



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
445 12th STREET, S.W.  
WASHINGTON, D.C. 20554

DA 99-2809

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News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: <http://www.fcc.gov> <ftp.fcc.gov>

**Released: December 15, 1999**

**SBC COMMUNICATIONS INC. AND RADIOFONE, INC.  
SEEK FCC CONSENT TO TRANSFER CONTROL OR ASSIGN  
RADIOFONE'S LICENSES TO SBC  
WT DOCKET NO. 99-355 /**

**PLEADING CYCLE ESTABLISHED**

**Comments/Petitions due: January 14, 2000**

**Responses/Oppositions due: January 24, 2000**

On November 16, 1999, SBC Communications Inc. (SBC) and Radiofone, Inc. (Radiofone) filed applications pursuant to Section 310(d) of the Communications Act of 1934, as amended, 47 U.S.C. § 310(d), seeking Commission consent to transfer control of or to assign to SBC licenses and authorizations currently controlled by Radiofone or its affiliates or subsidiaries. As listed below, these applications pertain to licenses for cellular, PCS, point-to-point microwave, and paging services, as well as to satellite earth stations.

Pursuant to the parties' agreement and Plan of Merger, RFI, Inc., an SBC subsidiary, will be merged with and into Radiofone, causing Radiofone to become a wholly owned subsidiary of SBC. SBC will thereby obtain control over the licenses and authorizations controlled by Radiofone and three of its affiliates, Baton Rouge Cellular Telephone Company, Houma/Thibodaux Cellular Partnership, and Radiofone Services, L.L.C.<sup>1</sup> Under a separate agreement, on November 11, 1999, SBC agreed to purchase the E Block PCS license for BTA 180 (Hammond, Louisiana) from Radiofone PCS, L.L.C., which is under common control with Radiofone.

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<sup>1</sup> As explained in the Description of Transaction, SBC states that, prior to the consummation of the SBC/Radiofone merger, it will cause its indirect subsidiary, Ameritech Mobile Communication, Inc., to dispose of its non-controlling 11.19 percent general partnership interest in the Cellular North-Michigan Network General Partnership, which operates a B-band cellular system in Michigan RSA 5, where Radiofone is the A-band licensee.

## SECTION 310 APPLICATIONS

### **Part 22 – Cellular Radiotelephone Service**

The following applications for consent to transfer control of Part 22 Cellular Radiotelephone Service licenses and authorizations to SBC have been assigned the file numbers below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000047879	Radiofone, Inc.	KNKA352 (Lead)
0000047871	Baton Rouge Cellular Telephone Company	KNKA361
0000047878	Houma/Thibodaux Cellular Partnership	KNKA686

### **Part 22 – Paging and Radiotelephone Service**

The following application for consent to transfer control of Part 22 Paging and Radiotelephone Service licenses and authorizations to SBC has been assigned the file number below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000047879	Radiofone, Inc.	KKO349 (Lead)

### **Part 24 – Personal Communications Services**

The following application for consent to assign Part 24 Personal Communications Services licenses and authorizations to Southwestern Bell Wireless, Inc., an SBC subsidiary, has been assigned the file number below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000047876	Radiofone PCS, L.L.C.	KNLH425

### **Part 25 – Domestic Fixed Satellite Service**

The following application for consent to transfer control to SBC of the following Part 25 Domestic Fixed Satellite Service licenses and authorizations has been assigned the file number below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
SES-T/C- 19991116-02079	Radiofone, Inc.	E930457 (Lead)

### **Part 90 – Private Land Mobile Radio Services – Industrial/Business Radio**

An application has been filed for consent to transfer control to SBC of the following Part 90 Industrial/Business Radio licenses. No specific file number for this transfer of control will be assigned.

<u>Licensee</u>	<u>Call Sign(s)</u>
Radiofone Services, L.L.C.	KNEZ916 (Lead)

#### **Part 90 – Private Land Mobile Radio Services – Paging**

An application for consent to transfer control to SBC of the following Part 90 Private Land Mobile Radio Services - Paging licenses and authorizations has been filed. No specific file number for this transfer of control will be assigned.

<u>Licensee</u>	<u>Call Sign(s)</u>
Radiofone, Inc.	KNNG392 (Lead)

#### **Part 101 – Common Carrier Fixed Point-to-Point Microwave Service**

The following applications for consent to transfer control of Part 101 Common Carrier Fixed Point-to-Point Microwave Services licenses and authorizations to SBC have been assigned the file numbers below.

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000047879	Radiofone, Inc.	WLB943 (Lead)
0000047871	Baton Rouge Cellular Telephone Company	WLC708 (Lead)

#### **GENERAL INFORMATION**

The transfer of control applications referenced herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies.

Final action will not be taken on these applications earlier than 31 days following the date of this Public Notice. See 47 U.S.C. § 309(b). Interested parties may file comments or petitions to deny no later than **January 14, 2000**. Oppositions to such pleadings may be filed no later than **January 24, 2000**. All filings concerning matters referenced in this Public Notice should refer to **WT Docket No. 99-355**, as well as the specific file numbers of the individual applications or other matters to which the filings pertain.

Pursuant to 47 C.F.R. § 1.1200(a), which permits the Commission to adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires, we announce that this proceeding will be governed by **permit-but-**

**disclose** *ex parte* procedures that are applicable to non-restricted proceedings under 47 C.F.R. § 1.1206.

An original and four copies of all comments, petitions to deny, oppositions and replies must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-B204, Washington, D.C. 20554, in accordance with Section 1.51 of the Commission's rules, 47 C.F.R. § 1.51. **In addition, one copy of each pleading must be delivered to each of the following locations:** (1) the Commission's duplicating contractor, International Transcription Services, Inc. ("ITS"), 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; (2) Consumer Information Bureau, Reference Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554; (3) Lauren Kravetz, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A163, Washington, D.C. 20554, (4) Ramona Melson, Wireless Telecommunications Bureau, Public Safety and Private Wireless Division, 445 12th Street, S.W., Room 4-C237, Washington, D.C. 20554, and (5) Karl Kensinger, 445 12<sup>th</sup> Street, S.W., Room 6-A663, Washington, D.C. 20554.

Instead of filing paper comments, parties may file comments using the Commission's Electronic Comment Filing System (ECFS). See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form <your e-mail address.>" A sample form and directions will be sent in reply.

Parties are also encouraged to file a copy of all pleadings on a 3.5 inch diskette in an IBM-compatible format using Microsoft Word 97 software in a "read only" mode. Diskette submissions should be in addition to, and not a substitute for, the hard copy filing requirements reviewed above. All diskettes should be clearly labeled with: (1) the party's name; (2) the name of the proceeding and docket number; (3) the type of filing submitted (e.g., comments or oppositions); and (4) the date of submission. The diskettes should be accompanied by a cover letter and filed with Lauren Kravetz of the Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Washington D.C. 20554.

Copies of the applications and any subsequently filed documents in this matter may be obtained from International Transcription Service, Inc., 445 12<sup>th</sup> Street, S.W.,

CY-B402, Washington, D.C. 20554, telephone (202) 857-3800. Electronic versions of the applications and subsequent filings will also be available through the ECFS, which can be accessed via the Commission's Internet Home Page (<http://www.fcc.gov>). Copies of the applications and documents are also available for public inspection and copying during normal reference room hours at the Commission's Reference Center, 445 12<sup>th</sup> Street, S.W., CY-A257, Washington, D.C. 20554. In addition, application file numbers 0000047879, 0000047878, 0000047876, and 0000047871 listed herein, and associated pleadings and filings are available electronically through the Wireless Telecommunications Bureau's Universal Licensing System, which may be accessed on the Commission's Internet website.

For further information, contact Lauren Kravetz or John Branscome, Wireless Telecommunications Bureau, Commercial Wireless Division, at (202) 418-7240 (Parts 22 and 24), Ramona Melson, Wireless Telecommunications Bureau, Public Safety and Private Wireless Division, at (202) 418-0680 (Parts 90 and 101), and Karl Kensinger, Satellite Division, International Bureau, at (202) 418-0719 (Part 25).

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