



September 22, 2014

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

Re: Acceptance of Proposed Modification  
Ex Parte Notice, WT Docket 02-55

Dear Ms. Dortch:

On January 22, 2013, Sprint Corporation (“Sprint”) filed a Petition for Declaratory Ruling in the above-captioned proceeding.<sup>1</sup> On September 17, 2014 the Federal Communications Commission (“Commission”) released a *Memorandum Opinion and Order and Order of Proposed Modification* in response to the Sprint Petition.<sup>2</sup>

In the *Modification Order*, the Commission agreed to eliminate the \$850 million minimum amount or “floor” for the 800 MHz Letter of Credit Sprint obtained to secure its 800 MHz band reconfiguration funding obligations. The Commission treated the Sprint Petition as a request to modify the letter of credit condition on Sprint’s 800 MHz and 1.9 GHz G Block licenses. The Commission proposed to modify the relevant license condition through the addition of the underlined language as follows:

This authorization is conditioned on licensee's continued compliance with license conditions adopted by the Commission in the 800 MHz public safety proceeding, WT Docket 02-55, including but not limited to conditions contained in paragraphs 346, 351, 352, 355, 356 of Improving Public Safety Communications in the 800 MHz Band, *Report and Order, Fifth Report and Order, Fourth Memorandum Opinion and Order, and Order*, 19 FCC Rcd 14969 (2004); (*800 MHz Report and Order*) as amended by *Erratum*, WT Docket No. 02-55 (rel. Sept. 10, 2004) and *Second Erratum*, 19 FCC Rcd 19651 (2004) and *Third Erratum*, 19 FCC Rcd 21818 (2004). Provided, however, that effective [DATE] the licensee need not comply with paragraph 331 of said *800 MHz Report and*

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<sup>1</sup> See Petition for Declaratory Ruling filed by Sprint Nextel Corporation, WT Docket 02-55 (filed Jan. 22, 2013) (“Sprint Petition”).

<sup>2</sup> In the Matter of Sprint Nextel Corporation, Petition for Declaratory Ruling, *Memorandum Opinion and Order and Order of Proposed Modification*, \_\_\_ FCC Rcd \_\_\_, FCC 14-136 (2014). (“*Modification Order*”)

Order but only to the extent that said paragraph provides that: “At no time during the life of the letter(s) of credit shall the balance fall below \$ 850 million.”

The Commission delegated authority to the Chief of the Public Safety and Homeland Security Bureau (“Bureau”) the authority to issue a license modification order consistent with its decision and the requirements of Section 316, including a 30-day protest period for Sprint.

Sprint hereby formally informs the Bureau that it accepts the modified condition on its 800 MHz and 1.9 GHz G Block licenses, as described in paragraphs 14 and 26 of the Commission’s *Modification Order*, and will not file any “protest” thereof.

Pursuant to Section 1.106 of the Commission’s Rules, Sprint hereby files this *ex parte* letter in the docket of the above-referenced proceeding.

Sincerely,

[/s/ James B. Goldstein](#)

James B. Goldstein  
Senior Counsel – Legal and Government Affairs  
Sprint Corporation

cc: Michael Wilhelm, PSHSB