



stranded or involved in accidents, and transports them from roads and highways where they may otherwise be vulnerable to harm from high-speed vehicles, severe winter weather or crime.

State and local public safety agencies also rely upon the emergency road services performed by Rocky Mountain. The telephone numbers of Rocky Mountain's dispatch centers have been programmed into many public safety and highway patrol databases and speed dialing systems. If the services provided by Rocky Mountain were not available, these government agencies would be compelled to devote their own resources to rescuing stranded motorists and clearing automotive hazards. Icy roadways and drifting snow create hazardous driving conditions for a significant portion of each year. Roadside assistance crews dispatched by Rocky Mountain are often the first to respond to accidents or situations where a vehicle is simply stuck in the snow. Emergency road services dispatched by Rocky Mountain help rescue stranded motorists and clear abandoned vehicles so law enforcement and snow removal crews can devote their resources to other important concerns.

Rocky Mountain supports a reallocation plan that would make additional spectrum available for its use and/or the use of its affiliated emergency road service workers. Specifically, Rocky Mountain supports the allocation options (such as Land Mobile Communications Council's proposal for the 1390-92 and 1427-29 MHz bands) that would forego entirely the use of auctions for the assignment of at least a portion of the reallocated spectrum, *see*, Comments of LMCC at page 4; California State Automobile Association at page 2; Comments of Automobile Club of Hartford, Inc. at page 2. The Commission can fulfill its mandate and avoid mutual

exclusivity of applications for spectrum by using the frequency coordination program that has served the land mobile industry well for many years.

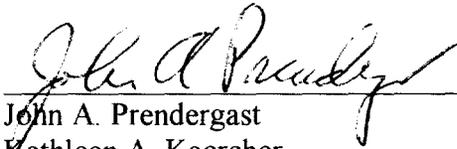
Rocky Mountain recognizes that there are many conflicting interests competing for access to spectrum, but wishes to remind the Commission of the valuable service that Rocky Mountain and other private users provide to the public. Spectrum is vitally important to Rocky Mountain's ability to serve its customers, and as Colorado continues to grow in population, Rocky Mountain can forecast the need for additional spectrum, especially in the larger population centers like Denver and Colorado Springs. Therefore, the allocation of spectrum for coordinated, site-by-site licensing to private users will serve the public interest.

Rocky Mountain recognizes that a portion of the band to be reallocated (1432-1435 MHz) must be auctioned. For this portion of the spectrum, Rocky Mountain supports LMCC's proposal that the frequencies be auctioned to band managers who would be required to lease the spectrum to private users, rather than commercial licensees. The Commission has recently made large amounts of spectrum available for commercial operations, in the Personal Communications Service, Specialized Mobile Radio, Public Coast and other auctions. More auctions of commercial spectrum are already scheduled. The relatively small amount of spectrum available in this proceeding should be reserved for the well-documented needs of private users.

In sum, Rocky Mountain again applauds the Commission's efforts to reallocate spectrum from Federal Government to non-Government use, and respectfully requests that the

Commission, in making its reallocation, keep in mind the interests of the millions of people served daily by emergency road services and other private users.

Respectfully Submitted,

By 

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**CERTIFICATE OF SERVICE**

I, Kathleen A. Kaercher, do hereby certify that on this 9<sup>th</sup> day of April, 2001, I had copies of the foregoing Reply Comments sent via hand delivery or First Class Mail, postage prepaid, to the following:

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