

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
Improving Public Safety Communications in the 800 MHz Band)	WT Docket 02-55
)	
Consolidating the 800 and 900 MHz Industrial/Land Transportation and Business Pool Channels)	
)	
Amendment of Part 2 of the Commission’s Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Services to Support the Introduction of New Advanced Wireless Services, including Third Generation Wireless Systems)	ET Docket No. 00-258
)	
Petition for Rule Making of the Wireless Information Networks Forum Concerning the Unlicensed Personal Communications Service)	RM-9498
)	
Petition for Rule Making of UT Starcom, Inc., Concerning the Unlicensed Personal Communications Service)	RM-10024
)	
Amendment of Section 2.106 of the Commission’s Rules to Allocate Spectrum at 2 GHz for Use by the Mobile Satellite Service)	ET Docket No. 95-18
)	

To: The Commission

PETITION FOR CLARIFICATION OR RECONSIDERATION

Fox Television Stations, Inc. (“Fox”), the parent of the licensees of full-service television broadcast stations KSAZ-TV and KUTP, Phoenix, Arizona, hereby requests clarification or, if necessary, reconsideration of the Memorandum Opinion and Order released in this proceeding on October 5, 2005 (the “*Order*”) to specify that the *Order* does not preclude reimbursement by Sprint Nextel Corporation (“Sprint Nextel”) of costs

that would be incurred in rebanding 2 GHz broadcast auxiliary service (“BAS”) stations used in connection with the operations of television translators or low power television (“LPTV”) stations.

The television signals of KSAZ-TV and KUTP are delivered to the residents of Mohave County, Arizona through a system of translators licensed to the Mohave County Board of Supervisors (the “Board”). Many years ago, the Board established this translator system as a means for providing regular over-the-air television service to the many remote communities and Indian reservations in the County. The Board uses translator relay stations in the 2 GHz band to pick up the broadcast signals of Phoenix area television stations, including KSAZ-TV and KUTP, and transmit them to the various translators serving the County. Translator relay station WMU463, which is licensed to the Board, is used to deliver KSAZ-TV’s signal to Mohave County. Translator relay station WLO613 is licensed to Fox, and is used to deliver KUTP’s signal to the County.

It is our understanding that Sprint Nextel has advised the Board and other broadcasters that the *Order* precludes “secondary BAS licensees” (*i.e.*, translator and LPTV licensees) from relocation cost reimbursement during the 2 GHz BAS transition. Fox strongly disagrees with Sprint Nextel’s interpretation of the *Order* and urges the Commission to clarify that the *Order* does not in any way restrict Sprint Nextel’s obligation to reimburse BAS licensees for the relocation costs of 2 GHz facilities that are used in association with television translators and LPTV stations.

The arguments compelling the Commission to provide such clarification are set forth in the “Petition for Clarification or Reconsideration” being filed separately by the

Board in this proceeding. Fox has had an opportunity to review the Board's pleading and wholeheartedly supports the Board's position on the matter.

Accordingly, for the reasons set forth in the Board's "Petition for Clarification or Reconsideration," Fox respectfully requests that the Commission clarify that the *Order* does not restrict Sprint Nextel's obligation to provide relocation cost reimbursement to licensees that use 2 GHz BAS facilities to support television translator or LPTV operations.

Respectfully submitted,

FOX TELEVISION STATIONS, INC.

By: /s/ Molly Pauker
Molly Pauker
Vice President,
Corporate & Legal Affairs

5151 Wisconsin Avenue, NW
Washington, DC 20016
202-895-3088

January 27, 2006