

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter Of:)
)
Request for Amendment of the Commission's)RM-7986
Rules and Regulations Concerning Shared Use)
of 900 MHz Paging Frequencies)

Comments of _____

_____, hereby submits the following comments concerning the above reference proposal as submitted by NABER's Association for Private Carrier Paging (APCP) section to establish protection for 900 MHz Private Carrier Paging licensees (PCPs).

As an operating licensee in one of the lower bands, we see nothing the petition does to encourage migration from the lower bands to the 900 MHz systems. In contrast, its National System proposal might actually block entry and deter investment in the 900 MHz frequency systems.

We provide a private carrier paging service in the 150 MHz (or 460 MHz) frequencies, providing coverage in the _____ markets to a wide variety of customers.

Our primary concern is that the APCP petition does nothing to alleviate low band congestion even though the request cites migration from 150 MHz and 460 MHz frequencies, none of the subsequent actions appear designed to achieve that as a goal. Without incentives of tangible benefit, expensive conversion does not seem reasonable and therefore overcrowding will continue.

The APCP National System proposal will actually discourage migration of the low band carrier up to the 900 MHz channels by limiting channel availability. The transmitter-based limits, should they be enacted, would immediately set aside six of the now forty 900 MHz channels for exclusive use by four PCPs. These channels would no longer be available for 150 MHz or 460 MHz carriers desirous of moving up to 900 MHz. It seems likely that other of the channels would soon be lost to the National Systems.

The petition, we believe, fails to provide a method whereby competing PCPs would have equal access to exclusivity on the 900 MHz frequencies. The proposal immediately allows the larger PCPs

to gain exclusivity immediately on certain of the channels and exhaust spectrum in metropolitan areas. The transmitter-based limits criteria gives windfall advantage to those PCPs which already have significant operation on the 900 MHz frequency without giving lower frequency carriers an equal opportunity to gain access to 900 MHz channels.

The risk that channels currently available would later be converted to exclusive National System use will certainly not encourage investment in the 900 MHz systems by potential entrants. The lower frequency carrier is unlikely to risk an expensive conversion process to a 900 MHz system if there is some likelihood another carrier building enough transmitters elsewhere in the country would obtain national exclusivity and thereby freezing them from the market place.

For the foregoing reasons, _____ submits that APCP's petition fails to address, let alone remedy, congestion problems now being experienced on the lower frequencies. We believe that the proposal actually discourages lower frequency carriers from making the switch up to a 900 MHz system.

Respectfully submitted:

BY _____

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In the Matter of

Amendment of Section 90.494 of)
the Commission's Rules and) RM-7986
Regulations Concerning Shared Use)
of 900 MHz Paging Frequencies)

DECLARATION

I, Ronald J. Turner do hereby declare that:

1. I am Paging Network, Inc.'s Director of Systems and Management. My business address is 4965 Preston Park Blvd., Suite 500, Plano, Texas 75093.

2. I have reviewed Paging Network, Inc.'s Reply Comments, dated June 25, 1992, in the above-captioned proceeding. The facts set forth therein, and in any attachments thereto, are true and correct to the best of my knowledge, information and belief.

This declaration is made under penalty of perjury under the laws of the United States of America.



Ronald J. Turner

Dated: June 25, 1992

CERTIFICATE OF SERVICE

I, Kathleen A. Kirby, hereby certify that on this 25th day of June 1992, a true copy of the foregoing Reply Comments of Paging Network, Inc. was mailed, first class, postage prepaid to:

Michael Cutler, Chairman
Association for Private Carrier Paging
1501 Duke Street
Suite 200
Alexandria, Virginia 22314

David E. Weisman
Alan S. Tilles
Meyer, Faller, Weisman
and Rosenberg, P.C.
4400 Jenifer Street
Washington, D.C. 20015
Of Counsel
Association for Private Carrier Paging

Richard E. Wiley
R. Michael Senkowski
Eric W. DeSilva
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006
Attorneys for Mobile Telecommunication
Technologies Corporation

Gerald S. McGowan
George L. Lyon, Jr.
Lukas, McGowan, Nace & Gutierrez, Chartered
1819 H Street, N.W., Suite 700
Washington, D.C. 20006
Attorneys for Dial Page, L.P.

Lawrence M. Miller
Steven C. Schaffer
Schwartz, Woods & Miller
Suite 300
1350 Connecticut Avenue, N.W.
Washington, D.C. 20036
Attorneys for Dial-A-Page, Inc.

Mark A. Stachiw, Esq.
PacTel Paging
12221 Merit Drive, Suite 800
Dallas, Texas 75251

Carl W. Northrop, Esq.
Bryan, Cave, McPheeters & McRoberts
700 13th Street, N.W., Suite 700
Washington, D.C. 20005
Attorney for PacTel Paging


Kathleen A. Kirby