

- 1) Amend the FCC's NEPA regulations at 47 C.F.R. §§ 1.1301 – 1.1319 consistent with Council on Environmental Quality ("CEQ") regulations and guidance to cure deficiencies in the existing FCC regulations and to ensure that only FCC actions that have no significant environmental effects individually or cumulatively are categorically excluded;
- 2) Prepare a programmatic environmental impact statement addressing the environmental consequences of its ASR program on migratory birds, their habitats, and the environment;
- 3) Promulgate rules to clarify the roles, responsibilities and obligations of the FCC, applicants, and non-federal representatives in complying with the ESA;
- 4) Consult with the FWS on the ASR program regarding all effects of towers and antenna structures on endangered and threatened species; and
- 5) Complete the proposed rulemaking in WT Docket 03-187 to adopt measures to reduce migratory bird deaths in compliance with the MBTA.

Thank you.

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