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

FCC MAIL SECTION

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DISPATCHED BY
GN Docket No. 93-252

In the Matter of)
Implementation of Sections 3(n) and 332 of)
the Communications Act)
Regulatory Treatment of Mobile Services)

ERRATUM

Released: October 12, 1993

The Notice of Proposed Rule Making in the above-captioned proceeding (FCC 93-454) is corrected to include the attached separate statement of Commissioner Duggan, which was inadvertently omitted from the Notice.

FEDERAL COMMUNICATIONS COMMISSION

Richard J. Shiben
Chief, Land Mobile & Microwave Division
Private Radio Bureau

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

In the Matter of)	
)	
Implementation of Sections 3(n) and 332 of the Communications Act)	GN Docket No. 93-252
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Regulatory Treatment of Mobile Services)	

NOTICE OF PROPOSED RULE MAKING

Adopted: September 23, 1993; Released: October 8, 1993

Comment Date: November 8, 1993
Reply Comment Date: November 23, 1993

By the Commission: Commissioner Duggan issuing a separate statement.

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**Separate Statement
of
Commissioner Ervin S. Duggan**

**In Re: Implementation of Sections 3(n) and 332 of the
Communications Act, Regulatory Treatment of Mobile Services,
GN Docket No. 93-252**

In adopting a new Section 332 of the Communications Act, the Congress forged a new regulatory scheme for mobile services, which I hope will not only allow the FCC to give PCS a good start in life, but also to reconcile often conflicting and ill-fitting modes of regulating other mobile services.

Because there will be multiple licensees in the mobile services arena in the future, we need to focus our regulatory efforts narrowly. In my view, those efforts should be aimed at making commercial mobile services--- whether cellular, SMRS, or PCS--- a real success for consumers: affordable, easy to use, widely available, and rich with features. Most of this will be accomplished in the marketplace. But the FCC will have a role:

- o We can require nondiscriminatory interconnection among all providers, whether wireless or wireline.
- o We can make interconnection easier to accomplish by using our Title II regulatory powers as needed--- perhaps even requiring tariffs, if it comes to that.
- o We can promote interoperability among mobile service providers to the extent feasible, so that consumers can switch providers without necessarily switching handsets, and so that the same handset will work anywhere.
- o We can ensure that roaming arrangements are simple to accomplish and are seamless, if not invisible, from the consumer's point of view.
- o We can try to ensure that competition will be fair and vigorous.

I will be most interested in parties' suggestions for wielding the regulatory tools that Congress has provided us in the way most likely to promote the success of PCS.

Congress' decision to create a unified regulatory scheme for mobile services also suggests that it may be time to consider a

suggestion I put forward tentatively in the past: consolidating the FCC's regulatory efforts into a single "Mobile Services Bureau." Such an approach could make the FCC's efforts more focused, more efficient, and bring harmony to our regulatory efforts.

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