



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th STREET, S.W.  
WASHINGTON, D.C. 20554

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DA 00-900  
April 20, 2000

## IMPLEMENTATION PROCEDURES FOR THE REPORT AND ORDER AND MEMORANDUM OPINION AND ORDER ADDRESSING THE 218-219 MHZ SERVICES (FORMERLY KNOWN AS INTERACTIVE VIDEO AND DATA SERVICES (IVDS))

### I. BACKGROUND

On September 10, 1999, the Federal Communications Commission (“Commission”) issued the *218-219 MHz Order* which modified the regulations governing the licensing of the 218-219 MHz Service (formerly known as IVDS) to maximize the efficient and effective use of the band.<sup>1</sup> The *218-219 MHz Order*, among other things, modified service and technical rules for the band and extended the license term from five (5) to ten (10) years.<sup>2</sup> The Commission also adopted a restructuring plan for existing licensees that: (i) were current in installment payments as of March 16, 1998; (ii) were less than ninety days delinquent on the last payment due before March 16, 1998; or (iii) had properly filed grace period requests under the former installment payment rules (“Eligible Licensees”).<sup>3</sup> Pursuant to the restructuring plan, Eligible Licensees must make elections on a per license basis, choosing between three options: (i) Reamortization and Resumption of Payments; (ii) Amnesty; or (iii) Prepayment (Prepayment-Retain or Prepayment-Return).<sup>4</sup> Eligible Licensees that fail to submit a valid election with respect to **any**

<sup>1</sup> See In the Matter of Amendment of Part 95 of the Commission’s Rules to Provide Regulatory Flexibility in the 218-219 MHz Service, *Report and Order and Memorandum Opinion and Order*, FCC 99-239, WT Docket No. 98-169, RM-8951, (rel. Sept. 10, 1999) at 3, ¶2. (“*218-219 MHz Order*”).

<sup>2</sup> See *Id.* at ¶31.

<sup>3</sup> See *Id.* at ¶37.

<sup>4</sup> See *Generally Id.* at ¶¶ 26-33.

license by the Election Date will be assumed to have elected Amnesty for **all** of their 218-219 MHz licenses.<sup>5</sup>

“Ineligible Entities” are those entities that made second down payments and: (i) made some installment payments, but were not current in their installment payments as of March 16, 1998, and did not have a grace period request on file in conformance with the former rules; or (ii) entities that never made any installment payments and did not have a timely filed grace period request on file.<sup>6</sup> Ineligible Entities are not entitled to make elections, but may be granted debt forgiveness for any outstanding balances owed and have previously paid installment payments refunded.<sup>7</sup> The Commission will release a separate Public Notice detailing the procedures by which entities may obtain a refund, with which Ineligible Entities should become familiar.

Under the Federal Claims Collection Act and related regulations, only the United States Department of Justice (“DOJ”) can compromise a claim in excess of \$100,000.<sup>8</sup> Because many of the debts subject to the *218-219 MHz Order* exceed \$100,000 and involve FCC licenses subject to common facts and circumstances, the Commission recommended that DOJ approve the compromise of all 218-219 MHz Service debt as a package.<sup>9</sup> On March 1, 2000, DOJ notified the Commission of its decision to approve the debt forgiveness portion of the *218-219 MHz Order*.

## **II. PROCEDURES FOR FILING ELECTION NOTICES**

### **A. Mailing Address and Election Date**

Election Notices may be filed with the Commission from 8:00 a.m. until 7:00 p.m. starting on the date of this Public Notice and ending at 7:00 p.m. on the Election Date.<sup>10</sup> The Election Date will be the last business day of the first full month after the Order on

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<sup>5</sup> *218-219 MHz Order* at ¶ 54.

<sup>6</sup> 47 C.F.R. § 95.816(d)(3) (1994) (incorporating by reference 47 C.F.R. § 1.2110 (1994)). *See also Mountain Solutions v FCC*, 197 F.3<sup>rd</sup> 512 (D.C. Cir. 1999), upholding the Commission’s decision, in a PCS licensing matter, to deny a waiver of its rule requiring a winning bidder to timely submit both its first and second down payment in order to retain its license.

<sup>7</sup> *218-219 MHz Order* at ¶38. This debt treatment is subject to the following provisions: 31 U.S.C. §3711 and 31 U.S.C. §3720B. Only the United States Department of Justice may compromise a claim in excess of \$100,000. *See* 4 C.F.R. §103.1. *See also* 31 U.S.C. §3711. Under the Debt Collection Improvement Act no person may obtain any federal financial assistance if the person had an outstanding debt with any federal agency that is in a delinquent status, as determined under standards prescribed by the Secretary of Treasury. Pub. L. No. 104-134, §3100(j)(1), 110 Stat. 1321 (1996), codified at 31 U.S.C. §3720B.

<sup>8</sup> *Id.*

<sup>9</sup> *218-219 MHz Order* at ¶ 38.

<sup>10</sup> All references to time in this Public Notice are to Eastern Daylight Savings time.

Reconsideration is released by the Commission.<sup>11</sup> **NO ELECTIONS OR CHANGES TO ELECTIONS WILL BE ACCEPTED AFTER 7:00 P.M. ON THE ELECTION DATE.** Election Notices should be sent to the Office of the Secretary, Room TW-B204, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C., 20554. In addition, a copy of Election Notices should be sent to Ms. Rachel Kazan, Room 4-A460, Auctions and Industry Analysis Division, Wireless Telecommunications Bureau, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C., 20554.

The Commission must **receive** all Election Notices, **no later than** 7:00 p.m. on the Election Date. **Eligible Licensees are solely responsible for ensuring the accurate and timely delivery of their Election Notices. Submission of Election Notices by FAX or electronic mail will NOT be accepted.**

B. Format of Election Notices

Although there is no specific form for Election Notices, they **must** contain the following information: (1) Licensee Name; (2) Licensee Address; (3) Licensee Phone Number; (4) Contact Name; (5) Contact Phone Number; (6) Contact FAX Number; (7) Taxpayer Identification Number (TIN); (8) License Number(s); and (9) Market Area(s).

For each eligible license it has, the Eligible Licensee must make a specific election for each individual license designating one of the three election options: (1) Reamortization/Resumption; (2) Amnesty; or (3) Prepayment (Prepayment-Retain or Prepayment-Return). Licensees electing Prepayment must indicate which licenses they want to retain and which licenses, if any, are being returned to the Commission. Any individual filing an Election Notice for a license must be authorized by the Licensee to do so. See Appendix A for a model Election Notice.

C. Changing Election Notices Prior to the Election Date

A previously filed Election Notice may be altered prior to 7:00 p.m. on the Election Date by submitting the following: (1) a statement that the licensee is rescinding its previously filed Election Notice; (2) a new Election Notice which states its new election; and (3) a copy of its previously filed Election Notice. These submissions must be simultaneously filed with the Office of the Secretary, Room TW-B204, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554. In addition, as with the original Election Notice, a copy of the submissions should be sent to Ms. Rachel Kazan, Room 4-A460, Auctions and Industry Analysis Division, Wireless Telecommunications Bureau, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554.

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<sup>11</sup> "Federal Communications Commission Announces Change to the Election Date for the 218-219 MHz Service," *Public Notice*, FCC 00-60, (Election Date changed from February 29, 2000) (rel. February 18, 2000).

**No changes or alterations to any elections will be accepted after 7:00 p.m. on the Election Date. Submission of Election Notice changes by FAX or electronic mail will NOT be accepted.**

### **III. FAILURE TO FILE AN ELECTION NOTICE**

If an Eligible Licensee fails to file an Election Notice by the specified Election Date, the licensee's license(s) will automatically be placed in the Amnesty category.<sup>12</sup> **This will result in the automatic cancellation of the license(s).**<sup>13</sup> A list of the licenses that are eligible to participate in the 218-219 MHz restructuring plan, with the corresponding Eligible Licensees, is attached hereto as Appendix B.

#### **A. Changes of Address**

It is the sole responsibility and obligation of all entities subject to the *218-219 MHz Order*, current and former licensees, to keep the Commission apprised of any changes of address.<sup>14</sup> Entities subject to the *218-219 MHz Order* that either do not have a current and correct address on file, or have not received a letter of eligibility, should contact the Commission immediately.

All change of address notices (or other administrative updates, such as a change in phone number or contact person) must be submitted in writing to the Federal Communications Commission, Attn: Darlene Reeder, 1270 Fairfield Road, Gettysburg, PA 17325-7245. Be sure to include your call sign, market number, and note that your letter is in reference to a 218-219 MHz Service license. For changes of address between now and the Election Date, you should also fax a copy of your letter to the FCC's Public Safety and Private Wireless Division in Washington, D.C., attention Mr. Jamison Prime, at (202) 418-2643. Note: if your change of address relates to a sale of a license, you must first apply for and receive FCC approval to assign your 218-219 MHz Service license(s).

### **IV. DEFECTIVE ELECTIONS**

Examples of defective elections are when a Licensee chooses an option for which it is not eligible; attempts to combine Prepayment with another election option; fails to include the required information in its Election Notice including a Taxpayer Identification Number (TIN) and a specific election for each individual license with corresponding license number; and/or places a condition upon its election. **All of the 218-219 MHz licenses held by the licensee making a defective election will be placed in the Amnesty category, resulting in the automatic cancellation of their licenses.**

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<sup>12</sup> 218-219 MHz Order at ¶ 54.

<sup>13</sup> Automatic cancellation means that the license cancels without any action on the part of the Commission. The Commission **does not** send out, or publish a notice when a license cancels automatically.

<sup>14</sup> 47 C.F.R. § 1.5.

## **V. RETURN OF RADIO STATION AUTHORIZATIONS (LICENSES)**

Due to the changed licensing term for the 218-219 MHz services, from five (5) years to ten (10) years, the Commission will issue modified licenses. Therefore, the implementation of the election options by the Commission does not require Eligible Licensees to return their original licenses.

## **VI. RESUMPTION OF INSTALLMENT PAYMENTS**

For those licensees electing to retain some, or all, of their licenses and resume payments (Reamortization/Resumption), the first installment payment is due at the end of the third month after the Election Date.<sup>15</sup> Installment payments may be made via wire transfer or through an Auction Installment Payment account (AIP) according to the terms set forth in the Installment Payment Acknowledgement. For specific payment instructions see Appendix C. In addition, under Part 1 late payment rules for installment payments, licensees will have the option of utilizing the two ninety-day late payment periods, subject to late payment fees, if they need additional time in order to avoid default.<sup>16</sup> Failure to make timely installment payments in this manner will trigger default and the automatic cancellation of the licenses.<sup>17</sup>

## **VII. “NEW MONEY” PAYMENTS FOR PREPAYMENT OPTION**

For Eligible Licensees electing the Prepayment option, the Commission must receive all “new money” payments on or before the end of the third month after the Election Date.<sup>18</sup> Payments are to be made via wire transfer. Failure to pay the entire “new money” balance due on the license(s) for which Prepayment-Retain was elected will trigger default and the automatic cancellation of the license(s).<sup>19</sup> For specific payment instructions of “new money,” see Appendix C.

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<sup>15</sup> 218-219 MHz Order at ¶ 44. Resumption of payments begins at the end of the third month after the Election Date.

<sup>16</sup> 47 C.F.R. §§ 1.2110(f)(4)(i-iii).

<sup>17</sup> 47 C.F.R. §§ 1.2110(f)(4)(iv).

<sup>18</sup> 218-219 MHz Order at ¶ 53.

<sup>19</sup> 47 C.F.R. § 1.2109(a). A “new money” payment is the balance payment due at the grant of the license under the new terms and is subject to the payment rules for the granting of new licenses. As such, Licensees may pay the “new money” payment up to ten (10) days late, subject to a 5% late fee. “New money” payments are not installment payments and the late payment rules for installment payments do not apply.

## VIII. REFUNDS AND CREDITS

Refunds will be processed via Automated Clearing House Credits (ACH) (*i.e.* electronic funds transfer). In order for the Commission to issue refunds, all entities due a refund must submit the information necessary for an electronic funds transfer. The Commission will endeavor to issue refunds to all parties within approximately 60 days of the Election Date. The Commission will release a separate Public Notice detailing the procedures by which entities may obtain a refund.

### A. For Eligible Licensees:

The availability of a refund, and the application of installment payment credit, depend upon the election(s) made for each license.

#### i. Amnesty

For an Eligible Licensee that elects Amnesty for all of its licenses, the Commission will retain the down payment (less any remedial bidding credit refund) and forgive the original principal balance and all interest payments due thereon.<sup>20</sup> In addition, for Eligible Licensees in this category that have previously made installment payments, the Commission will refund installment payments in their entirety.<sup>21</sup>

#### ii. Amnesty and Reamortization/Resumption

For an Eligible Licensee that holds more than one license and elects Amnesty for one or more of its licenses, and Reamortization/Resumption for its other license(s), all installment payments made on the Amnesty license(s) will be credited towards the outstanding balance due on the license(s) for which Reamortization/Resumption was elected. The installment payment credits will be applied against the accrued and unpaid interest on the retained license(s), with any excess funds being applied to the principal balance on each retained license.<sup>22</sup> The installment payment credits will be prorated based on the net high bids of the retained licenses.

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<sup>20</sup> See 218-219 MHz Order at ¶¶ 49-50. This debt treatment is subject to the following provisions: 31 U.S.C. §3711 and 31 U.S.C. §3720B. Only the United States Department of Justice may compromise a claim in excess of \$100,000. See 4 C.F.R. §103.1. See also 31 U.S.C. §3711. Under the Debt Collection Improvement Act no person may obtain any federal financial assistance if the person had an outstanding debt with any federal agency that is in a delinquent status, as determined under standards prescribed by the Secretary of Treasury. Pub. L. No. 104-134, §3100(j)(1), 110 Stat. 1321 (1996), codified at 31 U.S.C. §3720B.

<sup>21</sup> See 218-219 MHz Order at ¶ 50.

<sup>22</sup> *Id.*

For Eligible Licensees electing Reamortization/Resumption, who may also be due a remedial bidding credit, the 25% remedial bidding credit will be applied prior to the reamortization of the principal and installment payments due on the license(s).

iii. Prepayment (Prepayment-Return and Prepayment-Retain)

Eligible Licensees electing Prepayment may retain or return as many licenses as they wish. The Commission will forgive all of the interest due on the retained licenses from grant date until the Election Date, however Eligible Licensees must pay off the original principal balance of the license(s) they retain. Eligible Licensees will be given a prepayment credit equal to 85% of the down payment and 100% of the installment payment(s) made on the license(s) they return to the Commission. If the original principal balance of the license(s) the Eligible Licensee wishes to retain is greater than the prepayment credit, the additional amount due is called “New Money,” and must be remitted to the Commission on or before the end of the third month after the Election Date.<sup>23</sup> If the prepayment credit is greater than the original principal balances, the excess prepayment credits will be refunded to the licensee to the extent that the funds were generated from installment payments. No excess prepayment credits generated from down payments will be refunded.

B. Ineligible Entities

Ineligible Entities will have all previously paid installment payments refunded.<sup>24</sup>

**IX. REMEDIAL BIDDING CREDIT FOR SMALL BUSINESSES**

The Commission has eliminated women- and minority- owned business bidding credits, simultaneously granting credits of commensurate size to all small businesses.<sup>25</sup> Any Eligible Licensee or Ineligible Entity that paid its first and second down payment, and met the small business qualifications at the time of auction, may receive a 25% remedial bidding credit.<sup>26</sup> The Commission will process a refund of excess down payment equal to the difference between the down payment amounts based on the gross high bid and the net high bid. However, if the small business entity claimed to be a women- or minority- owned business at the time of auction, it already received a 25% bidding credit and therefore no refund is generated by the small business bidding credit. A refund of an excess down payment to Ineligible Entities does not alter their eligibility status. Where a licensee met the qualifications for a small business at the time of auction and paid for their licenses in full, but did not receive a women- or minority- owned business bidding credit, the Commission will process a refund based on the remedial bidding credit. Where licensees paid in full, the refund will be equal to the difference between the gross

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<sup>23</sup> See *Supra* note 13.

<sup>24</sup> See *Supra* note 7.

<sup>25</sup> 218-219 MHz Order at ¶ 60.

<sup>26</sup> 218-219 MHz Order at ¶ 61.

high bid and the net high bid. The Commission will issue a separate Public Notice with instructions detailing the refund procedures.

The refund of excess down payment due to the remedial bidding credit is separate and distinct from the 218-219 MHz restructuring plan. Eligible Licensees should not plan their election options around, or anticipate utilizing, the remedial bidding credit refund to meet any payment obligations to the Commission that may exist after the recalculation of balances or installment payments due on retained licenses. The payment deadline obligations of the licensee may not correspond with the refund of the remedial bidding credit, and the Commission will not credit, or offset, the amount owed after the recalculation based upon the anticipated refund. In addition, the Commission maintains no obligation to remit the remedial bidding credit refund prior to the licensee's payment deadline.

#### **X. ISSUANCE OF MODIFIED RADIO STATION AUTHORIZATIONS (MODIFIED LICENSES)**

The Commission will issue modified licenses that reflect the terms and new expiration date adopted in the *218-219 MHz Order*. These licenses will be generated after the Election Date and, in the case of Eligible Licensees who choose Reamortization/Resumption, after the due date of the first installment payment. Licenses for which Reamortization/Resumption was elected will be conditioned upon full payment under the installment payment plan, pursuant to the Commission's rules.

Eligible Licensees choosing Amnesty will not receive modified licenses, as they will no longer hold valid licenses in the 218-219 MHz service. Eligible Licensees that elect Amnesty for some licenses and Reamortization/Resumption for others, will receive modified licenses only for those licenses for which it has elected to resume installment payments. Ineligible Entities will not receive modified licenses, as they do not hold valid licenses in the 218-219 MHz service.

Because the Commission will automatically mail these modified licenses, licensees need only contact the Commission regarding the issuance of modified licenses if the address used to mail eligibility status and implementation information (or the licensee's address of record, in the case of licenses acquired through lottery) is incorrect.

#### **XI. RADIO STATION AUTHORIZATION (LICENSE) RENEWALS**

No action with regard to license renewals is necessary at this time. Licensees do not have to file any license renewals with the Commission until the current ten (10) year licensing term, from grant date, has expired.



## **XII. ISSUANCE OF LOAN DOCUMENTS**

Eligible Licensees electing Reamortization/Resumption are required to execute loan documents in the form of an Installment Payment Acknowledgement.<sup>27</sup> In general, the acknowledgement contains a restatement of the amount of the debt owed, the payment terms under the *218-219 MHz Order*, and references other Commission rules and regulations related to the payment of installment debt. Licensees may also be required to execute a Uniform Commercial Code financing statement (UCC-1). The requisite loan document(s) must be executed and returned to the Commission (or its agent) within ten business days of receipt. An Eligible Licensee's failure to fully and timely execute and deliver the requisite loan document(s) will result in the automatic cancellation of the license.<sup>28</sup>

Eligible Licensees electing Reamortization/Resumption are required to resume payments at the end of the third month after the Election Date, subject to applicable late payment rules,<sup>29</sup> in accordance with the *218-219 MHz Order* without regard to whether the requisite loan document(s) have been issued, executed, or returned.

## **XIII. ADDITIONAL INFORMATION**

### **A. Web site**

Documents related to this rule making proceeding and its implementation may be found on the Federal Communications Commission web site located at <http://www.fcc.gov/wtb/auctions/218rest/218rest.html>.

### **B. FCC Reference Center**

Documents related to this rule making proceeding and its implementation may also be examined and copied during normal business hours in the FCC Reference Center, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC 20554, telephone (202) 418-0270.

### **C. ITS**

In addition, documents may be purchased from the Commission's copy contractor, ITS, Inc., 1231 20<sup>th</sup> Street, N.W., Washington, DC 20036, telephone (202) 857-3800.

For additional questions or further information contact Ben Freeman or Nicole Oden of the Auctions and Industry Analysis Division at (202) 418-0660 or Jamison Prime of the Public Safety and Private Wireless Division at (202) 418-0680.

<sup>27</sup> *218-219 MHz Order* at ¶ 44.

<sup>28</sup> *Id.*

<sup>29</sup> 47 C.F.R. §§ 1.2110(f)(4)(i-iii).

**Appendix A**  
**Model Election Notice Submission**

**TO:** Office of the Secretary **DATE:** \_\_\_\_\_  
Room TW-B204  
Federal Communications Commission  
445 12 Street, S.W., Washington, D.C., 20554  
**DA 00-**\_\_\_\_\_

Licensee Name: \_\_\_\_\_

Licensee Address: \_\_\_\_\_

Licensee Phone Number : \_\_\_\_\_

Licensee Fax Number : \_\_\_\_\_

Licensee Tax Identification Number (TIN) (SSN or EIN): \_\_\_\_\_

Contact Name: \_\_\_\_\_

Contact Phone Number : \_\_\_\_\_

License Number (e.g., IVM536A)	Market Area (e.g., 536A)	Election Options [Select <u>only one option per license</u> and <b>do not</b> combine "Prepay" with any other option) •Amnesty      •Prepay–Return •Resumption    •Prepay–Retain

Licensee Authorized Signature: \_\_\_\_\_

Authorized Name (Printed): \_\_\_\_\_

**Cc:** Ms. Rachel Kazan, Room 4-A460, Auctions and Industry Analysis Division,  
Wireless Telecommunications Bureau, Federal Communications Commission, 445 12<sup>th</sup>  
Street, S.W., Washington, D.C. 20554.

## **APPENDIX B**

### **Eligible License List**

<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
011	B	WIRELESS EXPRESS
012	B	PANAMERICAN INTERACTIVE CORP
014	B	WHITEHALL WIRELESS CORPORATION
015	B	DIAMOND, RICHARD K.
016	A	KMC INTERACTIVE TV INC
017	B	DIAMOND, RICHARD K.
019	B	IVDS ENTERPRISES JOINT VENTURE
020	B	IN-SYNC INTERACTIVE/SEATTLE INC
023	A	IVDS ENTERPRISES JOINT VENTURE
024	B	DIAMOND, RICHARD K.
025	A	HARTLEY, JOANN
025	B	KMC INTERACTIVE TV INC
029	A	GULFNET COMMUNICATIONS INC
030	B	IGGW INTERACTIVE INC
032	A	LOLI INC
033	B	TWO WAY TV INC
034	B	LOLI INC
035	B	WIRELESS EXPRESS
038	A	IVDS RLV LLC
038	B	M&B XXXIX INC
042	B	LOLI INC
043	B	CELTRONIX TELEMETRY INC
047	B	MKS INTERACTIVE INC
048	B	MKS INTERACTIVE INC
050	B	IN SYNC INTERACTIVE HONOLULU INC
052	A	IN SYNC INTERACTIVE AKRON INC
053	A	LOLI INC
055	B	FRIENDS OF IVDS, LLC
056	B	PEGASUS IVDS INC
058	A	IN SYNC INTERACTIVE ALLENTOWN INC
059	B	ONE NUMBER INFORMATION SYSTEMS INC
062	A	INTERACTIVE CONTROL TWO INC
063	B	FRIENDS OF IVDS, LLC
064	A	PROGRESSIVE COMMUNICATIONS INC
065	B	IGGW INTERACTIVE INC
067	B	ONE NUMBER INFORMATION SYSTEMS INC
068	B	M&B XXXIX INC
070	A	MULTIMEDIA COMPUTER COMMUNICATION INC
070	B	IVDS CORPORATION
071	B	COMBINED INTERACTIVE INC
074	A	METROPOLITAN AREA COMMUNICATIONS INC
074	B	WIRELESS EXPRESS
075	B	HARTLEY, JOANN
076	A	IN SYNC INTERACTIVE NEW BEDFORD INC
077	A	HARTLEY, JOANN
077	B	GATEWAY COMMUNICATIONS INC
078	B	DUNBAR TELEVISION CORPORATION
080	A	GULFNET COMMUNICATIONS INC
080	B	SOUTHEAST WIRELESS NETWORK INC
081	B	LOLI INC

<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
082	B	IN SYNC INTERACTIVE TACOMA, INC
083	B	UNITED INTERACTIVE PARTNERS INC
084	B	EMERGING TECHNOLOGY PARTNERS
086	A	PUEBLO COMMUNICATIONS INC
087	A	IN SYNC INTERACTIVE CANTON INC
089	B	ELLIOTT, STEPHEN B
090	B	MKS INTERACTIVE INC
092	A	IVDS ENTERPRISES JOINT VENTURE
092	B	BALL PARK SOUVENIRS INC
095	B	L R BYRD & ASSOCIATES HOT TOPICS NETWORK
096	A	IVDS ENTERPRISES JOINT VENTURE
097	A	TRANS PACIFIC INTERACTIVE INC
098	B	ELLIOTT, STEPHEN B
099	B	DUNBAR TELEVISION CORPORATION
100	B	LOLI INC
101	B	SOUTHEAST WIRELESS NETWORK INC
102	A	INTERACTIVE DEVELOPMENT ENTERPRISES CORP
105	A	INTERACTIVE CONTROL TWO INC
106	A	TV ACTIVE, LLC
106	B	SOUTHERN WAVE LLC
108	B	BALL PARK SOUVENIRS INC
109	B	TISE, RADMILA R
110	B	FRIENDS OF IVDS, LLC
111	A	NAPA IVDS INC
111	B	WIRELESS EXPRESS
112	A	TEXAS INTERACTIVE NETWORK INC
112	B	M&B XXXIX INC
113	A	INTERACTIVE VIDEO CORPORATION
113	B	FAYCOMM, INC
115	B	LOLI INC
116	A	INTERACTIVE COMMUNICATIONS GROUP INC
117	A	IN SYNC INTERACTIVE COLORADO SPRINGS INC
119	A	WCA COMMUNICATIONS LTD
119	B	INDIANA INTERACTIVE LTD
120	B	COMBINED INTERACTIVE INC
122	B	BALL PARK SOUVENIRS INC
124	B	IN SYNC INTERACTIVE SANTA BARBARA INC
126	B	IN SYNC INTERACTIVE MONTEREY INC
127	A	HARTLEY, JOANN
128	B	TEXAS INTERACTIVE NETWORK INC
130	A	IVDS ON LINE INC
131	A	LOLI INC
131	B	M&B XXXIX INC
133	B	LOLI INC
134	A	WHITEHALL WIRELESS CORPORATION
136	A	NEW WAVE COMMUNICATIONS INC
137	A	INTERACTIVE TECHNOLOGIES CORPORATION INC
138	B	PANTHEON, INC
139	B	SOUTHERN WAVE LLC
140	B	IN SYNC INTERACTIVE CHARLESTON INC
141	A	IN SYNC INTERACTIVE DULUTH INC
142	B	IN SYNC INTERACTIVE MODESTO INC
143	A	TWO WAY TV INC
144	B	LOLI INC
145	A	KMC INTERACTIVE TV INC

<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
146	A	IN SYNC INTERACTIVE DAYTONA BEACH INC
149	A	SOUTHERN WAVE LLC
149	B	INTERACTIVE COMMUNICATIONS GROUP INC
150	A	LOLI INC
150	B	TWO WAY TV INC
151	A	IVDS ON LINE INC
151	B	PEGASUS IVDS INC
152	A	LOLI INC
153	B	PEGASUS IVDS INC
154	B	IVDS RLV LLC
155	B	STAR INTERACTIVE VIDEO
156	A	LOLI INC
157	B	IN SYNC INTERACTIVE ROANOKE INC
158	A	PROGRESSIVE COMMUNICATIONS INC
158	B	TV ACTIVE, LLC
160	B	TWO WAY TV INC
162	B	TEXAS INTERACTIVE NETWORK INC
163	A	HEARTLAND IVDS L L C
163	B	SBM HOLDINGS INC
165	B	SOUTHERN WAVE LLC
166	A	SOUTHERN WAVE LLC
166	B	IVDS CORPORATION
169	A	PEGASUS IVDS INC
170	B	HARTLEY, JOANN
171	B	NEW WAVE COMMUNICATIONS INC
172	B	IGGW INTERACTIVE INC
173	B	UNITED INTERACTIVE PARTNERS INC
174	B	SOUTHEAST WIRELESS NETWORK INC
177	A	MAR IVDS OF BATTLE CREEK INC
178	A	IN SYNC INTERACTIVE WHEELING INC
178	B	WCA COMMUNICATIONS LTD
179	A	HEARTLAND IVDS L L C
179	B	IVDS ENTERPRISES JOINT VENTURE
180	B	TV ACTIVE, LLC
182	A	SOUTHERN WAVE LLC
182	B	BALL PARK SOUVENIRS INC
183	B	IN SYNC INTERACTIVE ASHEVILLE INC
184	A	GULFNET COMMUNICATIONS INC
185	B	BALL PARK SOUVENIRS INC
187	B	LOLI INC
188	B	CYBERFORCE L L C
189	A	IN SYNC INTERACTIVE RACINE INC
191	A	WEST COAST PARTNERS 22
191	B	IN SYNC INTERACTIVE YAKIMA, INC
192	A	ELLIOTT, JOHN D
193	A	FRIENDS OF IVDS, LLC
194	B	TWO WAY TV INC
197	B	SOUTHEAST WIRELESS NETWORK INC
198	A	IN SYNC INTERACTIVE ST CLOUD INC
199	A	WCA COMMUNICATIONS LTD
199	B	BALL PARK SOUVENIRS INC
206	A	TWO WAY TV INC
206	B	ABR IVDS INC
207	A	FRIENDS OF IVDS, LLC
209	B	MAR IVDS INC

<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
210	A	IN SYNC INTERACTIVE FORT COLLINS INC
212	A	IVDS CORPORATION
212	B	BALL PARK SOUVENIRS INC
213	A	PEGASUS IVDS INC
213	B	MAR IVDS INC
214	A	WASHINGTON COMMUNICATIONS INC
214	B	IN SYNC INTERACTIVE RICHLAND INC
215	A	TWO WAY TV INC
215	B	NEW WAVE COMMUNICATIONS INC
216	A	LOLI INC
216	B	FAYCOMM, INC
217	A	INTERACTIVE VIDEO CORPORATION
217	B	VITECH CORPORATION
218	A	IVDS ON LINE INC
218	B	WIRELESS INTERACTIVE RETURN PATH L L C
219	A	GULFNET COMMUNICATIONS INC
220	A	KANG, MICHAEL D
220	B	COMPLETE IVDS INC
221	A	INTERACTIVE COMMUNICATIONS GROUP INC
221	B	TWO WAY TV INC
222	B	HARTLEY, JOANN
223	B	VITECH CORPORATION
224	A	TEL LOGIC INC
224	B	IVDS LTD
225	A	MORENO, MANUEL
226	B	SOUTHERN WAVE LLC
227	B	ONE NUMBER INFORMATION SYSTEMS INC
229	A	SEVEN GABLES PROPERTIES INC
229	B	IN-SYNC INTERACTIVE/MEDFORD INC
230	A	VITECH CORPORATION
230	B	MEDIA VENTURES
231	A	TV ACTIVE, LLC
232	B	CYBERFORCE L L C
233	A	VITECH CORPORATION
233	B	NANOWAVE TECHNOLOGIES
234	B	BALL PARK SOUVENIRS INC
237	A	TWO WAY TV INC
237	B	ABR IVDS INC
238	A	TWO WAY TV INC
239	A	TWO WAY TV INC
239	B	SBM HOLDINGS INC
240	B	ABR IVDS INC
241	A	IN SYNC INTERACTIVE PUEBLO INC
241	B	HARTLEY, JOANN
243	A	ZARG CORPORATION
246	A	GRACEBA TOTAL COMMUNICATIONS INC
246	B	VITECH CORPORATION
247	A	BELLINGHAM CORPORATION
247	B	INDIANA INTERACTIVE LTD
248	A	NEW ENGLAND MOBILE COMMUNICATION INC
249	A	VITECH CORPORATION
250	A	BALL PARK SOUVENIRS INC
250	B	MEDIA VENTURES
251	A	MCCAULEY, RITA F.
251	B	PEGASUS IVDS INC

<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
252	B	UNITED INTERACTIVE PARTNERS INC
253	B	ELLIOTT, STEPHEN B
254	A	METROPOLITAN AREA COMMUNICATIONS INC
255	B	VISION TV INC
257	B	FRIENDS OF IVDS, LLC
258	A	WIRELESS INTERACTIVE RETURN PATH L L C
258	B	WAYNE PARTNERS
259	A	CLARKE GROUP LLC
260	B	WCA COMMUNICATIONS LTD
261	B	FRIENDS OF IVDS, LLC
262	A	WAYNE PARTNERS
263	B	VITECH CORPORATION
264	A	WIRELESS INTERACTIVE RETURN PATH L L C
264	B	L R BYRD & ASSOCIATES HOT TOPICS NETWORK
265	A	SOUTHERN WAVE LLC
265	B	SABAN, ANDREW V
266	A	VITECH CORPORATION
266	B	BALL PARK SOUVENIRS INC
267	A	WCA COMMUNICATIONS LTD
267	B	ELLIOTT, STEPHEN B
268	A	IN SYNC INTERACTIVE BILLINGS INC
268	B	TWO WAY TV INC
270	B	IN-SYNC INTERACTIVE/BELLINGHAM INC
271	A	VITECH CORPORATION
271	B	MAR IVDS OF KOKOMO INC
272	B	STAR INTERACTIVE VIDEO
273	A	MEDIA VENTURES
273	B	VITECH CORPORATION
274	A	IN-SYNC INTERACTIVE/YUBA CITY INC
275	B	VITECH CORPORATION
276	A	INTERACTIVE COMMUNICATIONS GROUP INC
277	A	VITECH CORPORATION
278	A	TWO WAY TV INC
278	B	ELLIOTT, STEPHEN B
279	A	WAYNE PARTNERS
279	B	ELLIOTT, JOHN D
281	B	TEXAS INTERACTIVE NETWORK INC
283	A	GRACEBA TOTAL COMMUNICATIONS INC
284	A	LOLI INC
284	B	VITECH CORPORATION
285	A	IN-SYNC INTERACTIVE/LAS CRUCES INC
287	A	CYBERFORCE L L C
288	A	HARTLEY, JOANN
290	B	MEDIA VENTURES
291	A	ABR IVDS INC
291	B	VITECH CORPORATION
294	A	LOLI INC
294	B	VITECH CORPORATION
295	A	COMPLETE IVDS INC
296	A	INTERACTIVE DEVELOPMENT ENTERPRISES CORP
297	B	NEW WAVE COMMUNICATIONS INC
298	A	WCA COMMUNICATIONS LTD
298	B	VITECH CORPORATION
299	B	VEGA, RHONDA
300	A	TEXAS INTERACTIVE NETWORK INC



<b>Market Area</b>	<b>Block</b>	<b>Licensee</b>
301	A	HARTLEY, JOANN
302	A	WCA COMMUNICATIONS LTD
302	B	ABR IVDS INC
303	A	MEDIA VENTURES
303	B	VITECH CORPORATION
304	A	MEDIA VENTURES
304	B	VITECH CORPORATION
305	A	WCA COMMUNICATIONS LTD
306	A	LOLI INC
254	B	NEW WAVE COMMUNICATIONS INC

## **APPENDIX C**

### **“New Money” and/or Installment Payment Instructions via Wire Transfer**

A wire transfer is a transaction that you initiate through your bank. It authorizes your bank to send funds from your account to our lock-box bank, Mellon Bank in Pittsburgh, PA.

A completed FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C) if required must support all payments made by wire transfer.

The FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C) if required and instructions is available on the FCC’s web site at <http://www.fcc.gov/fees/form159.html>.

The Form 159 must be faxed to Mellon Bank at (412) 236-5702 at least one hour before the wire transfer on the same business day. Indicate on the top of the FCC Form 159 "Wire Transfer - Auction Payment." In the "Reserve Box" located at the upper left hand corner indicate "358440." Box 19A should contain the CIF Number, 20A should contain the Payment Type Code which is **APAI** for IVDS. Box 23A should contain the Loan Number and 24A should contain the License Number.

Failure to submit the completed Form 159 will result in a delay in crediting your account. Due to Federal Reserve regulations, wire transfers received after 6:00 p.m. (EST) will be credited to the next business day.

**The following information must be provided to your bank in order to complete the wire transfer:**

ABA Routing Number 043000261  
Receiving Bank: Mellon Pittsburgh  
BNF: FCC/ACV – 911-0147  
OBI Field: (Skip one space between each information item)  
"AUCTIONPAY"  
FCC ACCOUNT NO. (Exactly as on Form 159, Block #1)  
PAYOR NAME (Exactly as on Form 159, Block #3)  
Phone: (Daytime Phone #, exactly as on Form 159, Block #9)  
LOCKBOX 358440

### **Installment Payment Instructions Via AIP**

For specific instructions on setting up an AIP account, see the Commission’s web site located at [http://www.fcc.gov/wtb/auctions/218 rest/218 rest.html](http://www.fcc.gov/wtb/auctions/218%20rest/218%20rest.html).