



*Blumerich Communications Service, Inc.*

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06/23/98

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MS MAGALIE ROMAN SALAS  
SECRETARY  
FEDERAL COMMUNICATIONS COMMISSION  
1919 M STREET, N.W., ROOM 222  
WASHINGTON, D.C. 20554

RE: RM-9267, CONCERNING AN ALLOCATION OF SPECTRUM FOR THE  
PRIVATE MOBILE RADIO SERVICES

DEAR MS SALAS:

WE RESPECTFULLY SUBMIT THESE REPLY COMMENTS IN REGARD TO THE ABOVE REFERENCED AND CAPTIONED PETITION FOR RULE MAKING FILED BY THE LAND MOBILE COMMUNICATIONS COUNCIL (LMCC). BLUMERICH COMMUNICATIONS SERVICE INC., HAS BEEN AN AUTHORIZED MOTOROLA SERVICE FACILITY FOR OVER 48 YEARS. WE CURRENTLY SERVICE THE 2-WAY RADIO NEEDS OF LAW ENFORCEMENT AND GOVERNMENT AGENCIES IN GENESEE, LAPEER, AND SHIAWASSEE COUNTIES. WE SERVICE THE PUBLIC SAFETY NEEDS OF THESE AGENCIES AS WELL AS MANY HEALTHCARE, INDUSTRIAL, AGRICULTURAL AND WIRELESS COMMUNICATIONS SYSTEMS ACROSS THESE COUNTIES.

WE WHOLEHEARTEDLY SUPPORT THE SPECTRUM ALLOCATION OBJECTIVES CONTAINED WITHIN THE LMCC'S PETITION FOR RULE MAKING AND THE COUNCIL'S REQUEST THAT A MEANINGFUL DIALOGUE MUST COMMENCE AMONG THE TELECOMMUNICATIONS LEADERSHIP REGARDING THE STATE OF THE PRIVATE WIRELESS INDUSTRY.

RECENT NATIONAL TELECOMMUNICATIONS POLICY HAS BEEN DIRECTED AT MAXIMIZING COMPETITION BETWEEN COMMERCIAL SERVICE PROVIDERS THROUGH THE EXCLUSIVE USE OF SPECTRUM AUCTION PROCEDURES. WHILE THESE ARE WORTHWHILE OBJECTIVES, THEY HAVE COME AT THE EXPENSE OF THE PRIVATE WIRELESS INDUSTRY. AUCTION PROCESSES ARE MISAPPLIED IN THE SHARED SPECTRUM ENVIRONMENTS THAT ENCOMPASS VIRTUALLY ALL PRIVATE WIRELESS RADIO SYSTEM APPLICATIONS.

WE, THEREFORE, SUPPORT THE INDUSTRIAL TELECOMMUNICATIONS ASSOCIATION'S PROPOSAL THAT THE COMMISSION SHOULD DILIGENTLY SEEK CONGRESSIONAL AUTHORITY TO IMPLEMENT EFFICIENCY-BASED SPECTRUM LEASE FEES AS A PRIVATE WIRELESS LICENSE ASSIGNMENT ALTERNATIVE TO COMPETITIVE BIDDING PROCEDURES. LEASE FEES WOULD ENSURE THAT A PORTION OF THE SPECTRUM'S VALUE IS COMPENSATED AND WOULD SIGNIFICANTLY PROMOTE SPECTRUM EFFICIENCY, A FUNDAMENTAL OBJECTIVE OF THE FCC.

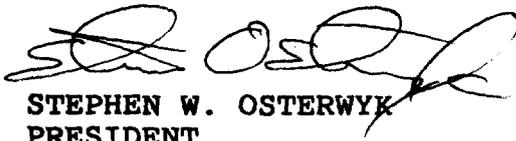
WE ALSO SHARE THE VIEWS EXPRESSED BY A NUMBER OF COMMENTERS

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IN THIS PROCEEDING THAT COMMERCIAL PROVIDERS ARE NOT EQUIPPED TO ACCOMMODATE ALL OF THE COMMUNICATIONS REQUIREMENTS OF PRIVATE WIRELESS ENTITIES. IN MANY PRIVATE WIRELESS SYSTEM APPLICATIONS, THE PRODUCTS, GEOGRAPHIC COVERAGE AREA AND SYSTEM INTEGRITY REQUIREMENTS SIMPLY CANNOT BE SATISFIED THROUGH THE COMMUNICATIONS SERVICES OFFERED BY COMMERCIAL-ORIENTED SYSTEMS.

WE APPRECIATE THE OPPORTUNITY EXTENDED BY THE COMMISSSION TO PARTICIPATE IN THIS CRITICAL PROCEEDING AND REQUEST THAT THE COMMISSION EXPEDITIOUSLY PROCEED TO ADOPT A NOTICE OF PROPOSED RULE MAKING CONSISTENT WITH THE OBJECTIVES OF THE LMCC'S PETITION FOR RULE MAKING.

SINCERELY,



STEPHEN W. OSTERWYK  
PRESIDENT

C/C: SENTOR SPENCER ABRAHAM  
SENTOR CARL LEVIN  
CONGRESSMAN JAMES BARCIA



# WELLS Communications

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June 23, 1998

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
1919 M. Street, N.W., Room 222  
Washington, D.C. 20554

Re: RM-9267, Concerning an Allocation of Spectrum for the Private Mobile Radio Services

Dear Ms. Salas,

We respectfully submit these Reply Comments in regard to the above referenced and captioned petition for Rule Making filed by the Land Mobile Communications Council (LMCC). We are a wireless To Way Radio Communications Sales and Service company located in Upstate New York. We have been servicing the wireless needs of private radio users, state and local government and industry for 50 years. We have approximately 40 employees depending on the success of this business.

We wholeheartedly support the spectrum allocation objectives contained within the LMCC's Petition for Rule Making and the Council's request that a meaningful dialogue must commence among the telecommunications leadership regarding the state of the private wireless industry.

Without additional radio spectrum for private radio users, life, safety and efficient operations of business in this county can not grow. Without allowing industry to take advantage of the new technologies being made available in wireless communications, corporations cannot maintain high profit levels. When profits are down, payment of income tax is down, therefore the government loses money. Without efficient operation, everyone loses.

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Recent national telecommunications policy has been directed at maximizing competition between commercial service providers through the exclusive use of spectrum auction procedures. While these are worthwhile objectives, they have come at the expense of the private wireless industry. Auction processes are misapplied in the shared spectrum environments that encompass virtually all private wireless radio system applications.

We, therefore, support the Industrial Telecommunications Association's proposal that the Commission should diligently seek Congressional authority to implement efficiency-based spectrum lease fees as a private wireless license assignment alternative to competitive bidding procedures. Lease fees would ensure that a portion of the spectrum's value is compensated and would significantly promote spectrum efficiency, a fundamental objective of the FCC.

Therefore, it is extremely important that additional private radio service spectrum be allocated at your earliest possible convenience. We have need especially in the area above line "A" along the Canadian border. The spectrum in this area is extremely short and licensing is extremely burdensome and long term.

We also share the views expressed by a number of commenters in this proceeding that commercial providers are not equipped to accommodate all of the communications requirements of private wireless entities. In many private wireless system applications, the products, geographic coverage area and system integrity requirements simply cannot be satisfied through the communications services offered by commercial-oriented systems.

In the area of upstate New York, the topography is an extreme problem, commercial service providers only provide service along the interstate corridor's. We have many many areas where commercial wireless is not available for anyone's use.

We appreciate the opportunity extended by the Commission to participate in this critical proceeding and request that the Commission expeditiously proceed to adopt a notice of Proposed Rule Making consistent with the objectives of the LMCC's Petition for Rule Making.

Sincerely,



Edward J. Kehn  
Chief Executive Officer

EJK/kap