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April 21,2003

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

Re: WT Docket number 03-86, RM-10586
Notice of Proposed Rule Making/
Memorandum Opinion and Order
Petition for Reconsideration

Dear Ms. Dortch:

Beamspeed hereby submits comments in support of the Petition for Reconsideration ('Petition") filed by the Wireless Communications Association Intemational ('WCA"), regarding the amendment of the Commission's rules contemplated under the above-referenced docket Specifically, Beamspeed is filing these comments in support of WCA's petition that the Commission expeditiously reconsider and reverse its decision in the Notice of Proposed Rulemaking and Memorandum Opinion and Order ('NPRMIMOBO") to impose an immediate freeze on the filing of applications for new or modified facilities in the Instructional Television Fixed Service ("ITFS") and, apparently, Muilipoint Distribution Service ('MDS"). A freeze in the filing of applications for either new or modified MDS stations. or modified ITFS stations, will have a disastrous effect on Beamspeed's business, both in its current operations and in its immediate plans for expansion.

Beamspeed or its principals has been an active MDS licensee since 1977. Currently it is operating MMDS and ITFS stations in the Yuma Arizona market. In the last year it inaugurated a new two way wireless high speed internet access service which has been very well received in Yuma and the surrounding area. There are many residences and small businesses in the area that have no other access to broadband services. BeamSpeed is in the process of expanding its facilities in order to better serve this demand. In order to do *so,* an engineering study has been commenced and BeamSpeed will be prepared to file for additional **two** way digital authorization shortly

Beamspeed has access to two additional markets in which it plans to initiate broadband services over the next six months. These are both markets in which there is a great deal of unsatlsfied demand for such services. In order to provide these services, Beamspeed will, of course, have to file applications with the Commission for digital two way authorizations.

In conclusion, Beamspeed supports the WCA petition for reconsideration in this docket. We believe the Commission's current policy concerning new ITFS stations is reasonable and there is no need for a freeze on applications for new or amended MDS or amendments to existing ITFS stations for deployment of services. Such a freeze will have deleterious effects on the viability of broadband service providers like Beamspeed.

Sincerely,

Philip C. Merrill
Manager