

March 20, 2014

Via Electronic Comment Filing System
Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Incentive Auctions Proceeding (GN Docket 12-268);
AWS-3 Proceeding (GN Docket 13-185)

Dear Ms. Dortch:

King Street Wireless, L.P. (“King Street”), by counsel, hereby comments in support of the proposal of the Minority Media and Telecommunications Council (“MMTC”) to, among other matters, increase the Designated Entity (“DE”) bid credits in the captioned proceedings to 40%.¹ In support of this position, King Street presents the following.

King Street, together with its affiliates and its controlling entity², is a DE success story. King Street is one of very few 700 MHz licensees who built out licenses acquired in Auction No. 73. Since build out, King Street has been offering LTE and fixed wireless services from several hundred site locations. King Street has also been an active commenter in the captioned proceedings. As far back as March of 2013, King Street argued for enhanced DE bidding credits.³ More recently, King Street explained that the Commission is obligated statutorily, as part of the *quid pro quo* providing basic auction authority to the Commission, to provide small business a bona fide opportunity to participate in the provision of spectrum-based services.⁴ King Street also reminded the Commission that in recent auctions the Commission has come perilously close to failing to comply with this mandate, and that the Commission needs to use every available tool to increase DE opportunity.⁵ Bid credits is a key one.

¹ See S. Jenell Trigg and Jeneba Jalloh Ghatt, *Digital Déjà Vu: A Road Map for Promoting Minority Ownership in the Wireless Industry* (Feb. 25, 2014), recently submitted by MMTC in the referenced dockets.

² Its affiliated entities included at one time Carroll Wireless, L.P. and Barat Wireless, L.P. Aquinas Wireless, L.P. remains an affiliate. All are or were controlled ultimately by Allison Cryor DiNardo. Collectively, and while under Ms. DiNardo’s control, these entities have successfully acquired at auction licenses having gross values in excess of \$500 million.

³ *Reply Comments of King Street*, GN Docket 12-268, submitted March 12, 2013.

⁴ *Comments of King Street*, GN Dockets 12-268 and 13-185, submitted January 9, 2014.

⁵ *Id.*

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In its reply comments, King Street cited with approval to a proposal of Council Tree Investor, Inc. to increase bid credits to 40%. There, King Street reminded the Commission that it had previously used 35% bid credits and that, when it did so, DE participation was markedly higher than in more recent auctions where a lower bid credit was applied. Accordingly, King Street actively advocated a return to high DE bid credit levels.

King Street has reviewed the recent submission of the MMTC. The analysis presented therein is wholly consistent with King Street's prior urgings. Accordingly, King Street hereby presents its support for that change in the rules.

Respectfully submitted,

/s/ Thomas Gutierrez
Counsel for King Street Wireless, LP

cc: Janelle Trigg, Esq.
Jonathan Glass