Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

In the Matter of )
)
Amendment of Part 90 of the ) WT Docket No. 11-69
Commission’s Rules to Permit )
Terrestrial Trunked Radio (TETRA) )
Technology )

Request by the TETRA Association for )
Waiver of Section 90.209, 90.210, and ) ET Docket No. 09-234
2.1043 of the Commission’s Rules )

COMMENTS OF APCO  
IN RESPONSE TO  
PETITION FOR CLARIFICATION AND/OR RECONSIDERATION OF  
MOTOROLA SOLUTIONS, INC.

The Association of Public-Safety Communications Officials-International, Inc. (“APCO”) hereby submits the following brief comments in support of a “Petition for Clarification and/or Reconsideration” submitted by Motorola Solutions, Inc. (“Motorola”) on November 9, 2012, in the above-captioned proceedings.

Founded in 1935, APCO is the nation’s oldest and largest public safety communications organization. Most APCO members are state or local government employees who manage and operate communications systems for police, fire, emergency medical, forestry conservation, highway maintenance, disaster relief, and other public safety agencies. APCO is the largest FCC-certified frequency coordinator for Public Safety Pool frequencies and appears regularly before the Commission on a wide range of public safety communications issues.

Motorola seeks clarification and/or reconsideration regarding the Commission’s recent Report and Order allowing the use of Terrestrial Trunked Radio (“TETRA”) technology on

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certain Part 90 land mobile radio frequencies. In particular, Motorola notes an inconsistency between the text of the Report and Order and the text of the adopted rules as to whether TETRA may be deployed on non-NPSPAC 800 MHz band channels. Public safety frequency coordinators have recently received applications indicating proposed TETRA use on such channels. Therefore, immediate and formal clarification is required to determine if such applications are compliant with the Commission’s rules.

Respectfully submitted,

/s/

Robert M. Gurss
Senior Regulatory Counsel
APCO International
(202) 236-1743
gurssr@apcomail.org

January 2, 2013

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3 The Report and Order makes clear that TETRA may not be deployed on NPSPAC channels.