

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

DEC 6 2001

Handwritten signature and date: J. Evans 12/6/01

OFFICE OF
MANAGING DIRECTOR

Donald J. Evans
Fletcher, Heald & Hildreth, P.L.C.
1300 N. 17th Street, 11th Floor
Arlington, Virginia 22209-3801

Re: Request for Refund of
Application Fees

Dear Mr. Evans:

This letter grants a refund to Wireless World, L.L.C. of \$6,105 in filing fees paid by its predecessor licensee, Antilles Wireless Cable TV Company, in connection with Antilles's certificates of completion of construction of MMDS stations.

In a previous letter dated February 5, 2001 (Fee Control No. 000000BCB-97-052), we denied Antilles's request for a waiver and refund because it did not establish good cause for such relief. See 47 C.F.R. § 1.1117(a). On March 14, 2001, Wireless World, the entity to which Antilles assigned its station licenses, filed an application for review with the Commission. You have now supplemented Wireless World's filing with additional information pertaining to Antilles's financial status at the time the MMDS applications were filed. Specifically, you provide copies of Antilles's U.S. Partnership tax returns for 1996 and 1997 as well as a declaration under penalty of perjury from a Wireless World official, who states that he was also a principal of Antilles and that no Antilles officer received any compensation during the relevant time period.

We conclude that you have standing to request a refund on behalf of Wireless World because the supplemental information you submitted indicates that Antilles not only assigned its station licenses to Wireless World but also transferred all of its partnership interests and obligations as well. Hence, Wireless World stands in Antilles's shoes and may seek a refund of the fees paid by Antilles.

A request for waiver or refund of filing fees based on a claim of financial hardship must be supported by appropriate documentation. Our review of your financial submission shows that Antilles lost \$358,620 in 1996 and \$619,709 in 1997, and these losses were only partially offset by deductions for depreciation. In addition, you have shown that the losses were not the result of compensation paid to corporate officers. Therefore, your request for a refund of the filing fees is granted. A check, made payable to Wireless World, the successor to Antilles, and drawn in the amount of \$6,105, will be sent to you at the earliest practicable time.

Donald J. Evans

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If you have any questions concerning this refund, please contact the Revenue and Receivable Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Reger". The signature is fluid and cursive, with a large initial "M" and "R".

Mark Reger
Chief Financial Officer

ANN BAVENDER*
ANNE GOODWIN CRUMP
VINCENT J. CURTIS, JR.
PAUL J. FELDMAN
FRANK R. JAZZO
ANDREW S. KERSTING
EUGENE M. LAWSON, JR.
MITCHELL LAZARUS
SUSAN A. MARSHALL*
HARRY C. MARTIN
RAYMOND J. QUIANZON
LEONARD R. RAISH
JAMES P. RILEY
ALISON J. SHAPIRO
KATHLEEN VICTORY
JENNIFER DINE WAGNER*
LILIANA E. WARD
HOWARD M. WEISS
ZHAO XIAOHUA*

* NOT ADMITTED IN VIRGINIA

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET
ARLINGTON, VIRGINIA 22209-3801

OFFICE: (703) 812-0400

FAX: (703) 812-0486

www.fhh-telcomlaw.com

RETIRED MEMBERS
RICHARD HILDRETH
GEORGE PETRUTSAS

CONSULTANT FOR INTERNATIONAL AND
INTERGOVERNMENTAL AFFAIRS
SHELDON J. KRYS
U. S. AMBASSADOR (RET.)

OF COUNSEL
EDWARD A. CAINE*
DONALD J. EVANS
EDWARD S. O'NEILL*

WRITER'S DIRECT

703-812-0430
evans@fhhlaw.com

RECEIVED

SEP 26 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

September 26, 2001

BY HAND DELIVERY

Magalie R. Salas, Esq.

Secretary

Federal Communications Commission

445 12th Street, SW, Room TW-B204

Washington, DC 20554

ATTN: John Riffer

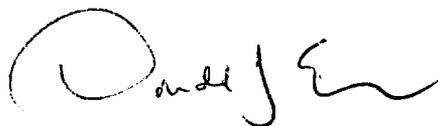
Re: Antilles Wireless Cable TV
Refund Request

Dear Ms. Salas:

Enclosed for association with its March 7, 2001, refund request are copies of Antilles Wireless Cable TV Company's tax returns for 1996 and 1997. These demonstrate that the company was experiencing significant losses during the period that a refund is requested.

Please contact the undersigned if further information is necessary.

Respectfully submitted,



Donald J. Evans
Counsel for Wireless World, LLC

DJE:deb

Enclosures

John Riffer
Office of General Counsel
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

AVENDER*
GOODWIN CRUMP
NT J. CURTIS, JR.
J. FELDMAN
K R. JAZZO
DREW S. KERSTING
CNE M. LAWSON, JR.
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U. S. AMBASSADOR (ret.)

OF COUNSEL
EDWARD A. CAINE*
DONALD J. EVANS
EDWARD S. O'NEILL*

WRITER'S DIRECT

(703) 812-0430
evans@fhhlaw.com

October 16, 2001

Ms. Magalie Salas
Secretary
Federal Communications Commission
445 12th St. SW
Washington, DC 20554

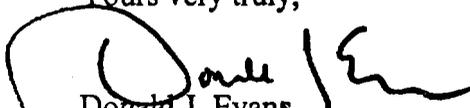
Attention: John Riffer

Dear Ms. Salas:

Enclosed in further support of Wireless World, LLC's request for a refund of certain fee payments made in 1997 by Antilles Wireless Cable TV Company is the document confirming Wireless World's succession to the rights of Antilles Wireless Cable TV. Apparently, by operation of law, when one partner succeeds to the ownership interests of all of the partners, as occurred here, the sole remaining partner (Wireless World) is vested with the ownership of the partnership assets.

Please contact the undersigned should you have any questions regarding this matter.

Yours very truly,


Donald J. Evans

cc: John Riffer, Esq. ✓

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ASSIGNMENT AND CONFIRMATION OF TRANSFER

WHEREAS, on the date hereof, Hubbard MDS of the Virgin Islands, Inc. has assigned to Calypso-Com, Ltd. all of Hubbard's right, title and interest in and to the partnership Antilles Wireless Cable T.V. Company, a Virgin Islands partnership ("Antilles Wireless"); and

WHEREAS, Calypso-Com, Ltd. and Antilles Wireless Cable T.V., Inc., the sole remaining partners of Antilles Wireless, assigned their partnership interest in Antilles Wireless to Wireless World, LLC; and

WHEREAS, the legal effect of the foregoing assignment is that the partnership Antilles Wireless has ceased to exist and all the assets of Antilles Wireless have become vested in Wireless World, LLC; and

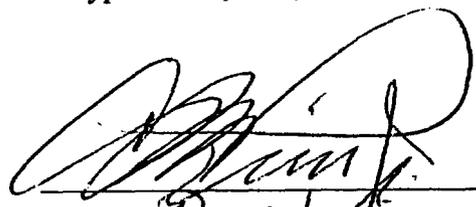
WHEREAS, the partnership Antilles Wireless is executing this assignment to confirm the transfer of certain licenses to Wireless World, LLC;

NOW THEREFORE, FOR VALUE RECEIVED, Antilles Wireless Cable T.V., Company hereby sells, assigns and delivers, and confirms the transfer to Wireless World, LLC of all of the right, title and interest of Antilles Wireless Cable T.V., Company in the LMDS and MMDS licenses listed in exhibit A hereto.

Dated: March 31, 2000

Antilles Wireless Cable T.V., Company
By: Calypso-Com, Ltd., General Partner

By:



President



Wireless World, LLC
P.O. Box 12030
St. Thomas, VI 00801-5030
Telephone (340) 777-8000
FAX (340) 776-7240

Monday, October 15, 2001

DECLARATION OF RICHARD A. HANSCOM, SR.

I, Richard A. Hanscom, Sr., hereby declare under penalty of perjury as follows:

I am presently a manager of Wireless World, LLC (As a Limited Liability Company, Wireless World, LLC has 3 managers. I am one.).

I served as a manager of Antilles Wireless Cable TV, Co., Antilles Wireless Cable TV, Inc., and Calypso-Com, Ltd., and was President/CEO of the local operation in the mid-90's. As such, I am familiar with its financial situation at that time. No officer or director or other owner of the company (including me) received any compensation in the form of salary, bonuses, consulting fees or otherwise in the 1996-1997 period for which Antilles Wireless has requested a refund.

15 Oct 2001
Date

Richard A. Hanscom, Sr.