



UNITED STATES DEPARTMENT OF COMMERCE  
National Telecommunications and  
Information Administration  
Washington, D.C. 20230

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Mr. Bruce Franca  
Acting Chief  
Office of Engineering Technology  
Federal Communications Commission  
Washington, DC 20554

Re: Update on Allocation Footnote G122

Dear Mr. Franca:

In February 1995, the National Telecommunications and Information Administration (NTIA) submitted to the President a reallocation report, "Spectrum Reallocation Final Report", in response to Title VI of the Omnibus Budget Reallocation Act of 1993 (OBRA-93). The report identified, *inter alia*, the 4635-4685 MHz band for reallocation from the Federal Government use to private use on an exclusive basis. However, based on information derived subsequent to OBRA-93 decisions, the Department of Defense concluded that the loss of this spectrum would seriously jeopardized the national security interests of the United States. As a consequence, the 4635-4685 MHz band was reclaimed for Federal Government use and the 4940-4990 MHz band was substituted in its place (Larry Irving letters to members of Congress, Statement of Reasons for the Reclamation of the 4635-4685 MHz Band, dated March 30, 1999).

This letter is to inform the Commission that, recently, NTIA amended Footnote G122 in the NTIA Manual to reflect the substitution that has taken place. Currently, Footnote G122 is stated as follows:

"In the bands 2390-2400 MHz, 2402-2417 MHz, and 4940-4990 MHz, Government operations may be authorized on a non-interference basis to authorized non-Government operations, but shall not hinder the implementation of any non-Government operations."

It is requested that this change be included in Part 2 of the Commission's Rules and Regulations. If you have any questions regarding NTIA actions on Footnote G122, you could reach me at (202) 482-1717 or contact Gerald Hurt at (202) 482-4107.

Sincerely,

William T. Hatch  
Associate Administrator  
Office of Spectrum Management

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