

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

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|---|---|----------------------|
| In re Public Notice re |) | |
| |) | |
| CENTENNIAL COMMUNICATIONS |) | |
| CORP. and AT&T INC. |) | DA 08-2713 |
| |) | WT Docket No. 08-246 |
| Announcing that Permit-But-Disclose <i>Ex Parte</i> |) | |
| Procedures Would Apply in a Proceeding in |) | |
| which <i>Ex Parte</i> Presentations Are Prohibited |) | |

SUPPLEMENT TO PETITION FOR
RECONSIDERATION OF CELLULAR SOUTH, INC.

Cellular South, Inc. (“Cellular South”), by its attorneys, hereby submits the attached Appendix to supplement its petition for reconsideration of the action of the Wireless Telecommunications Bureau (“Bureau”) modifying the *ex parte* procedures that will govern the adjudicatory proceeding involving the proposed transfer of control of authorizations held by Centennial Communications Corporation to AT&T Inc.

The Appendix provides citations to 69 public notices issued by the Bureau (or in concert with other bureaus) between May 14, 1999 and December 16, 2008, announcing the filing of applications for Commission authority under 47 U.S.C. § 310(d) to assign, or transfer control of, authorizations to provide wireless telecommunications services. Because the applications were “for authority under Title III of the Communications Act,” the public notices were issued in “restricted” proceedings in which *ex parte* presentations were prohibited. 47 C.F.R. § 1.1208. Nevertheless, the Bureau announced that the permit-but-disclose *ex parte* procedures of 47 C.F.R. § 1.1206(b) would apply in all 69 restricted proceedings. Not one of the public notices included the requisite finding by the Bureau that the proceeding involved “primarily issues of broadly applicable policy rather than the rights and responsibilities of specific parties.” *Id.*, Note

2. In contrast, the Media Bureau has, on occasion, made the requisite finding to justify application of permit-but-disclose procedures in an otherwise restricted Article III licensing case. *See News Corp., The DIRECTV Group, Inc., and Liberty Media Corp.*, 22 FCC Rcd 3493, 3494 (MB 2007); *General Motors Corp., Hughes Electronics Corp., and The News Corp. Ltd.*, 18 FCC Rcd 10450, 10452 (MB2003).

With the exception of the public notice issued by the Bureau in this case, the Appendix lists only public notices issued by the Bureau that were published in the FCC Reports.

Respectfully submitted,

/s/ [filed electronically]

RUSSELL D. LUKAS
DAVID L. NACE
LUKAS, NACE, GUTIERREZ & SACHS, LLP
1650 Tysons Blvd., Suite 1500
McLean, VA 22102
(703) 584- 8678

Attorneys for Cellular South, Inc.

January 23, 2009

APPENDIX

AT&T Inc. and Centennial Communications Corp., DA 08-2713, 2008 WL 5245504, at *3 (WTB Dec. 16, 2008)

Cellco Partnership d/b/a Verizon Wireless and Atlantis Holdings LLC, 23 FCC Rcd 10004, 10008 (WTB 2008)

Sprint Nextel Corp. and Clearwire Corp., 23 FCC Rcd 9988, 9992 (WTB 2008)

Alaska Digitel, LLC, AKD Holdings, LLC, and GCI, Inc., 23 FCC Rcd 753, 754 (WTB 2008)

General Communication, Inc and United Companies, Inc., 22 FCC Rcd 21006, 21008 (WTB 2007)

AT&T Mobility II LLC and Aloha Spectrum Holdings Co. LLC, 22 FCC Rcd 20078, 20079 (2007)

T-Mobile USA, Inc. and Suncom Wireless Holdings, Inc., 22 FCC Rcd 18863, 18865 (WTB 2007)

Cellco Partnership d/b/a Verizon Wireless and Rural Cellular Corp., 22 FCC Rcd 18356, 18358 (WTB 2007)

AT&T Inc. and Dobson Communications Corp., 22 FCC Rcd 13659, 13660-61 (WTB 2007)

ALLTEL Corp. and Atlantis Holdings LLC, 22 FCC Rcd 11472, 11476-77 (WTB 2007)

AT&T Inc. and Clearwire Spectrum Holdings II LLC, 22 FCC Rcd 6799, 6800 (WTB 2007)

Bachow/Coastel LLC and Petrocom License Corp., 22 FCC Rcd 3328, 3329 (WTB 2007)

ALLTEL Communications, Inc. and Cingular Wireless LLC, 21 FCC Rcd 7809, 7811 (WTB 2006)

NTT DoCoMo, Inc., Guam Cellular and Paging, Inc., and Guam Wireless Tel. Co., 21 FCC Rcd 4835, 4838 (WTB 2006)

AT&T Inc. and BellSouth Corp., 21 FCC Rcd 4245, 4251 (WTB 2006)

Midwest Wireless Holdings, L.L.C. and ALLTEL Communications, Inc., 20 FCC Rcd 19834, 19835 (WTB 2005)

Urban Comm-North Carolina, Inc., Suncom Wireless, Inc. and Cellco Partnership d/b/a Verizon Wireless, 20 FCC Rcd 7652, 7654 (WTB 2005)

Verizon Communications Inc. and MCI, Inc., 20 FCC Rcd 6293, 6296 (WTB 2005)

SBC Communications Inc. and AT&T Corp., 20 FCC Rcd 5268, 5271 (WTB 2005)

Nextel Communications, Inc. and Sprint Corp., 20 FCC Rcd 4119, 4122-23 (WTB 2005)

ALLTEL Corp. and Cingular Wireless LLC, 20 FCC Rcd 3480, 3482 (WTB 2005)

Western Wireless Corp. and ALLTEL Corp., 20 FCC Rcd 2337, 2238 (WTB 2005)

Cingular Wireless LLC and Triton PCS Holdings, Inc., 20 FCC Rcd 1568, 1569 (WTB 2005)

Cellco Partnership d/b/a Verizon Wireless and NextWave Telecom, Inc., 19 FCC Rcd 23797, 23798 (WTB 2004)

AT&T Wireless PCS, LLC, Triton PCS License Co. L.L.C., and Lafayette Communications Co., L.L.C., 19 FCC Rcd 16276, 16277 (WTB 2004)

Qwest Wireless, LLC and Cellco Partnership d/b/a Verizon Wireless, 19 FCC Rcd 13319, 13320 (WTB 2004)

Cingular Wireless Corp. and T-Mobile USA, Inc., 19 FCC Rcd 13059, 13061 (WTB 2004)

Arch Wireless, Inc. and Metrocall Holdings, Inc., 19 FCC Rcd 8491, 8493 (WTB 2004)

AT&T Wireless Services, Inc. and Cingular Wireless Corp., 19 FCC Rcd 6185, 6190 (WTB 2004)

WORLDCOM, Inc. and Nextel Spectrum Acquisition Corp., 18 FCC Rcd 19313, 19316 (WTB 2003)

WORLDCOM, Inc. and MCI, Inc., 18 FCC Rcd 14179, 14184 (WTB 2003)

Northcoast Communications, LLC and Cellco Partnership d/b/a Verizon Wireless, 18 FCC Rcd 719, 720 (WTB 2003)

Arch Wireless, Inc. and Nextel Communications, Inc., 16 FCC Rcd 4684, 4685 (WTB 2001)

Repeater Communications Corp. and Nextel Communications, Inc., 16 FCC Rcd 2931, 2933 (WTB 2001)

Cingular Wireless LLC and VoiceStream Wireless Corp., 16 FCC Rcd 1028, 1029 (WTB 2001)

Price Communications Corp. and Cellco Partnership d/b/a Verizon Wireless, 16 FCC Rcd 989, 991 (WTB 2001)

Mobex License Co. and Nextel Communications, Inc., 16 FCC Rcd 3804, 3806 (WTB 2001)

VoiceStream Wireless Corp. and Cook Inlet Region, Inc., 15 FCC Rcd 20388, 20392 (WTB 2000)

Motorola, Inc. And Nextel Communications, Inc., 15 FC C Rcd 20195, 20196 (WTB 2000)

SBC Communications Inc., Ameritech Wireless Communications, Inc., AT&T Wireless PCS, LLC, and Indiana Acquisition, L.C.C., 15 FCC Rcd 15126, 15128 (WTB 2000)

SBC Communications Inc and ALLTEL Communications, Inc., 15 FCC Rcd 15120, 15122 (WTB 2000)

TLA Spectrum, LLC and Saco River Tel. and Tel. Co., 15 FCC Rcd 15072, 15074 (WTB 2000)

PrimeCo PCS, LP and Joseph J. Simons, 15 FCC Rcd 12890, 12891 (WTB 2000)

Chicago 20 MHz, LLC, GTE Wireless Cincinnati LLC, and BGV License Co., LLC, 15 FCC Rcd 12876, 12877 (WTB 2000)

TeleCorp PCS, Inc. and Tritel, Inc., and Indus, Inc., 15 FCC Rcd 12784, 12787 (WTB 2000)

GTE Corp. and SBC Communications Inc., 15 FCC Rcd 12762, 12764 (WTB 2000)

DiGiPH PCS, Inc. and Eliska Wireless Ventures License Subsidiary I, L.L.C., 15 FCC Rcd 11437, 11439 (WTB 2000)

E.N.M.R. Tel. Cooperative, Plateau Telecommunications, Inc., and Corpus Christi SMSA L.P., 15 FCC Rcd 9543, 9544 (WTB 2000)

FleetTalk Partners, LLC and FCI 900, Inc., 15 FCC Rcd 9137, 9138 (WTB 2000)

Richmond 20 MHz, LLC and Virginia RSA 6 L.P., 15 FCC Rcd 9116, 9117 (WTB 2000)

SBC Communications Inc. and BellSouth Corp., 15 FCC Rcd 10411, 10417 (WTB 2000)

Neoworld License Holdings, Inc., Hughes Electronics Corp., and Wilmington Trust Co., 15 FCC Rcd 10381, 10382-82 (WTB 2000)

Bell Atlantic Corp., GTE Corp., and Vodafone AirTouch Plc, 15 FCC Rcd 25354, 25356 (WTB 2000)

Bell Atlantic Corp. and GTE Corp., 15 FCC Rcd 16477, 16485 (WTB 2000)

Bell Atlantic Corp., GTE Corp., and ALLTEL Corp., 15 FCC Rcd 4695, 4700 (WTB 2000)

New York RSA 2 Cellular Partnership and United States Cellular Operating Co., 15 FCC Rcd 4278, 4279 (WTB 2000)

Bell Atlantic Corp., Vodafone AirTouch Plc, and ALLTEL Corp., 15 FCC Rcd 2833, 2836 (WTB 2000)

Voicestream Wireless Holding Corp. and Aerial Communications, Inc., 15 FCC Rcd 189, 192 (WTB 2000)

Arch Communications Group, Inc. and Paging Network, Inc., 15 FCC Rcd 103, 113 (WTB 1999)

SBC Communications Inc. and Radiofone, Inc., 14 FCC Rcd 21400, 21403 (WTB 1999)

Omnipoint Corp. and Cook Inlet/VS GSM II PCS, LLC, 15 FCC Rcd 3456, 3457 (WTB 1999)

American Cellular Corp., Dobson Communications Corp., and AT&T Wireless Services, Inc., 14 FCC Rcd 19356, 19359 (WTB 1999)

BCP Commnet, L.P. and Vodafone AirTouch Plc, 15 FCC Rcd 6825, 6827 (WTB 1999)

Frontier Corp. and Bell Atlantic Corp., 15 FCC Rcd 6764, 6766 (WTB 1999)

Qwest Communications Internat'l, Inc. and US West, Inc., 14 FCC Rcd 14070, 14071 (WTB 1999)

Skytel Communications, Inc. and MCI WORLDCOM, Inc., 14 FCC Rcd 11589, 11591 (WTB 1999)

Geotek Communications, Inc. and FCI 900, Inc., 14 FCC Rcd 8640, 8640-41 (WTB 1999)

Frontier Corp. and Global Crossing Ltd., 14 FCC Rcd 7481, 7481 (WTB 1999)

Ameritech Corp. and GTE Corp., 14 FCC Rcd 7478, 7478 (WTB 1999)

CERTIFICATE OF SERVICE

I, Linda J. Evans, hereby certify that on this 23rd day of January, 2009, copies of the foregoing SUPPLEMENT TO PETITION FOR RECONSIDERATION OF CELLULAR SOUTH, INC. were sent by e-mail, in pdf format, to:

Best Copy and Printing, Inc.
FCC@BCPIWEB.COM

Erin McGrath
Mobility Division
Wireless Telecommunications Bureau
Erin.McGrath@fcc.gov

Susan Singer
Spectrum and Competition Policy Division
Wireless Telecommunications Bureau
Susan.Singer@fcc.gov

Linda Ray
Broadband Division
Wireless Telecommunications Bureau
Linda.Ray@fcc.gov

David Krech
Policy Division
International Bureau
David.Krech@fcc.gov

Jodie May
Competition Policy Division
Wireless Telecommunications Bureau
Jodie.May@fcc.gov

Neil Dellar
Office of General Counsel
Neil.Dellar@fcc.gov

Jonathan V. Cohen
Wilkinson Barker Knauer, LLP
(Attorney for Centennial Communications Corp.)
joncohen@wbklaw.com

William R. Drexel
AT&T Inc.
william.drexel@att.com

Nancy J. Victory, Esq.
Wiley Rein LLP
(Attorney for Verizon Wireless)
nvictory@wileyrein.com

Anna M. Gomer
Vice-President, Government Affairs
Sprint Nextel Corporation
Anna.M.Gomez@sprint.com

Jean L. Kiddoo
Bingham McCutchen LLP
(Attorney for Cincinnati Bell Wireless LLC)
jean.kiddoo@bingham.com

Todd B. Lantor
Lukas, Nace, Gutierrez & Sachs, LLP
(Attorney for Rural Cellular Association)
tlantor@fcclaw.com

[s] filed electronically

Linda J. Evans