



FEDERAL COMMUNICATIONS COMMISSION
Washington DC 20554

May 20, 2003

02-366

By fax and first-class mail

Mr. Eric W. DeSilva
Wiley Rein & Fielding LLP
1776 K Street, NW
Washington, DC 20006

Re: TEM Puerto Rico, Inc.

Dear Mr. DeSilva:

On October 4, 2002, the Commission received applications ("Applications") pursuant to Sections 214 and 310(d) of the Communications Act of 1934, as amended,¹ seeking consent to transfer control of licenses and authorizations held by NewComm Wireless Services, Inc. and ClearComm, L.P. to TEM Puerto Rico, Inc (collectively, the "Parties") and a petition seeking a declaratory ruling that the indirect foreign ownership of NewComm is consistent with the public interest. The Applications were placed on public notice on November 22, 2002.²

While Commission staff has reviewed the Applications, the Parties have requested during communications with Commission staff and in the petition for declaratory ruling that the Commission defer action on the Applications until the Department of Justice and Federal Bureau of Investigation approve a Network Security Agreement ("Agreement").³ Therefore, based on these requests, we are stopping the 180-day clock for our review of these Applications, effective the date of your conversation with Lauren Kravetz Patrich regarding the status of the Agreement and the stoppage of the Commission's 180-day clock on day 179, May 19, 2003.

Sincerely,

A handwritten signature in cursive script, appearing to read "William W. Kunze".

William W. Kunze
Chief
Commercial Wireless Division
Wireless Telecommunications Bureau

¹ 47 U.S.C. §§ 214, 310(d).

² NewComm Wireless Services, Inc., ClearComm, L.P., and TEM Puerto Rico, Inc. Seek FCC Consent to Transfer Control of Licenses, *Public Notice*, WT Dkt. No. 02-366, DA 02-3229 (rel. Nov. 22, 2002).

³ TEM Puerto Rico, Inc., Petition for Declaratory Ruling, at 12 (filed Oct. 2, 2002).