



PUBLIC NOTICE

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**Federal Communications Commission
1919 M St., N.W.
Washington, D.C. 20554**

**DA 98-1098
Released: June 9, 1998**

**MOBILETEL, INC. PETITION FOR PARTIAL WAIVER
PLEADING CYCLE ESTABLISHED**

CC Docket No. 96-45

**Comment Date: June 23, 1998
Reply Comment Date: June 30, 1998**

In the May 8, 1997 *Universal Service Report and Order*, the Commission directed all interstate telecommunications carriers, payphone providers, and others which provide interstate telecommunications service for a fee to contribute to the Universal Service Funds.¹ Cellular, paging, and mobile radio telecommunications service are specifically identified by the Commission and the Joint Board as examples of interstate telecommunications.² Contributions to the universal service support mechanisms must be based on contributors' end-user telecommunications revenues from the previous year.³ MobileTel, Inc.'s 1997 and 1998 revenues include revenue from cellular telecommunications service provided to certain rural service areas in Louisiana. On May 27, 1998, MobileTel, Inc. filed a petition seeking to exclude these revenues from its 1998 and 1999 Universal Service contribution bases respectively because, in December 1997, the

¹ *Federal-State Joint Board on Universal Service, Report and Order*, 12 FCC Rcd 8776, 9173 at ¶ 777 (rel. May 8, 1997) (*Report and Order*), consolidated appeals pending sub nom. *Texas Office of Public Utility Counsel v. FCC*, Civ. No. 97-60421 (5th Cir.); 47 C.F.R. § 54.703.

² *Report and Order* ¶ 780; 47 C.F.R. § 54.703.

³ 47 C.F.R. §§ 54.709, 54.711.

Commission awarded the Block B cellular licenses for those markets to other service providers, which began providing service and collecting revenues therefor in March 1998.

Parties wishing to comment on MobileTel's Request for Waiver are directed to file the comments on or before **June 23, 1998**, to file reply comments on or before **June 30, 1998**, in accordance with the procedures set forth below.

Procedure for Filing

Comments should reference: MobileTel, Inc. Request for Waiver, CC Docket No. 96-45, and should include the DA number shown on this Public Notice. Interested parties must file an original and five copies of their comments with the Office of Secretary, Federal Communications Commission, Room 222, 1919 M Street, N.W., Washington, D.C. 20554. Parties should send three copies of their comments to Sheryl Todd, Common Carrier Bureau, Federal Communications Commission, 2100 M. St, N.W., 8th Floor, Washington, D.C. 20554. Parties should send one copy of their comments to the Commission's copy contractor, International Transcription Service, 1231 20th Street, N.W., Washington, D.C. 20036. Copies of documents filed with the Commission, including the Request for Waiver, may be obtained from the International Transcription Service, 1231 20th Street, N.W., Washington, D.C. 20037, (202) 857-3800. Documents are also available for review and copying at the FCC Reference Center, Room 239, 1919 M Street, N.W., Washington, D.C., from 9:00 a.m. to 4:30 p.m.

Pursuant to section 1.1206 of the Commission's Rules, 47 C.F.R. § 1.1206, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are permitted subject to disclosure.

For further information, contact Linda P. Armstrong, Accounting Policy Division, Common Carrier Bureau at (202) 418-7400 or via e-mail: larmstro@fcc.gov.

-- Action by Accounting Policy Division --