



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

memorandum

TO: Chief, Reference Operations Division

FROM: Daniel M. Armstrong *DMA*
Associate General Counsel

SUBJECT: Advanced Paging, Inc. d/b/a Advanced Paging, et al. v. FCC & USA, D.C. Cir. No. 99-1251. Filing of a new Petition for Review in the United States Court of Appeals for the District of Columbia Circuit.

DATE: July 12, 1999

This is to advise you that Advanced Paging, Inc. d/b/a Advanced Paging, Mark A. Apsley d/b/a Progressive Paging, Capitol Radiotelephone Company, Inc. d/b/a Capitol Paging, Express Message Corporation, A.V. Luttamus Communications, Inc. d/b/a Luttamus Communications, and NEP, LLC d/b/a Northeast Paging on June 30, 1999, filed a 402(a) Petition for Review of: Facilitate Future Development of Paging Systems and Implementation of Section 309(j) of the Communications Act; Competitive Bidding, 12 FCC Rcd 2732 (1997), reconsidered in part, Future Development of Paging Systems, WT Docket No. 96-18 and PR Docket No. 93-253, FCC 99-98 (released May 24, 1999).

Petitioners challenge the above-referenced order which adopted a new geographic area, multichannel licensing system for Common Carrier Paging and 929 MHz Private Carrier Paging channels, and established competitive bidding procedures for selecting among mutually exclusive applications for these licenses.

The Court has docketed this case as No. 99-1251. The attorney assigned to handle the litigation of this case is Roberta L. Cook.

cc: Chief, Wireless Telecommunications
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