



May 24, 2019

Marlene Dortch
Secretary
Federal Communications Commission
Washington, DC 20556

**Re: Incentive Auction of the UMFU Licenses in the Upper 37 GHz, 39 GHz
and 47 GHz Bands, AU Docket No. 19-59**

Dear Ms. Dortch:

Hughes Network Systems, LLC (“Hughes”) provides these reply comments in the above referenced docket in response to comments filed by the Rural Wireless Association, Inc. (“RWA”).¹ Hughes is concerned about RWA’s comments in this docket advocating for a change as a late filed petition for reconsideration of the Federal Communications Commission’s (“FCC”) Spectrum Frontiers Report & Order,² whereby the FCC determined the geographic licensing for Upper Microwave Flexible Use Service (“UMFUS”) licensees in the 37 GHz, 39 GHz and 47 GHz band. The proper timing for RWA to raise its concerns was in a timely filed petition for reconsideration to the Spectrum Frontier Report & Order, not in comments to a docket developing auction procedures for this band. Accordingly, the FCC should dismiss the RWA comments for what they are – a late filed petition for reconsideration.

Respectfully submitted,

/s/ Jennifer A. Manner

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¹ *Incentive Auction of Upper Microwave Flexible Use Service Licenses in the Upper 37 GHz, 39 GHz, and 47 GHz Bands for Next-Generation Wireless Services; Comment Sought on Competitive Bidding Procedures for Auction 103*, Public Notice, FCC 19-35 (rel. Apr. 15, 2019); *see also* comments of RWA, AU Docket No. 19-59 (filed May 15, 2019).

² *Use of Spectrum Bands Above 24 GHz For Mobile Radio Services, et al.*, Report and Order and Further Notice of Proposed Rulemaking, 31 FCC Rcd. 8014, ¶¶ 2-3 (2016) (“*Spectrum Frontiers Report & Order*”).

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