



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

memorandum

TO: Chief, Reference Information Center
Chief, Wireless Telecommunications Bureau

FROM: Daniel M. Armstrong *DMA*
Associate General Counsel

SUBJECT: *Cellco Partnership, d/b/a Verizon Wireless v. FCC & USA*, No. 00-1467.
Filing of a Petition for Review in the United States Court of Appeals for the
District of Columbia Circuit.

DATE: December 12, 2000

This is to advise you that, on November 6, 2000, Cellco Partnership d/b/a Verizon Wireless ("Verizon") filed a Petition for Review, pursuant to 47 U.S.C. § 402(a), of *Amendment of the Commission's Rules Regarding Installment Payment Financing for Personal Communications Services (PCS) Licensees*, Sixth Report and Order and Order on Reconsideration, WT Docket 97-82, FCC 00-313 (released August 29, 2000).

The petition raises three main objections to the Commission's order:

- (1) The failure to address spectrum cap in the order.
- (2) The decision to maintain the grandfather rule for participation in the auction by designated entities.
- (3) The decision to set aside a portion of the spectrum for small businesses.

The Court has docketed this case as No. 00-1467. The attorney assigned to handle the litigation of this case is Stewart A. Block.