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July 6, 1994

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Federal Communications Commission  
Office Of The Secretary  
1919 M. Street, NW  
Washington, DC 20554

Re: GN Docket No. 93-252

To Whom It May Concern:

I am an entrepreneur who has learned of the June 20th comments filed by Nextel Communications, Inc. regarding the Regulatory Treatment of Mobile Services. I am also an SMR licensee and I have employed a management company to use my licenses, along with others, to offer ESMR service in many cities. I am informed that Nextel proposes an ESMR licensing plan which would prevent all but existing ESMR companies with mobile customers from participation.

I am appalled at Nextel's attempt to exclude entrepreneurs like myself, small businesses, minorities, and anyone except industry incumbents, from the ESMR licensing process. This is especially disturbing at a time when the FCC is making such a tremendous effort to include small businesses and minorities in the PCS licensing process. Nextel's proposal is a obvious attempt to use the government to protect the self-serving interest of a handful of ESMR companies.

Nextel's proposal would permit only current ESMR companies to obtain enormous amounts of additional SMR spectrum. Nextel and other ESMR companies have already attempted to acquire so much SMR spectrum in given markets that they could preclude ESMR competition from surfacing, on a market by market basis. Now they are asking the FCC to help them to preclude ESMR competition. Basically, Nextel proposes that, unless you're already in the ESMR business, you can't get involved in any new ESMR licensing process. How could the FCC possibly consider such an insidious plan for a handful of large companies to divy up nationwide ESMR licenses? Many companies are making plans to enter the ESMR industry and the Nextel proposal would prevent such companies, if not all, from competing. The ESMR industry, like all industries, will benefit from competition. Increased competition means lower prices to consumers. Nextel's anti-competitive proposal would, thus, increase prices to consumers.

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Even Nextel's proposal to "retune" all existing non-ESMR companies to other private land mobile radio bands is terribly defective. Inadequate amounts of frequencies available in the private mobile radio band prohibit massive "retuning". Consequently, aside from being anti-competitive and protectionistic, the Nextel plan simply would not work.

With the tremendously difficult issues now facing the FCC, it should not consider Nextel's highly controversial plan which amounts to a free allocation of huge amounts of spectrum to ESMR incumbents and the reduction of available spectrum for all future ESMR competitors. Given Motorola's 20% ownership in Nextel, Motorola's 35% ownership in Dial Call and Nextel's 40% ownership interest in OneComm, it is fair to say that the ESMR industry is in need of competition, not protection. Therefore, I am respectfully requesting that the FCC reject Nextel's proposed ESMR licensing plan, and all similar requests. While construction and technical rules should be revised for SMR licensees who intend to provide ESMR service, the licensing process does not require revision. Maintaining the SMR licensing as it now exists ensures maximum competition and participation of small businesses in the ESMR industry.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tony Anderson', with a long horizontal flourish extending to the right.

Tony Anderson