

Gannon, Lesley

From: John Reardon [xreardon@earthlink.net]
Sent: Wednesday, February 24, 2010 10:03 AM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

okay

On 2/24/10 9:54 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:

John,

Please call 412-393-3223 for the call. The access number is 8076, followed by the # sign.

Thanks.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 5:22 PM
To: Gannon, Lesley
Cc: Dennis C. Brown
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Curt Brown and I will call you at 10 AM. We believe there is an easier way in light of the hassle caused to your organization by going the current route. Namely, we will modify our license from "CMRS" to "PMRS" status and then assign it to Duquesne. Duquesne would not need to file an ownership report if we did it that way.

In the interim, we would file a lease application so use can begin right away.

We will talk with the FCC in the morning to confirm, but this seems to be the easier path to take.

Have a good night,

John

On 2/23/10 4:56 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:

Works for me. Please give me a time, and I will try to get one of our communications folks on the line as well. They know more about the business side of the frequencies than I.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 4:54 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.; Pillar, Lee W; DeLost, Ruth A.; Noble, Joann
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Okay, maybe there is an easier way. How about we talk tomorrow with Curt Brown? I can call you and patch him in.

John

On 2/23/10 4:14 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

I'm researching the necessity of providing the information, as we are a public utility and not intending to use the frequencies for commercial (i.e., radio station) purposes. Completing the information will be extremely time consuming for DLC, as we are owned by large multinational interests. Determining whether the owners, directors and officers of DLC have any interest in other FCC-regulated companies will take significant time. I want to be sure that I've adequately researched alternatives before we request information from our owners and board regarding licenses held by their many other investments.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 3:58 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Lesley,

I hope you are doing well. Do you have the information from Curt Brown to fill out for the application?

I think its an ownership report he needs to file for Duquesne, since you don't already have one on file with the FCC, he told me.

Please let me know how I can help.

John

On 2/19/10 4:21 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
Thanks.

Have a great weekend.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Friday, February 19, 2010 4:20 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.; Whitfield, Maureen A.; Pillar, Lee W
Subject: Re: MCLM Radio Frequency Licenses

Les,

We will prepare the application Monday and file it ASAP.

We will call you Monday afternoon with our FCC counsel to verify the information before we file.

John

On 2/19/10 4:15 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Thank you for the confirmation. Please let us know when we may begin working with the radio frequencies.
We are anxious to get started.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Friday, February 19, 2010 4:13 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

I just wanted to confirm that we did receive the wire for \$125K this afternoon.

Thanks and have a nice weekend.

John

On 2/19/10 11:12 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Thanks for sending this. The wire should go out to you today or tomorrow, but we will still need a fully-executed original. Would you please sign and return the agreement I mailed yesterday?

Thank you!

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 4:48 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Here is the signed copy of the signature page. I will mail the entire agreement to you if you like, or wait until I get your original, sign that and send it back.

Thanks,

John

On 2/18/10 2:40 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Attached is the executed Agreement. The original will go out in today's mail.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone

412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 1:46 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.
Subject: Re: MCLM Radio Frequency Licenses

Thanks, Les.

Once I get the signed agreement I will sign and scan it back, and overnight the original to you.

Please let me know if there are any questions at any point in time.

Sincerely,

John

On 2/18/10 1:42 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

I am waiting for the appropriate signature, but we should have the Agreement executed in the next day or so. I will scan and email it to you before mailing. Once we receive a copy with MCLM's signature, we will initiate a wire. I put a February 28, 2010 deadline for payment in the Agreement.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 1:25 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Lesley,

I hope you are not getting too much snow up there today. I spoke with my Mom in Waynesburg, and she told me there may be another major storm coming your way! Wow, what a winter this has been.

Here in Virginia the sun is out and its finally starting to melt the snow, there must be 3 feet on the ground still.

I wanted to touch base with you to see if you have learned anything from the accounting department relative to when we can enter the contract, get payment and file the FCC application. As you may recall, the FCC requires 21 days after filing before commencement of operations. And it will take us a day or two to prepare the FCC filing.

Please let me know when you find out.

Sincerely,

John

John Reardon
CEO
Maritime Communications/Land Mobile, LLC
218 N. Lee Street, Suite 318
Alexandria, VA 22314
(703) 778-6555 office
(703) 887-2109 cell
(703) 548-4399 fax

On 2/17/10 11:29 AM, "John Reardon" <xreardon@earthlink.net> wrote:
Dear Lesley,

Thanks for your call. The changes look good, as we discussed.

We will file the FCC assignment application once payment is received. We take care of all that at our expense, as I mentioned.

Here is our wire information attached. For a FEDEX, please mail to:

Maritime Communications/Land Mobile, LLC
Attention: Sharon Watkins, Accounts Receivable
1601 Greentree Court
Suite C
Clarksville, IN 47129
(812) 280-8609

Please call or email me if you need anything.

John

John Reardon
CEO
Maritime Communications/Land Mobile, LLC
218 N. Lee Street, Suite 318
Alexandria, VA 22314
(703) 778-6555 office
(703) 887-2109 cell
(703) 548-4399 fax

On 2/17/10 11:05 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
Mr. Reardon,

I have attached a redlined Asset Purchase Agreement for your review and comment relative to the purchase by Duquesne Light Company of certain radio frequency licenses. Once you have had a chance to review the attached Agreement, I'd like to schedule some time to discuss any issues that you may have regarding Duquesne Light's comments.

Thank you for your time and I look forward to hearing from you soon.

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: [Dennis C. Brown](#)
To: [Gannon Lesley](#)
Subject: MCLM Spectrum Assignment to Duquesne Light
Date: Sunday, February 28, 2010 6:52:17 PM

Lesley,

I know that John Reardon and I indicated in our telephone conference that we would have FCC application material for you this past week. Unfortunately, last week was the busiest week that I'd have for some time and we were not able to complete the work. I expect to have documents for you to review by Wednesday at the latest. Thank you for your patience.

Curt
703/365-9437

DLC000215

Pillar, Lee W

From: Gannon, Lesley
Sent: Monday, March 01, 2010 9:35 AM
To: 'Dennis C. Brown'
Cc: Sprock, Mark L.; Pillar, Lee W
Subject: RE: MCLM Spectrum Assignment to Duquesne Light

Curt,

Thank you for the update. We're looking forward to seeing the FCC application material as soon as it's prepared.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

-----Original Message-----

From: Dennis C. Brown [<mailto:d.c.brown@att.net>]
Sent: Sunday, February 28, 2010 6:52 PM
To: Gannon, Lesley
Subject: MCLM Spectrum Assignment to Duquesne Light

Lesley,

I know that John Reardon and I indicated in our telephone conference that we would have FCC application material for you this past week. Unfortunately, last week was the busiest week that I'd have for some time and we were not able to complete the work. I expect to have documents for you to review by Wednesday at the latest. Thank you for your patience.

Curt
703/365-9437

From: [Gannon, Lesley](#)
To: "[Dennis C. Brown](#)"
Subject: RE: MCLM > Duquesne
Date: Monday, March 01, 2010 5:08:00 PM

Curt,

The RFs are to be used in the installation of new sectionalizers during the upcoming 12 months. In areas where CDMA coverage is lacking, primarily Beaver County, VHF radio communication is our sole remaining option. We have upcoming installations where VHF radio installation has been determined to be necessary.

Delay is critical to the sectionalizer replacement project. The sectionalizer is used to automatically open and/or close power circuits during storms and other emergencies to ensure that as many customers remain in power as possible and to protect electrical equipment (lines and transformers).

Hopefully this helps - please let me know if you require anything further.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

-----Original Message-----

From: Dennis C. Brown [<mailto:d.c.brown@att.net>]
Sent: Monday, March 01, 2010 4:39 PM
To: Gannon, Lesley
Subject: MCLM > Duquesne

Lesley,

I am working on request to the Federal Communications Commission for Special Temporary Authority (STA) to allow the Company to commence radio operations promptly without waiting for the routine processing of the assignment of authorization application. To obtain an STA, it is necessary to explain why one cannot wait for the regular licensing process. Among the circumstances under which the FCC will grant STA are those involving the immediate protection of the safety of life or property, an unforeseeable circumstance such as a new contractual service obligation, or new regulatory requirements and deadlines imposed by federal, state, or local government. So that I can make the best case possible for STA, could you please let me know of some circumstances which I can put for to justify the need for an STA.

Curt
703/365-9437

DLC000217

From: [Dennis C. Brown](#)
To: [Gannon, Lesley](#)
Subject: Draft STA Request
Date: Monday, March 01, 2010 5:32:00 PM
Attachments: [Duquesne STA.doc](#)

Lesley,

I have prepared and attached to this message a suggested draft request to the FCC for Special Temporary Authority to operate on MCLM AMTS spectrum. Please review the draft carefully and let me have your comments on it.

To file the Company's STA Request, I will need the Company's FCC Registration Number and the associated Universal Licensing System password. I will also need the name, title, and telephone number of the person whose name I will sign electronically on behalf of the Company.

Curt

REQUEST FOR SPECIAL TEMPORARY AUTHORITY

Duquesne Light Company (Duquesne) respectfully requests 180 days Special Temporary Authority to operate an Automated Maritime Telecommunications System at ten locations within the interference contour of AMTS station WHG750 at Hookstown, Pennsylvania. In support of its request, Duquesne shows the following.

Duquesne is a critical infrastructure industry transmitter and distributor of electric power to more than one half million customers in southwestern Pennsylvania. Duquesne has entered into an agreement with Maritime Communications/Land Mobile, LLC (MCLM) for the disaggregation of spectrum from station WHG750. The parties will file an application for consent to the disaggregation as soon as possible. MCLM supports the instant request.

Duquesne must install new sectionalizers during the coming 12 months. (A sectionalizer is used to automatically open and close power circuits during storms and other emergencies to ensure as many customers as possible remain in power and to protect electrical equipment of great value including lines and transformers.) In areas where CDMA coverage is lacking, primarily in Beaver County, Pennsylvania, private radio communications in the VHF frequency range is the sole remaining option for coordination of the work and for the protection of the safety of the lives of Duquesne personnel working in remote areas. Use of AMTS spectrum will be essential to installation of sectionalizers in these areas in which communications alternatives are not available.

The interference contour from each of Duquesne's stations will not exceed the interference contour of station WHG750. Duquesne will notify the licensee of Channel 13 Television station WQED and provide technical information for each station at least 15 days before commencing operation.

Duquesne will operate within the following bands of spectrum:

217.0000 to 217.0500 MHz	219.0000 to 219.0500 MHz
217.0625 to 217.1125 MHz	219.0625 to 219.1125 MHz
217.1250 to 217.2375 MHz	219.1250 to 219.2375 MHz
217.1875 to 217.2375 MHz	219.1875 to 219.2375 MHz
217.2500 to 217.3000 MHz	219.2500 to 219.3000 MHz

For all the foregoing reasons, Duquesne respectfully requests 180 days Special Temporary Authority pending and without prejudice to the assignment of authorization application to follow.

Gannon, Lesley

From: John Reardon [xreardon@earthlink.net]
Sent: Tuesday, March 02, 2010 1:38 PM
To: Gannon, Lesley
Cc: Dennis C. Brown
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

I understand that Curt Brown sent you an STA request. I believe after discussing with Curt earlier today that it will not be necessary. We have language in the APA that discussed the \$1 a year lease, that should be enough to let Curt file his lease application for Duquesne tomorrow (Wednesday).

Curt, please confirm.

I apologize for the confusion and delay in your filing with the FCC, we are focused on a prior agreement and its FCC filing,-- we sold all our spectrum in Southern California to a railroad in California at the beginning of February and that approval application is due at the FCC today.

John

On 2/24/10 9:54 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:

John,

Please call 412-393-3223 for the call. The access number is 8076, followed by the # sign.

Thanks.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 5:22 PM
To: Gannon, Lesley
Cc: Dennis C. Brown
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Curt Brown and I will call you at 10 AM. We believe there is an easier way in light of the hassle caused to your organization by going the current route. Namely, we will modify our license from "CMRS" to "PMRS" status and then assign it to Duquesne. Duquesne would not need to file an ownership report if we did it that way.

In the interim, we would file a lease application so use can begin right away.

We will talk with the FCC in the morning to confirm, but this seems to be the easier path to take.

Have a good night,

John

On 2/23/10 4:56 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:

Works for me. Please give me a time, and I will try to get one of our communications folks on the line as well. They know more about the business side of the frequencies than I.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 4:54 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.; Pillar, Lee W; DeLost, Ruth A.; Noble, Joann
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Okay, maybe there is an easier way. How about we talk tomorrow with Curt Brown? I can call you and patch him in.

John

On 2/23/10 4:14 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:

John,

I'm researching the necessity of providing the information, as we are a public utility and not intending to use the frequencies for commercial (i.e., radio station) purposes. Completing the information will be extremely time consuming for DLC, as we are owned by large multinational interests. Determining whether the owners, directors and officers of DLC have any interest in other FCC-regulated companies will take significant time. I want to be sure that I've adequately researched alternatives before we request information from our owners and board regarding licenses held by their many other investments.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Tuesday, February 23, 2010 3:58 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Lesley,

I hope you are doing well. Do you have the information from Curt Brown to fill out for the application?

I think its an ownership report he needs to file for Duquesne, since you don't already have one on file with the FCC, he told me.

Please let me know how I can help.

John

On 2/19/10 4:21 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
Thanks.

Have a great weekend.

Les

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Friday, February 19, 2010 4:20 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.; Whitfield, Maureen A.; Pillar, Lee W
Subject: Re: MCLM Radio Frequency Licenses

Les,

We will prepare the application Monday and file it ASAP.

We will call you Monday afternoon with our FCC counsel to verify the information before we file.

John

On 2/19/10 4:15 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Thank you for the confirmation. Please let us know when we may begin working with the radio frequencies.
We are anxious to get started.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]

Sent: Friday, February 19, 2010 4:13 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

I just wanted to confirm that we did receive the wire for \$125K this afternoon.

Thanks and have a nice weekend.

John

On 2/19/10 11:12 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Thanks for sending this. The wire should go out to you today or tomorrow, but we will still need a fully-executed original. Would you please sign and return the agreement I mailed yesterday?

Thank you!

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 4:48 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Les,

Here is the signed copy of the signature page. I will mail the entire agreement to you if you like, or wait until I get your original, sign that and send it back.

Thanks,

John

On 2/18/10 2:40 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

Attached is the executed Agreement. The original will go out in today's mail.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 1:46 PM
To: Gannon, Lesley
Cc: Sprock, Mark L.
Subject: Re: MCLM Radio Frequency Licenses

Thanks, Les.

Once I get the signed agreement I will sign and scan it back, and overnight the original to you.

Please let me know if there are any questions at any point in time.

Sincerely,

John

On 2/18/10 1:42 PM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
John,

I am waiting for the appropriate signature, but we should have the Agreement executed in the next day or so. I will scan and email it to you before mailing. Once we receive a copy with MCLM's signature, we will initiate a wire. I put a February 28, 2010 deadline for payment in the Agreement.

Les

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue

Pittsburgh, PA 15219
412-393-1518 - telephone
412-383-1418 - fax

From: John Reardon [<mailto:xreardon@earthlink.net>]
Sent: Thursday, February 18, 2010 1:25 PM
To: Gannon, Lesley
Subject: Re: MCLM Radio Frequency Licenses

Dear Lesley,

I hope you are not getting too much snow up there today. I spoke with my Mom in Waynesburg, and she told me there may be another major storm coming your way! Wow, what a winter this has been.

Here in Virginia the sun is out and its finally starting to melt the snow, there must be 3 feet on the ground still.

I wanted to touch base with you to see if you have learned anything from the accounting department relative to when we can enter the contract, get payment and file the FCC application. As you may recall, the FCC requires 21 days after filing before commencement of operations. And it will take us a day or two to prepare the FCC filing.

Please let me know when you find out.

Sincerely,

John

John Reardon
CEO
Maritime Communications/Land Mobile, LLC
218 N. Lee Street, Suite 318
Alexandria, VA 22314
(703) 778-6555 office
(703) 887-2109 cell
(703) 548-4399 fax

On 2/17/10 11:29 AM, "John Reardon" <xreardon@earthlink.net> wrote:
Dear Lesley,

Thanks for your call. The changes look good, as we discussed.

We will file the FCC assignment application once payment is received. We take care of all that at our expense, as I mentioned.

Here is our wire information attached. For a FEDEX, please mail to:

Maritime Communications/Land Mobile, LLC
Attention: Sharon Watkins, Accounts Receivable
1601 Greentree Court
Suite C
Clarksville, IN 47129
(812) 280-8609

Please call or email me if you need anything.

John

John Reardon
CEO
Maritime Communications/Land Mobile, LLC
218 N. Lee Street, Suite 318
Alexandria, VA 22314
(703) 778-6555 office
(703) 887-2109 cell
(703) 548-4399 fax

On 2/17/10 11:05 AM, "Gannon, Lesley" <LGannon@duqlight.com> wrote:
Mr. Reardon,

I have attached a redlined Asset Purchase Agreement for your review and comment relative to the purchase by Duquesne Light Company of certain radio frequency licenses. Once you have had a chance to review the attached Agreement, I'd like to schedule some time to discuss any issues that you may have regarding Duquesne Light's comments.

Thank you for your time and I look forward to hearing from you soon.

Lesley C. Gannon
Attorney at Law
Legal and Environmental Services
Duquesne Light Company
411 Seventh Avenue
Pittsburgh, PA 15219

412-393-1518 - telephone
412-383-1418 - fax

Gannon, Lesley

From: Dennis C. Brown [d.c.brown@att.net]
Sent: Tuesday, March 02, 2010 4:25 PM
To: Gannon, Lesley
Subject: Draft Lease Notification Documents
Attachments: Duquesne Public Interest Statement.pdf; Draft Duquesne Lease Notification.pdf; Duquesne Lease Notification Draft.pdf

Lesley,

Based on information provided by the Company, I have prepared and attached to this message a suggested draft notification of lease of spectrum from Maritime Communications/Land Mobile, LLC to the Company.

I have also included the attachments to the notification as separate PDF files.

Please review the draft carefully and let me have your comments on it.

Curt

PUBLIC INTEREST STATEMENT

Duquesne Light Company (Duquesne) is a critical infrastructure industry transmitter and distributor of electric power to more than one half million customers in southwestern Pennsylvania.

Duquesne must install new sectionalizers during the coming 12 months. (A sectionalizer is used to automatically open and close power circuits during storms and other emergencies to ensure as many customers as possible remain in power and to protect electrical equipment of great value including lines and transformers.) In areas where CDMA coverage is lacking, primarily in Beaver County, Pennsylvania, private radio communications in the VHF frequency range is the sole remaining option for coordination of the work and for the protection of the safety of the lives of Duquesne personnel working in remote areas. Use of AMTS spectrum will be essential to installation of sectionalizers in these areas in which communications alternatives are not available.

The interference contour from each of Duquesne's stations will not exceed the interference contour of station WHG750. Duquesne will notify the licensee of Channel 13 Television station WQED and provide technical information for each station at least 15 days before commencing operation.

Reference Copy Only. Do Not Mail to the FCC as an Application.

Submitted:
File Number:

**FCC Form 608 FCC Application or Notification for Spectrum Leasing Arrangement/
Main Form Notification of a Private Commons Arrangement**
**Wireless Telecommunications Bureau
Public Safety and Homeland Security Bureau**

Approved by OMB
3060-1058

See 608 Main Form Instructions
For public burden estimate

General Information

Application/Notification Purpose

1a) Purpose of Filing (Select only one):	
<input checked="" type="checkbox"/> LN – New	<input type="checkbox"/> LM – Modification
<input type="checkbox"/> LT – Transfer of Control	<input type="checkbox"/> LE – Extend the Term
<input type="checkbox"/> AM – Amendment	<input type="checkbox"/> WD – Withdraw
<input type="checkbox"/> LU – Administrative Update	<input type="checkbox"/> LC – Cancel
1b) If this filing is for an Amendment (AM) or Withdrawal (WD), enter the File Number of the pending Application/Notification currently on file with the FCC.	File Number: _____

Classification of Filing

For Leases/Subleases Only

2a) Classification of Filing (Select only one)	2b) Type of Filing
<input checked="" type="checkbox"/> ML – Spectrum Manager	<input checked="" type="checkbox"/> L – Lease
<input type="checkbox"/> TL – De Facto Transfer	<input type="checkbox"/> S – Sublease (Must be filed Manually)

For Private Commons Arrangements Only (Must be filed Manually)

2c) This filing will be a Private Commons Arrangement of a (Select only one):	2d) If a Private Commons Arrangement of a Lease or Sublease, choose the legal type (Select only one):
<input type="checkbox"/> N – License	<input type="checkbox"/> M – Spectrum Manager
<input type="checkbox"/> L – Lease	<input type="checkbox"/> T – De Facto Transfer
<input type="checkbox"/> S – Sublease	

Term of Lease/Sublease (Only for Transfer of Control of a Lessee or Sublessee, or a Revision to Extend the Term of a Lease or Sublease)

3) Indicate whether the existing Lease/Sublease is:	<input type="checkbox"/> Long-Term	or	<input type="checkbox"/> Short-Term
---	------------------------------------	----	-------------------------------------

Other Wireless Licenses

4a) Is this filing part of a series of related filings involving other wireless license(s) or lease(s) held by the Applicant, affiliates of the Applicant (e.g., parents, subsidiaries, or commonly-controlled entities), or third parties that are not included on this filing and for which Commission approval or notification is required?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4b) If the answer to 4a is 'Y', is this filing the lead Application/Notification?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4c) If the answer to 4a is 'Y' and the answer to 4b is 'N', provide the File Number of the lead Application/Notification.	File Number: _____

Attachments

5) Are attachments (other than associated schedules) being filed with this Application/Notification?	(<input type="radio"/>) <u>Yes</u> <input type="radio"/> <u>No</u>
--	--

Fees and Waivers**Exemption from Application Fees**

6) Is the applicant exempt from FCC application fees? If the answer to 6 is 'Yes', attach an exhibit demonstrating how the applicant is exempt from FCC application fees.	(<input type="radio"/>) <u>Yes</u> <input type="radio"/> <u>No</u>
--	--

Waiver/Deferral of Fees

7) Is a waiver/deferral of the FCC application fees being requested? If the answer to 7 is 'Yes', attach a date-stamped copy of the request for waiver/deferral of the FCC application fees.	(<input type="radio"/>) <u>Yes</u> <input type="radio"/> <u>No</u>
---	--

Waiver of Commission Rules

8a) Does this filing include a request for waiver of the Commission's Rules (other than a request for application fee waivers)? If the answer to 8a is 'Yes', attach an exhibit specifying the rule section(s) for which a waiver is being requested and including a justification for the waiver request.	(<input type="radio"/>) <u>Yes</u> <input type="radio"/> <u>No</u>
8b) If the answer to 8a is 'Yes', enter the number of rule section(s) involved.	Number of Rule Section(s): _____

Regulatory Status and Offerings (To be completed only for Modification of a Lease or Modification of a Sublease)**Radio Service Offerings**

9) The Applicant will provide the following type(s) of radio service offerings (select all that apply): (<input type="checkbox"/>) Common Carrier (<input type="checkbox"/>) Non-common Carrier (<input type="checkbox"/>) Private, internal communications (<input type="checkbox"/>) Broadcast Services

Radio Service

10) The Applicant will provide the following type(s) of radio service (select all that apply): (<input type="checkbox"/>) Fixed (<input type="checkbox"/>) Mobile (<input type="checkbox"/>) Radiolocation (<input type="checkbox"/>) Satellite (sound) (<input type="checkbox"/>) Broadcast Services	
11) Does the Applicant propose to provide service interconnected to the public telephone network?	(<input type="checkbox"/>) <u>Yes</u> <input type="checkbox"/> <u>No</u>

Designated Entity Information (If the answer to 12a, 12b or 12c is 'Yes', Schedule A must be completed.)**Bidding Credits**

12a) Does this filing involve any spectrum associated with any licenses that were originally awarded with bidding credits within the last five years?	(<input type="checkbox"/>) <u>Yes</u> <input type="checkbox"/> <u>No</u>
---	--

Installment Payment Plan

12b) Does this filing involve any spectrum associated with any licenses that were originally subject to the Commission's installment payment plan?	(<input type="checkbox"/>) <u>Yes</u> <input type="checkbox"/> <u>No</u>
--	--

Closed Bidding

12c) Does this filing involve any spectrum associated with any licenses that were originally granted pursuant to closed bidding within the last five years?	(<input type="checkbox"/>) <u>Yes</u> <input type="checkbox"/> <u>No</u>
---	--

Competition Related Information

13) Does this filing involve a license authorization or Spectrum Lease/Sublease that may be used to provide interconnected mobile voice and/or data services that would create a geographic overlap with another license authorization(s) or Spectrum Leasing Arrangement(s) in which the Applicant already holds direct or indirect interests (of 10 percent or more), either as a licensee or Spectrum Lessee/Sublessee, and that could also be used to provide interconnected mobile voice and/or data services?	() <u>Yes</u> No
14a) Does the Applicant (Lessee/Sublessee) hold direct or indirect interests (of 10 percent or more) in any entity that already has access to 10 MHz or more of Cellular, Broadband PCS, or Specialized Mobile Radio (SMR) spectrum through license(s) or spectrum leases/subleases in the same geographic area?	() <u>Yes</u> No
14b) Would/Does this Spectrum Leasing Arrangement reduce the number of entities providing service (using spectrum in any of the three services listed in 14a above) in the affected market(s)?	() <u>Yes</u> No

Broadband Radio Service and Educational Broadband Service Information

Broadband Radio Service (BRS) and Educational Broadband Service (EBS) – Cable Cross-Ownership

15a) Will the requested facilities be used to provide multichannel video programming service?	() <u>Yes</u> No
<p>15b) If the answer to 15a is 'Yes', does the Applicant operate, control or have an attributable interest (as defined in Section 27.1202 of the Commission's Rules) in a cable television system whose franchise area is located within the geographic service area of the requested facilities?</p> <p>If 'Yes', provide an exhibit explaining how the Applicant (Lessee/Sublessee) complies with Section 27.1202 of the Commission's Rules or justifying a waiver of that rule. If a waiver of the Commission's Rule(s) is being requested, 8a must be answered 'Yes'.</p>	() <u>Yes</u> No

Educational Broadband Service (EBS) – Part 27 Programming Requirements

<p>16) Does the Applicant comply with the programming requirements contained in Section 27.1203 of the Commission's Rules?</p> <p>If 'No', provide an exhibit explaining how the Assignee/Transferee complies with Section 27.1203 of the Commission's Rules or justifying a waiver of that rule. If a waiver of the Commission's Rule(s) is being requested, 8a must be answered 'Yes'.</p>	() <u>Yes</u> No
--	--------------------------

Part 90 Public Safety Services

Eligibility

17) Is the Applicant a public safety entity or otherwise an entity that will use the leased spectrum to provide communications in support of public safety operations pursuant to Section 90.523 of the Commission's Rules?	() <u>Yes</u> No
---	--------------------------