

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

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| In the Matter of |) | |
| |) | |
| Implementing Public Safety Broadband Provisions of the Middle Class Tax Relief and Job Creation Act of 2012 |) | PS Docket No. 12-94 |
| |) | |
| Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band |) | PS Docket No. 06-229 |
| |) | |
| Service Rules for the 698-746, 747-762 and 777-792 MHz Bands |) | WT Docket No. 06-150 |
| |) | |

SUPPLEMENTAL COMMENTS OF AT&T

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SUPPLEMENTAL COMMENTS OF AT&T

AT&T Services, Inc. respectfully submits these supplemental comments on behalf of itself and its affiliates (collectively, “AT&T”) in response to the Public Notice dated August 19, 2013 issued by the Commission’s Public Safety and Homeland Security Bureau (“Bureau”) in the above-captioned proceeding.¹

I. Introduction

In its *Technical Service Rules NPRM*, the Commission sought comment on, among other matters, the consolidation into Part 90 of technical service rules for the 758-769 and 788-799 MHz bands (“Public Safety Bands”), which heretofore have been subject to regulation under both Parts 27 and Part 90.² In proposing this rule consolidation, the Commission directed its Office of Engineering and Technology (“OET”) to suspend its acceptance and processing of applications for equipment authorization in these Bands pending the adoption of technical service rules applicable to these Bands.³

In response, many parties urge the Commission to immediately lift its suspension of accepting and processing applications for equipment authorization in the Public Safety Bands.⁴

¹*In the Matter of Implementing Public Safety Broadband Provisions of the Middle Class Tax Relief and Job Creation Act of 2012; Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band; Service Rules for the 698-746, 747-762 and 777-792 MHz Bands*, Public Notice, FCC Provides Opportunity for Comment on First Responder Network Authority Filing in PS Docket 12-94, DA 13-1775 (PSHSB Aug. 19, 2013) (“Notice”).

²*In the Matter of Implementing Public Safety Broadband Provisions of the Middle Class Tax Relief and Job Creation Act of 2012; Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band; Service Rules for the 698-746, 747-762 and 777-792 MHz Bands*, Notice of Proposed Rulemaking, 28 FCC Rcd 2715 (“*Technical Service Rules NPRM*”) (2013).

³ *Id.* at 2725-26, ¶ 33.

⁴ Comments of the National Telecommunications and Information Administration on Behalf of the First Responder Network Authority [“FirstNet”], PS Docket Nos. 12-94, 06-229, WT Docket No. 06-150 (filed Aug. 2, 2013) (“FirstNet Comments”) at 3.

Among those parties is FirstNet, which states:

...FirstNet supports swift Commission action to begin accepting and processing equipment authorizations in the newly combined spectrum (763-769/793-799 MHz and the former D Block [i.e., the Public Safety Bands]).... As the record shows, there is an imminent need for authorized equipment to meet the needs of jurisdictions that may deploy early. FirstNet concurs with the many commenters that urge the Commission to expedite a process to certify equipment for the FirstNet spectrum license.⁵

Because the FirstNet Comments were filed after the close of the comment cycle, the Bureau's *Notice* provides an opportunity to respond to those Comments. AT&T hereby does so.

II. The Commission Should Immediately Lift Its Suspension of Accepting and Processing Applications for Equipment Authorizations in the Public Safety Bands.

AT&T strongly supports FirstNet's call for swift Commission action to lift its suspension and begin accepting and processing equipment authorizations in the Public Safety Bands.

Given the current existence of early adopter state/local networks and the likelihood of more to come in the near future, there is a pressing and growing demand for equipment authorized to operate on the Public Safety Bands. The Commission should immediately remove its self-imposed roadblock preventing meeting that demand so that early adopter networks can best perform their crucial public safety missions.⁶

⁵ FirstNet Comments at 3 (footnotes omitted).

⁶ AT&T also agrees with FirstNet that "the equipment market will need to evolve once the architecture for the nationwide public safety broadband network has been set." FirstNet Comments at 3.

III. Conclusion

For the reasons described above, the Commission should immediately lift its suspension of accepting and processing applications for equipment authorization in the Public Safety Bands.

Respectfully submitted,

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