

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 8 2002

OFFICE OF  
MANAGING DIRECTOR

Delaney M. DiStefano  
Schwaninger & Associates, P.C.  
1331 H Street, N.W.  
Suite 500  
Washington, D.C. 20005

Re: Petition for Waiver  
Fee Control No.: 00000RROG-02-003

Dear Counsel:

This letter is in response to your request filed November 14, 2001 and corrected November 15, 2001, on behalf of Bethlehem Steel Corporation, Debtor-in-Possession, for waiver pursuant to Section 1.1117 of the Commission's Rules, 47 C.F.R. § 1.1117, of application fees in the amount of \$6,590.00 in connection with the filing of applications seeking a pro forma assignment of 133 Wireless Telecommunications licenses to facilitate its reorganization under Chapter XI of the Bankruptcy Code (FCC Application File No. 0000657832). You also seek a waiver of the provisions of Section 1.1117(e) of the Commission's Rules, 47 C.F.R. § 1.1117(e), which would ordinarily require submission of the fees along with both the assignment of license applications and the request for waiver of the application fees.

You state that Bethlehem Steel filed for Chapter XI Bankruptcy on October 15, 2001 and that due to the financial hardship, it requests waiver of the application fees which would otherwise place an undue burden on the company.

Section 1.1117 of the Commission's Rules, 47 C.F.R. § 1.1117, provides that regulatory fees may be waived upon a showing of good cause and a finding that the public interest will be served thereby. We find that Bethlehem Steel's filing of a Chapter XI petition in bankruptcy court substantiates its claim of financial hardship and demonstrates good cause for waiver of the filing fees. See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995) (evidence of bankruptcy or receivership sufficient to establish financial hardship for purposes of waiver of regulatory fees). Therefore, your requests for waiver of the provisions of Section 1.1117(e) and for waiver of application filing fees in the amount of \$6,590.00 are granted.

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

Sincerely,



Mark A. Reger  
Chief Financial Officer

COFY



**Schwaninger & Associates, P.C. Attorneys at Law**

1331 H Street, N.W., Suite 500, Washington, DC 20005  
Internet Address - <http://www.sa-lawyers.net>  
telephone - (202) 347-8580  
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Robert H. Schwaninger, Jr.  
Michael L. Higgs, Jr. †  
Delaney M. DiStefano  
Benjamin J. Aron  
Richard P. Hanno †  
Garret R. Hargrave ††  
†Admitted in Maryland  
††Admitted in Indiana  
  
Vic Jackson  
Interconnection Consultant

November 14, 2001

RECEIVED

NOV 14 2001

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

via Courier

Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, NW  
Washington, DC 20554

ATTN: Managing Director

**RE: Request for Waiver of Application Filing Fees**  
FCC Application File No.: 0000657832

Dear Sir or Madam:

Bethlehem Steel Corporation, Debtor in Possession ("Bethlehem Steel") hereby requests waiver of Section 1.1102, 47 C.F.R. 1.1102 (2000), requiring payment of application fees associated with the filing of an application for involuntary *pro forma* assignment of Bethlehem Steel's 128 licenses. Bethlehem Steel also requests waiver of Section 1.117(e), 47 C.F.R. 1.1117(e) (2000), requiring applicants requesting waiver of fees to pay the fees upfront while the request for waiver is being considered.

Bethlehem Steel filed for Chapter 11 bankruptcy on October 15, 2001 in the United States Bankruptcy Court for the Southern District of New York, case number 01-15288. The nature of Bethlehem Steel's bankruptcy is for the reorganization of the company's debt. Due to the financial hardship, Bethlehem Steel requests waiver of the application filing fees which would amount to Six Thousand Three Hundred and Forty Dollars (\$6,340.00). Bethlehem Steel also requests waiver of the rule requiring payment of the filing fees while this request for waiver is pending.

The ownership and control of Bethlehem Steel has not changed as a result of the Chapter 11 bankruptcy filing. Therefore, the application for involuntary *pro forma* assignment of Bethlehem Steel's licenses is nothing more than an administrative notification to signify Bethlehem Steel's altered financial status. Once Bethlehem Steel emerges from its bankruptcy, it

will have to apply for another *pro forma* assignment and pay the filing fees again. Requiring Bethlehem Steel to pay the filing fees for an assignment of its licenses where only the status is changing would be an undue burden on an already financially strapped company.

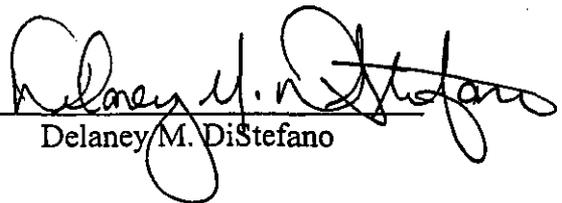
Bethlehem Steel believes that the applications for involuntary *pro forma* assignment of its licenses is unnecessary under the current FCC Rules and decisions. See 47 C.F.R. 1.948(g). No legal disability has taken place. No receiver or trustee has been appointed. Bethlehem Steel is, and always has been, in control of its station licenses. However, Bethlehem Steel was contacted by a member of the Commission's staff and requested to file the application for assignment. In a conservative effort to remain compliant with the Commission's Rules, Bethlehem Steel has filed the instant application.

The Commission has in the past stated that "Evidence of bankruptcy or receivership is sufficient to establish financial hardship . . . [and the Commission] will waive the regulatory fees for licensees whose stations are bankrupt, undergoing Chapter 11 reorganizations or in receivership." In the Matter of Implementation of Section 9 of the Communications Act Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year, 10 FCC Rcd 12759, ¶14 (1995). As stated above, Bethlehem Steel is in Chapter 11 bankruptcy and payment of the required regulatory fees for an application for assignment would place an undue burden on the company. No one will be harmed by a grant of this waiver because the filing amounts to nothing more than an administrative notification to appear on Bethlehem Steel's licenses from Bethlehem Steel Corporation to Bethlehem Steel Corporation Debtor in Possession.

For the forgoing reasons Bethlehem Steel Corporation Debtor in Possession requests that due to reasons of financial hardship, the Commission waive Sections 1.1102 and 1.1117(e) of the Rules. 47 C.F.R. 1.1102 and 1.1117(e) (2000).

Respectfully Submitted,

BETHLEHEM STEEL CORPORATION  
DEBTOR IN POSSESSION

By:   
Delaney M. DiStefano

<b>FCC 603</b>	<b>FCC Wireless Telecommunications Bureau Application for Assignments of Authorization and Transfers of Control</b>	Approved by OMB 3060 - 0800 See instructions for public burden estimate  Submitted 11/14/2001 at 03:38PM  File Number: <b>0000657832</b>
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<b>1) Application Purpose: Assignment of Authorization</b>	
2a) If this request is for an Amendment or Withdrawal, enter the File Number of the pending application currently on file with the FCC.	File Number:
2b) File numbers of related pending applications currently on file with the FCC:	

**Type of Transaction**

3a) Is this a <i>pro forma</i> assignment of authorization or transfer of control? <b>Yes</b>
3b) If the answer to Item 3a is 'Yes', is this a notification of a <i>pro forma</i> transaction being filed under the Commission's forbearance procedures for telecommunications licenses? <b>No</b>
4) For assignment of authorization only, is this a partition and/or disaggregation? <b>No</b>
5) Does this filing request a waiver of the Commission's rules? <b>No</b>
6) Are attachments being filed with this application? <b>Yes</b>
7a) Does the transaction that is the subject of this application also involve transfer or assignment of other wireless licenses held by the assignor/transferee or affiliates of the assignor/transferee (e.g., parents, subsidiaries, or commonly controlled entities) that are not included on this form and for which Commission approval is required? <b>No</b>
7b) Does the transaction that is the subject of this application also involve transfer or assignment of non-wireless licenses that are not included on this form and for which Commission approval is required? <b>No</b>

**Transaction Information**

8) How will assignment of authorization or transfer of control be accomplished? <b>Court Order</b> If required by applicable rule, attach as an exhibit a statement on how control is to be assigned or transferred, along with copies of any pertinent contracts, agreements, instruments, certified copies of Court Orders, etc.
9) The assignment of authorization or transfer of control of license is: <b>Involuntary</b>

**Licensee/Assignor Information**

10a) Taxpayer Identification Number: <b>240526133</b>	10b) SGIN: <b>000</b>	10c) FCC Registration Number (FRN): <b>0003223484</b>
11) First Name (if individual):	MI:	Last Name:
12) Entity Name (if not an individual): <b>Bethlehem Steel Corporation</b>		
13) Attention To:		
14) P.O. Box:	And / Or	15) Street Address: <b>1175 Eighth Avenue</b>
16) City: <b>Bethlehem</b>	17) State: <b>PA</b>	18) Zip: <b>18016</b>
19) Telephone Number: <b>(610)694-2921</b>	20) FAX:	
21) E-Mail Address:		

**22) Race, Ethnicity, Gender of Assignor/Licensee (Optional)**

<b>Race:</b>	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
<b>Ethnicity:</b>	Hispanic or Latino:	Not Hispanic or Latino:			
<b>Gender:</b>	Female:	Male:			

**Transferor Information (for transfers of control only)**

23a) Taxpayer Identification Number:		23b) SGIN:	23c) FCC Registration Number (FRN):
24) First Name (if individual):	MI:	Last Name:	Suffix:
25) Entity Name (if not an individual):			
26) P.O. Box:	And / Or	27) Street Address:	
28) City:	29) State:	30) Zip:	
31) Telephone Number:	32) FAX:		
33) E-Mail Address:			

**Name of Transferor Contact Representative (if other than Transferor) (for transfers of control only)**

34) First Name:		MI:	Last Name:	Suffix:
35) Company Name:				
36) P.O. Box:	And / Or	37) Street Address:		
38) City:	39) State:	40) Zip:		
41) Telephone Number:	42) FAX:			
43) E-Mail Address:				

**Assignee/Transferee Information**

44) The Assignee is a(n): Corporation				
45a) Taxpayer Identification Number: 240526133		45b) SGIN: 000	45c) FCC Registration Number (FRN): 0003223484	
46) First Name (if individual):	MI:	Last Name:	Suffix:	
47) Entity Name (if other than individual): Bethlehem Steel Corporation Debtor in Possession				
48) Name of Real Party in Interest:			49) TIN:	
50) Attention To:				
51) P.O. Box:	And / Or	52) Street Address: 1175 Elgth Avenue		
53) City: Bethlehem	54) State: PA	55) Zip: 18016		
56) Telephone Number: (610)694-2921	57) FAX:			
58) E-Mail Address:				

**Name of Assignee/Transferee Contact Representative (if other than Assignee/Transferee)**

59) First Name: Delaney		MI: M	Last Name: DiStefano	Suffix:
60) Company Name: Schwaninger & Associates, P.C.				
61) P.O. Box:	And / Or	62) Street Address: 1331 H Street, NW Suite 500		
63) City: Washington	64) State: DC	65) Zip: 20006		
66) Telephone Number: (202)223-8837	67) FAX: (202)659-0071			
68) E-Mail Address: ddistefano@sa-lawyers.net				

**Alien Ownership Questions**

69) Is the Assignee or Transferee a foreign government or the representative of any foreign government?	No
70) Is the Assignee or Transferee an alien or the representative of an alien?	No
71) Is the Assignee or Transferee a corporation organized under the laws of any foreign government?	No
72) Is the Assignee or Transferee a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?	No
73) Is the Assignee or Transferee directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country? If 'Yes', attach exhibit explaining nature and extent of alien or foreign ownership or control.	No

**Basic Qualification Questions**

74) Has the Assignee or Transferee or any party to this application had any FCC station authorization, license or construction permit revoked or had any application for an initial, modification or renewal of FCC station authorization, license, construction permit denied by the Commission? If 'Yes', attach exhibit explaining circumstances.	No
75) Has the Assignee or Transferee or any party to this application, or any party directly or indirectly controlling the Assignee or Transferee, or any party to this application ever been convicted of a felony by any state or federal court? If 'Yes', attach exhibit explaining circumstances.	No
76) Has any court finally adjudged the Assignee or Transferee, or any party directly or indirectly controlling the Assignee or Transferee guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement, or any other means or unfair methods of competition? If 'Yes', attach exhibit explaining circumstances.	No
77) Is the Assignee or Transferee, or any party directly or indirectly controlling the Assignee or Transferee currently a party in any pending matter referred to in the preceding two items? If 'Yes', attach exhibit explaining circumstances.	No

**78) Race, Ethnicity, Gender of Assignee/Transferee (Optional)**

Race:	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
Ethnicity:	Hispanic or Latino:	Not Hispanic or Latino:			
Gender:	Female:	Male:			

**Assignor/Transferor Certification Statements**

1) The Assignor or Transferor certifies either (1) that the authorization will not be assigned or that control of the license will not be transferred until the consent of the Federal Communications Commission has been given, or (2) that prior Commission consent is not required because the transaction is subject to streamlined notification procedures for <i>pro forma</i> assignments and transfers by telecommunications carriers. See <i>Memorandum Opinion and Order</i> , 13 FCC Rcd. 6293(1998).			
2) The Assignor or Transferor certifies that all statements made in this application and in the exhibits, attachments, or in documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.			
79) Typed or Printed Name of Party Authorized to Sign			
First Name: Patrick	MI:	Last Name: Clarke	Suffix:
80) Title: Telecommunications Manager			
Signature: Patrick Clarke		81) Date: 11/14/01	

**Assignee/Transferee Certification Statements**

1) The Assignee or Transferee certifies either (1) that the authorization will not be assigned or that control of the license will not be transferred until the consent of the Federal Communications Commission has been given, or (2) that prior Commission consent is not required because the transaction is subject to streamlined notification procedures for <i>pro forma</i> assignments and transfers by telecommunications carriers. See <i>Memorandum Opinion and Order</i> , 13 FCC Rcd. 6293 (1998).			
2) The Assignee or Transferee waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application.			
3) The Assignee or Transferee certifies that grant of this application would not cause the Assignee or Transferee to be in violation of any pertinent cross-ownership, attribution, or spectrum cap rule. *If the applicant has sought a waiver of any such rule in connection with this application, it may make this certification subject to the outcome of the waiver request.			
4) The Assignee or Transferee agrees to assume all obligations and abide by all conditions imposed on the Assignor or Transferor under the subject authorization(s), unless the Federal Communications Commission pursuant to a request made herein otherwise allows, except for liability for any act done by, or any right accrued by, or any suit or proceeding had or commenced against the Assignor or Transferor prior to this assignment.			
5) The Assignee or Transferee certifies that all statements made in this application and in the exhibits, attachments, or in documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.			
6) The Assignee or Transferee certifies that neither it nor any other party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1998, 21 U.S.C § 862, because of a conviction for possession or distribution of a controlled substance. See Section 1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification.			
7) The applicant certifies that it either (1) has an updated Form 602 on file with the Commission, (2) is filing an updated Form 602 simultaneously with this application, or (3) is not required to file Form 602 under the Commission's Rules.			

**82) Typed or Printed Name of Party Authorized to Sign**

First Name: Patrick	MI:	Last Name: Clarke	Suffix:
83) Title: Telecommunications Manager			
Signature: Patrick Clarke		84) Date: 11/14/01	

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).**

**Authorizations To Be Assigned or Transferred**

85) Call Sign	86) Radio Service	87) Location Number	88) Path Number (Microwave only)	89) Lower or Center Frequency (MHz)	90) Upper Frequency (MHz)	91) Constructed Yes / No
KC3214	AL					Yes
KM7199	AL					Yes
KGC490	AL					Yes
KGD298	AL					Yes
KZ9227	AL					Yes
KG2634	AL					Yes
KIY546	AL					Yes
KK4720	AL					Yes
KTT563	AL					Yes
KB81184	AL					Yes
KV9555	AL					Yes
KV4827	AL					Yes
WNYU758	AL					Yes
WNIA732	AL					Yes
WPMN881	AL					Yes
KO2957	AL					Yes
KO3350	AL					Yes
KO4084	AL					Yes
KO4085	AL					Yes
KRH616	AL					Yes
WNVL370	AL					Yes
KA96489	AL					Yes
WNP2354	AL					Yes
WPGR757	AL					Yes
WPJV708	AL					Yes
KE2147	AL					Yes
KJ4943	AL					Yes
WPGS914	AL					Yes
KRK803	AL					Yes
WPHY685	AL					Yes
KTA218	AL					Yes
KGG547	AL					Yes
KFE921	AL					Yes
KD37256	AL					Yes
WPKM990	AL					Yes
WPMM596	AL					Yes
KDM868	AL					Yes
KD41236	AL					Yes
KD41411	AL					Yes
WNAF646	AL					Yes
WNAY273	AL					Yes
KGG922	AL					Yes
KGH425	AL					Yes
KGC621	AL					Yes
WPGB630	AL					Yes
WNCG407	AL					Yes
WNSU915	AL					Yes
WNKN221	AL					Yes
WPSJ931	AL					Yes
WNVN330	AL					Yes
KNIW988	AL					Yes





disclose all parties to agreement(s) to partition licenses won in this auction. See applicable FCC rules.

**Transfers of Control**

**4) Licensee Eligibility (for transfers of control only)**

As a result of transfer of control, must the licensee now claim a larger or higher category of eligibility than was originally declared?

If 'Yes', the new category of eligibility of the licensee is:

**Certification Statement for Transferees**

Transferee certifies that the answers provided in Item 4 are true and correct.

**Attachment List**

Attachment Type	Date	Description	Contents
Other	11/14/01	Request for Waiver of Filing Fees	0177034599390546660442128.pdf

COFY



**Schwaninger & Associates, P.C. Attorneys at Law**

1331 H Street, N.W., Suite 500, Washington, DC 20005

Internet Address - <http://www.sa-lawyers.net>

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NOV 15 2001

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Robert H. Schwaninger, Jr.  
Michael L. Higgs, Jr. †  
Delaney M. DiStefano  
Benjamin J. Aron  
Richard P. Hanno †  
Garret R. Hargrave ††  
†Admitted in Maryland  
††Admitted in Indiana

Vic Jackson  
Interconnection Consultant

November 15, 2001

via Courier

Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, NW  
Washington, DC 20554

ATTN: Managing Director

**RE: ERRATUM**

Request for Waiver of Application Filing Fees  
FCC Application File No.: 0000657832

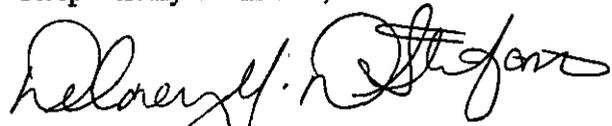
Dear Sir or Madam:

We represent the radio system interests of Bethlehem Steel Corporation Debtor in Possession ("Bethlehem Steel"). On behalf of Bethlehem Steel we hereby file this Erratum.

Bethlehem Steel filed a request for waiver of filing fees for its application for involuntary *pro forma* assignment of authorizations on November 14, 2001. After filing the application, it was noted that five call signs were mistakenly omitted from the application. The application has been amended to add the call signs. As a result, the fee for which Bethlehem Steel is requesting waiver of has changed from Six Thousand Three Hundred and Forty Dollars (\$6,340.00) to Six Thousand Five Hundred Ninety Dollars (\$6590.00).

We request that the waiver request be considered with the revised fee figure.

Respectfully submitted,

  
Delaney M. DiStefano

FCC 603	<b>FCC Wireless Telecommunications Bureau</b> <b>Application for Assignments of Authorization</b> <b>and Transfers of Control</b>  <div style="text-align: center; font-size: 2em; font-weight: bold;">RECEIVED</div> <div style="text-align: center; font-size: 1.5em; font-weight: bold;">NOV 15 2001</div> <div style="text-align: center; font-size: 0.8em; font-weight: bold;">FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY</div>	Approved by OMB 3060 - 0800 See instructions for public burden estimate  Submitted 11/15/2001 at 03:19PM  File Number: 0000657832
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1) Application Purpose: Amendment	
2a) If this request is for an Amendment or Withdrawal, enter the File Number of the pending application currently on file with the FCC.	File Number: 0000657832
2b) File numbers of related pending applications currently on file with the FCC:	

**Type of Transaction**

3a) Is this a <i>pro forma</i> assignment of authorization or transfer of control? <b>Yes</b>
3b) If the answer to Item 3a is 'Yes', is this a notification of a <i>pro forma</i> transaction being filed under the Commission's forbearance procedures for telecommunications licenses? <b>No</b>
4) For assignment of authorization only, is this a partition and/or disaggregation? <b>No</b>
5) Does this filing request a waiver of the Commission's rules? <b>No</b>
6) Are attachments being filed with this application? <b>Yes</b>
7a) Does the transaction that is the subject of this application also involve transfer or assignment of other wireless licenses held by the assignor/transferor or affiliates of the assignor/transferor(e.g., parents, subsidiaries, or commonly controlled entities) that are not included on this form and for which Commission approval is required? <b>No</b>
7b) Does the transaction that is the subject of this application also involve transfer or assignment of non-wireless licenses that are not included on this form and for which Commission approval is required? <b>No</b>

**Transaction Information**

8) How will assignment of authorization or transfer of control be accomplished? <b>Court Order</b> If required by applicable rule, attach as an exhibit a statement on how control is to be assigned or transferred, along with copies of any pertinent contracts, agreements, instruments, certified copies of Court Orders, etc.
9) The assignment of authorization or transfer of control of license is: <b>Involuntary</b>

**Licensee/Assignor Information**

10a) Taxpayer Identification Number: 240526133	10b) SGIN: 000	10c) FCC Registration Number (FRN): 0003223484
11) First Name (if individual):	MI:	Last Name:
12) Entity Name (if not an individual): <b>Bethlehem Steel Corporation</b>		
13) Attention To:		
14) P.O. Box:	And / Or	15) Street Address: <b>1175 Eighth Avenue</b>
16) City: <b>Bethlehem</b>	17) State: <b>PA</b>	18) Zip: <b>18016</b>
19) Telephone Number: (610)694-2921	20) FAX:	
21) E-Mail Address:		

**22) Race, Ethnicity, Gender of Assignor/Licensee (Optional)**

Race:	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
Ethnicity:	Hispanic or Latino:	Not Hispanic or Latino:			
Gender:	Female:	Male:			

**Transferor Information (for transfers of control only)**

23a) Taxpayer Identification Number:		23b) SGIN:	23c) FCC Registration Number (FRN):
24) First Name (if individual):	MI:	Last Name:	Suffix:
25) Entity Name (if not an individual):			
26) P.O. Box:	And / Or	27) Street Address:	
28) City:	29) State:	30) Zip:	
31) Telephone Number:	32) FAX:		
33) E-Mail Address:			

**Name of Transferor Contact Representative (if other than Transferor) (for transfers of control only)**

34) First Name:		MI:	Last Name:	Suffix:
35) Company Name:				
36) P.O. Box:	And / Or	37) Street Address:		
38) City:	39) State:	40) Zip:		
41) Telephone Number:	42) FAX:			
43) E-Mail Address:				

**Assignee/Transferee Information**

44) The Assignee is a(n): Corporation		
45a) Taxpayer Identification Number: 240526133	45b) SGIN: 000	45c) FCC Registration Number (FRN): 0003223484
46) First Name (if individual):	MI:	Last Name:
47) Entity Name (if other than individual): Bethlehem Steel Corporation Debtor in Possession		
48) Name of Real Party in Interest:		49) TIN:
50) Attention To:		
51) P.O. Box:	And / Or	52) Street Address: 1175 Elgth Avenue
53) City: Bethlehem	54) State: PA	55) Zip: 18016
56) Telephone Number: (610)694-2921	57) FAX:	
58) E-Mail Address:		

**Name of Assignee/Transferee Contact Representative (if other than Assignee/Transferee)**

59) First Name: Delaney		MI: M	Last Name: DiStefano	Suffix:
60) Company Name: Schwanger & Associates, P.C.				
61) P.O. Box:	And / Or	62) Street Address: 1331 H Street, NW Suite 500		
63) City: Washington	64) State: DC	65) Zip: 20006		
66) Telephone Number: (202)223-8837	67) FAX: (202)659-0071			
68) E-Mail Address: ddistefano@sa-lawyers.net				

**Alien Ownership Questions**

69) Is the Assignee or Transferee a foreign government or the representative of any foreign government?	No
70) Is the Assignee or Transferee an alien or the representative of an alien?	No
71) Is the Assignee or Transferee a corporation organized under the laws of any foreign government?	No
72) Is the Assignee or Transferee a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?	No
73) Is the Assignee or Transferee directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country? If 'Yes', attach exhibit explaining nature and extent of alien or foreign ownership or control.	No

**Basic Qualification Questions**

74) Has the Assignee or Transferee or any party to this application had any FCC station authorization, license or construction permit revoked or had any application for an initial, modification or renewal of FCC station authorization, license, construction permit denied by the Commission? If 'Yes', attach exhibit explaining circumstances.	No
75) Has the Assignee or Transferee or any party to this application, or any party directly or indirectly controlling the Assignee or Transferee, or any party to this application ever been convicted of a felony by any state or federal court? If 'Yes', attach exhibit explaining circumstances.	No
76) Has any court finally adjudged the Assignee or Transferee, or any party directly or indirectly controlling the Assignee or Transferee guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement, or any other means or unfair methods of competition? If 'Yes', attach exhibit explaining circumstances.	No
77) Is the Assignee or Transferee, or any party directly or indirectly controlling the Assignee or Transferee currently a party in any pending matter referred to in the preceding two items? If 'Yes', attach exhibit explaining circumstances.	No

**78) Race, Ethnicity, Gender of Assignee/Transferee (Optional)**

Race:	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
Ethnicity:	Hispanic or Latino:	Not Hispanic or Latino:			
Gender:	Female:	Male:			

**Assignor/Transferor Certification Statements**

1) The Assignor or Transferor certifies either (1) that the authorization will not be assigned or that control of the license will not be transferred until the consent of the Federal Communications Commission has been given, or (2) that prior Commission consent is not required because the transaction is subject to streamlined notification procedures for <i>pro forma</i> assignments and transfers by telecommunications carriers. See <i>Memorandum Opinion and Order</i> , 13 FCC Rcd. 6293(1998).			
2) The Assignor or Transferor certifies that all statements made in this application and in the exhibits, attachments, or in documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.			
79) Typed or Printed Name of Party Authorized to Sign			
First Name: Patrick	MI:	Last Name: Clarke	Suffix:
80) Title: Telecommunications Manager			
Signature: Patrick Clarke		81) Date: 11/15/01	

**Assignee/Transferee Certification Statements**

1) The Assignee or Transferee certifies either (1) that the authorization will not be assigned or that control of the license will not be transferred until the consent of the Federal Communications Commission has been given, or (2) that prior Commission consent is not required because the transaction is subject to streamlined notification procedures for <i>pro forma</i> assignments and transfers by telecommunications carriers See <i>Memorandum Opinion and Order</i> , 13 FCC Rcd. 6293 (1998).			
2) The Assignee or Transferee waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application.			
3) The Assignee or Transferee certifies that grant of this application would not cause the Assignee or Transferee to be in violation of any pertinent cross-ownership, attribution, or spectrum cap rule.* *If the applicant has sought a waiver of any such rule in connection with this application, it may make this certification subject to the outcome of the waiver request.			
4) The Assignee or Transferee agrees to assume all obligations and abide by all conditions imposed on the Assignor or Transferor under the subject authorization(s), unless the Federal Communications Commission pursuant to a request made herein otherwise allows, except for liability for any act done by, or any right accrued by, or any suit or proceeding had or commenced against the Assignor or Transferor prior to this assignment.			
5) The Assignee or Transferee certifies that all statements made in this application and in the exhibits, attachments, or in documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.			
6) The Assignee or Transferee certifies that neither it nor any other party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1998, 21 U.S.C § 862, because of a conviction for possession or distribution of a controlled substance. See Section 1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification.			
7) The applicant certifies that it either (1) has an updated Form 602 on file with the Commission, (2) is filing an updated Form 602 simultaneously with this application, or (3) is not required to file Form 602 under the Commission's Rules.			

**82) Typed or Printed Name of Party Authorized to Sign**

First Name: Patrick	MI:	Last Name: Clarke	Suffix:
83) Title: Telecommunications Manager			
Signature: Patrick Clarke		84) Date: 11/15/01	

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).**

**Authorizations To Be Assigned or Transferred**

85) Call Sign	86) Radio Service	87) Location Number	88) Path Number (Microwave only)	89) Lower or Center Frequency (MHz)	90) Upper Frequency (MHz)	91) Constructed Yes / No
KC3214	AL					Yes
KM7199	AL					Yes
KGC490	AL					Yes
KGD298	AL					Yes
KZ9227	AL					Yes
KG2634	AL					Yes
KIY546	AL					Yes
KK4720	AL					Yes
KTT563	AL					Yes
KB81184	AL					Yes
KV9555	AL					Yes
KV4827	AL					Yes
WNYU758	AL					Yes
WNIA732	AL					Yes
WPMN881	AL					Yes
KO2957	AL					Yes
KO3350	AL					Yes
KO4084	AL					Yes
KO4085	AL					Yes
KRH616	AL					Yes
WPPT947	AL					Yes
WNVL370	AL					Yes
KA96489	AL					Yes
WNPZ354	AL					Yes
WPGR757	AL					Yes
WPJV708	AL					Yes
KE2147	AL					Yes
KJ4943	AL					Yes
KRK803	AL					Yes
WPHY685	AL					Yes
WPQJ356	AL					Yes
KTA218	AL					Yes
KGG547	AL					Yes
KFE921	AL					Yes
WPNP416	AL					Yes
KD37256	AL					Yes
WPKM990	AL					Yes
WPMM596	AL					Yes
KDM868	AL					Yes
KD41236	AL					Yes
KD41411	AL					Yes
WNAF645	AL					Yes
WNAY273	AL					Yes
KGG922	AL					Yes
KGH425	AL					Yes
KGC621	AL					Yes
WPGB630	AL					Yes
WNCG407	AL					Yes
WNSU915	AL					Yes
WNKN221	AL					Yes
WPSJ931	AL					Yes



KD43880	AL	Yes
KLX274	AL	Yes
WPRX833	AL	Yes
WPRW249	AL	Yes
KA69754	AL	Yes
WPSK707	AL	Yes
WNPE625	AL	Yes
WNUM641	AL	Yes
KQU521	AL	Yes
KA70225	AL	Yes
WNUN569	AL	Yes
WNAR673	AL	Yes
KGS758	AL	Yes
KGS937	AL	Yes
KA53538	AL	Yes
KB66509	AL	Yes
WNMQ205	AL	Yes
KB52363	AL	Yes
KKS322	AL	Yes
KFH417	AL	Yes
WPGS914	AL	Yes
KA77908	AL	Yes
KA78205	AL	Yes
KA77872	AL	Yes

<b>FCC Form 603 Schedule A</b>	<b>Schedule for Assignments of Authorization and Transfers of Control in Auctioned Services</b>	Approved by OMB 3060 - 0800 See instructions for public burden estimate
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**Assignments of Authorization**

**1) Assignee Eligibility for Installment Payments (for assignments of authorization only)**

Is the Assignee claiming the same category or a smaller category of eligibility for installment payments as the Assignor (as determined by the applicable rules governing the licenses issued to the Assignor)?
If 'Yes', is the Assignee applying for installment payments?

**2) Gross Revenues and Total Assets Information (if required) (for assignments of authorization only)**

Refer to applicable auction rules for method to determine required gross revenues and total assets information

Year 1 Gross Revenues (current)	Year 2 Gross Revenues	Year 3 Gross Revenues	Total Assets:
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**3) Certification Statements**

**For Assignees Claiming Eligibility as an Entrepreneur Under the General Rule**

Assignee certifies that they are eligible to obtain the licenses for which they apply.
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**For Assignees Claiming Eligibility as a Publicly Traded Corporation**

Assignee certifies that they are eligible to obtain the licenses for which they apply and that they comply with the definition of a Publicly Traded Corporation, as set out in the applicable FCC rules.
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**For Assignees Claiming Eligibility Using a Control Group Structure**

Assignee certifies that they are eligible to obtain the licenses for which they apply.
Assignee certifies that the applicant's sole control group member is a pre-existing entity, if applicable.

**For Assignees Claiming Eligibility as a Very Small Business, Very Small Business Consortium, Small Business, or as a Small Business Consortium**

Assignee certifies that they are eligible to obtain the licenses for which they apply.
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Assignee certifies that they are eligible to obtain the licenses for which they apply.  
 Assignee certifies that the applicant's sole control group member is a pre-existing entity, if applicable.

**For Assignees Claiming Eligibility as a Rural Telephone Company**

Assignee certifies that they meet the definition of a Rural Telephone Company as set out in the applicable FCC rules, and must disclose all parties to agreement(s) to partition licenses won in this auction. See applicable FCC rules.

**Transfers of Control**

**4) Licensee Eligibility (for transfers of control only)**

As a result of transfer of control, must the licensee now claim a larger or higher category of eligibility than was originally declared?

If 'Yes', the new category of eligibility of the licensee is:

**Certification Statement for Transferees**

Transferee certifies that the answers provided in Item 4 are true and correct.

**Attachment List**

Attachment Type	Date	Description	Contents
Other	11/14/01	Request for Waiver of Filing Fees	0177034591029694386115419.pdf
Other	11/15/01	Erratum	Not Available