, or via e-mail at fcc@bcpiweb.com. These documents are also available for public inspection and copying during normal reference room hours at the following Commission office: FCC Reference Information Center, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. The documents are also available electronically through the Commission's ECFS, under WT Docket No. 06-136, which may be accessed on the Commission's Internet website at <http://www.fcc.gov>.

By the Chief, Broadband Division, Wireless Telecommunications Bureau.

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⁵ *BRS/EBS 3rd MO&O*, 21 FCC Rcd at 5652-5653, 5659 ¶¶ 93, 107. *See also* 47 C.F.R. § 27.1232.

⁶ *BRS/EBS 3rd MO&O*, 21 FCC Rcd at 5653 ¶ 93.

⁷ *See* 71 Fed. Reg. 35178 (June 19, 2006); *BRS/EBS 3rd MO&O*, 21 FCC Rcd at 5658 ¶ 106; 47 C.F.R. §§ 27.1231(f).

APPENDIX – INITIATION PLANS FILED

Number	BTA Name	Proponent	Date Filed
BTA53	Bozeman, MT	DigitalBridge Spectrum Corp.	1/16/2009
BTA64	Butte, MT	Clearwire Corporation	1/21/2009
BTA85	Cleveland, TN	Clearwire Spectrum Holdings II LLC	1/21/2009
BTA87	Clovis, NM	Plateau Telecommunications, Inc.	1/14/2009
BTA98	Corbin, KY	CNI Wireless, Inc.	1/9/2009
BTA136	Fairbanks, AK	Clearwire Spectrum Holdings II LLC	1/21/2009
BTA171	Great Falls, MT	Clearwire Spectrum Holdings II LLC	1/21/2009
BTA194	Houghton, MI	Fixed Wireless Holdings, LLC	1/21/2009
BTA199	Huron, SD	NSAC, LLC	1/21/2009
BTA202	Idaho Falls, ID	DigitalBridge Spectrum Corp.	1/16/2009
BTA206	Iron Mountain, MI	Fixed Wireless Holdings, LLC	1/21/2009
BTA221	Juneau-Ketchikan, AK	Fixed Wireless Holdings, LLC	1/21/2009
BTA229	Kingsport, TN-Johnson City, TN-Bristol, VA-TN, TN	Fixed Wireless Holdings, LLC	1/21/2009
BTA244	Las Cruces, NM	Fixed Wireless Holdings, LLC	1/21/2009
BTA249	Lebanon-Claremont, NH	Fixed Wireless Holdings, LLC	1/21/2009
BTA270	McCook, NE	Clearwire Corporation	1/21/2009
BTA300	Missoula, MT	DigitalBridge Spectrum Corp.	1/16/2009
BTA301	Mitchell, SD	Clearwire Corporation	1/21/2009
BTA342	Parkersburg, WV-Marietta, OH	Clearwire Spectrum Holdings LLC	1/21/2009
BTA353	Pocatello, ID	DigitalBridge Spectrum Corp.	1/16/2009
BTA369	Rapid City, SD	Clearwire Corporation	1/21/2009
BTA386	Roswell, NM	Plateau Telecommunications, Inc.	1/14/2009
BTA392	St. George, UT	Clearwire Corporation	1/21/2009
BTA423	Somerset, KY	CNI Wireless, Inc.	1/14/2009
BTA451	Twin Falls, ID	DigitalBridge Spectrum Corp.	1/16/2009

BTA463	Watertown, NY	Clearwire Spectrum Holdings II LLC	1/21/2009
BTA488	San Juan, PR	NSAC, LLC	1/16/2009
BTA489	Mayaguez/Aguadilla-Ponce, PR	NSAC, LLC	1/16/2009