

### **III. CONCLUSION**

The overwhelming majority of commenters do not support the non-competitive assignment of up to 28 MHz of lower L-band spectrum to AMSC, either through the use of Section 316 of the Communications Act or by rule. The Commission should rethink its tentative decision to provide AMSC with preferred access to spectrum in the lower L-band. The basis for the Commission's proposal, that an MSS system requires a minimum of 20 MHz of spectrum, is not supported by the record. Moreover, the Commission's proposal to provide AMSC preferred access to the lower L-band is not justified by any compelling reason for departing from the Commission's open skies policies.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read "Philip L. Malet", is written over a horizontal line. The signature is stylized and cursive.

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Dated: October 7, 1996

**CERTIFICATE OF SERVICE**

I, Brent Weingardt, hereby certify that the foregoing **Reply Comments of Motorola Satellite Communications, Inc. and Iridium LLC in I.B. Docket 96-132** was served by hand delivery or first-class mail, postage prepaid, this 7th day of October, 1996 on the following persons:

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