



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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WASHINGTON, D.C. 20554

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**WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES THE  
RETURN TO ACTIVE STATUS OF LICENSES TO NEXTWAVE PERSONAL  
COMMUNICATIONS INC. AND NEXTWAVE POWER PARTNERS INC.,  
SUBJECT TO THE OUTCOME OF ONGOING LITIGATION**

On August 30, 2001, the United States Court of Appeals for the District of Columbia Circuit issued the mandate implementing its holding that Section 525 of the Bankruptcy Code prevented the cancellation of licenses held by NextWave Personal Communications Inc. and NextWave Power Partners Inc. (collectively "NextWave").<sup>1</sup> Accordingly, the Wireless Telecommunications Bureau will update its licensing records to reflect the court's mandate. A list of NextWave licenses returned to active status is included as Attachment A.

The United States and the Commission have indicated their intention to ask the Supreme Court of the United States to review the D.C. Circuit decision. In addition, related litigation is pending in the Bankruptcy Court for the Southern District of New York, Case No. 98 B 21529 (ASH); and there are potential or ongoing related regulatory proceedings before the Commission. These litigation and/or regulatory matters may affect the status of the involved licenses.

The Wireless Telecommunications Bureau will separately address the status of affected Auction No. 35 license applications and associated payments. A list of affected Auction No. 35 licenses is included as Attachment B.

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<sup>1</sup> See *NextWave Personal Communications Inc. v. FCC*, 254 F.3d 130 (D.C. Cir. 2001).

**Attachment A**  
**Nextwave PCS Licenses Returned to Active Status**

<b>Call Sign</b>	<b>Market Code</b>	<b>Market Description</b>	<b>Channel Block</b>
KNLF669	BTA007	Albany-Schenectady, NY	C
KNLF674	BTA010	Allentown-Bethlehem-Easton, PA	C
KNLF681	BTA020	Asheville-Hendersonville, NC	C
KNLH204	BTA024	Atlanta, GA	F
KNLH221	BTA025	Atlantic City, NJ	F
KNLF671	BTA027	Austin, TX	C
KNLF652	BTA029	Baltimore, MD	C
KNLF801	BTA036	Bellingham, WA	C
KNLF695	BTA047	Bloomington-Bedford, IN	C
KNLF646	BTA051	Boston, MA	C
KNLF692	BTA056	Brownsville-Harlingen, TX	C
KNLF698	BTA059	Bryan-College Station, TX	C
KNLF656	BTA074	Charlotte-Gastonia, NC	C
KNLF938	BTA078	Chicago, IL	F
KNLF654	BTA081	Cincinnati, OH	C
KNLF649	BTA084	Cleveland-Akron, OH	C
KNLH215	BTA091	Columbia, SC	F
KNLF699	BTA093	Columbus, IN	C
KNLF660	BTA095	Columbus, OH	C
KNLH216	BTA099	Corpus Christi, TX	F
KNLH203	BTA101	Dallas-Fort Worth, TX	F
KNLF666	BTA106	Dayton-Springfield, OH	C
KNLH219	BTA107	Daytona Beach, FL	F
KNLF802	BTA110	Denver, CO	C
KNLH224	BTA116	Dover, DE	F
KNLF676	BTA128	El Paso, TX	C
KNLF682	BTA135	Evansville, IN	C
KNLF693	BTA159	Gainesville, FL	C
KNLF665	BTA174	Greensboro-Winston-Salem-High	C
KNLH211	BTA177	Greenville-Spartanburg, SC	F
KNLF689	BTA179	Hagerstown, MD-Chambersburg, P	C
KNLH213	BTA181	Harrisburg, PA	F
KNLF690	BTA189	Hickory-Lenoir-Morganton, NC	C
KNLF648	BTA196	Houston, TX	C
KNLF662	BTA204	Indianapolis, IN	C
KNLF667	BTA212	Jacksonville, FL	C
KNLH225	BTA216	Janesville-Beloit, WI	F
KNLF696	BTA220	Joplin, MO-Miami, OK	C
KNLH229	BTA225	Kankakee, IL	F
KNLF655	BTA226	Kansas City, MO	C
KNLF694	BTA235	Lafayette, IN	C
KNLF686	BTA239	Lakeland-Winter Haven, FL	C
KNLH217	BTA240	Lancaster, PA	F
KNLF697	BTA244	Las Cruces, NM	C
KNLH209	BTA245	Las Vegas, NV	F
KNLF672	BTA252	Lexington, KY	C
KNLF803	BTA261	Longview, WA	C
KNLF645	BTA262	Los Angeles, CA	C
KNLF661	BTA263	Louisville, KY	C
KNLF685	BTA268	McAllen, TX	C
KNLF678	BTA274	Manchester-Nashua-Concord, NH	C
KNLF687	BTA289	Melbourne-Titusville, FL	C
KNLH206	BTA297	Milwaukee, WI	F
KNLF804	BTA298	Minneapolis-St. Paul, MN	C
KNLF670	BTA318	New Haven-Waterbury-Meriden, C	C
KNLF688	BTA319	New London-Norwich, CT	C

**Attachment A**  
**Nextwave PCS Licenses Returned to Active Status**

<b>Call Sign</b>	<b>Market Code</b>	<b>Market Description</b>	<b>Channel Block</b>
KNLF644	BTA321	New York, NY	C
KNLF657	BTA324	Norfolk-Virginia Beach-Newport	C
KNLH226	BTA326	Ocala, FL	F
KNLF663	BTA329	Oklahoma City, OK	C
KNLF805	BTA331	Olympia-Centralia, WA	C
KNLF664	BTA336	Orlando, FL	C
KNLH201	BTA346	Philadelphia, PA-Wilmington, D	F
KNLF650	BTA350	Pittsburgh, PA	C
KNLF683	BTA357	Portland-Brunswick, ME	C
KNLF812	BTA358	Portland, OR	C
KNLF684	BTA361	Poughkeepsie-Kingston, NY	C
KNLF659	BTA364	Providence-Pawtucket, RI-New B	C
KNLH223	BTA365	Provo-Orem, UT	F
KNLH220	BTA370	Reading, PA	F
KNLF668	BTA374	Richmond-Petersburg, VA	C
KNLF677	BTA376	Roanoke, VA	C
KNLH207	BTA389	Sacramento, CA	F
KNLH205	BTA394	St. Louis, MO	F
KNLH227	BTA398	Salisbury, MD	F
KNLH208	BTA399	Salt Lake City-Ogden, UT	F
KNLF658	BTA401	San Antonio, TX	C
KNLF651	BTA402	San Diego, CA	C
KNLH200	BTA404	San Francisco-Oakland-San Jose	F
KNLF680	BTA408	Sarasota-Bradenton, FL	C
KNLF675	BTA412	Scranton-Wilkes Barre-Hazleton	C
KNLF813	BTA413	Seattle-Tacoma, WA	C
KNLF679	BTA428	Springfield, MO	C
KNLF653	BTA440	Tampa-St. Petersburg-Clearwate	C
KNLF691	BTA441	Temple-Killeen, TX	C
KNLH210	BTA448	Tulsa, OK	F
KNLH222	BTA452	Tyler, TX	F
KNLF647	BTA461	Washington, DC	C
KNLF673	BTA480	Worcester-Fitchburg-Leominster	C
KNLH218	BTA483	York-Hanover, PA	F

**Attachment B**  
**Affected Auction No. 35 Licenses**

<b>Market Number</b>	<b>Market Name</b>	<b>License Number</b>	<b>Block</b>	<b>MHz</b>
BTA007	Albany, NY	CWB007C3	C	10
BTA007	Albany, NY	CWB007C4	C	10
BTA007	Albany, NY	CWB007C5	C	10
BTA010	Allentown, PA	CWB010C3	C	10
BTA010	Allentown, PA	CWB010C4	C	10
BTA010	Allentown, PA	CWB010C5	C	10
BTA020	Asheville, NC	CWB020C3	C	10
BTA020	Asheville, NC	CWB020C4	C	10
BTA020	Asheville, NC	CWB020C5	C	10
BTA024	Atlanta, GA	CWB024F	F	10
BTA025	Atlantic City, NJ	CWB025F	F	10
BTA027	Austin, TX	CWB027C3	C	10
BTA027	Austin, TX	CWB027C4	C	10
BTA027	Austin, TX	CWB027C5	C	10
BTA029	Baltimore, MD	CWB029C3	C	10
BTA029	Baltimore, MD	CWB029C4	C	10
BTA029	Baltimore, MD	CWB029C5	C	10
BTA036	Bellingham, WA	CWB036C3	C	10
BTA036	Bellingham, WA	CWB036C4	C	10
BTA036	Bellingham, WA	CWB036C5	C	10
BTA047	Bloomington, IN	CWB047C3	C	10
BTA047	Bloomington, IN	CWB047C4	C	10
BTA047	Bloomington, IN	CWB047C5	C	10
BTA051	Boston, MA	CWB051C3	C	10
BTA051	Boston, MA	CWB051C4	C	10
BTA051	Boston, MA	CWB051C5	C	10
BTA056	Brownsville, TX	CWB056C3	C	10
BTA056	Brownsville, TX	CWB056C4	C	10
BTA056	Brownsville, TX	CWB056C5	C	10
BTA059	Bryan, TX	CWB059C3	C	10
BTA059	Bryan, TX	CWB059C4	C	10
BTA059	Bryan, TX	CWB059C5	C	10
BTA074	Charlotte, NC	CWB074C3	C	10
BTA074	Charlotte, NC	CWB074C4	C	10
BTA074	Charlotte, NC	CWB074C5	C	10
BTA078	Chicago, IL	CWB078F	F	10
BTA081	Cincinnati, OH	CWB081C3	C	10
BTA081	Cincinnati, OH	CWB081C4	C	10
BTA081	Cincinnati, OH	CWB081C5	C	10
BTA084	Cleveland, OH	CWB084C3	C	10
BTA084	Cleveland, OH	CWB084C4	C	10
BTA084	Cleveland, OH	CWB084C5	C	10
BTA091	Columbia, SC	CWB091F	F	10
BTA093	Columbus, IN	CWB093C3	C	10
BTA093	Columbus, IN	CWB093C4	C	10

**Attachment B**  
**Affected Auction No. 35 Licenses**

<b>Market Number</b>	<b>Market Name</b>	<b>License Number</b>	<b>Block</b>	<b>MHz</b>
BTA093	Columbus, IN	CWB093C5	C	10
BTA095	Columbus, OH	CWB095C3	C	10
BTA095	Columbus, OH	CWB095C4	C	10
BTA095	Columbus, OH	CWB095C5	C	10
BTA099	Corpus Christi, TX	CWB099F	F	10
BTA101	Dallas, TX	CWB101F	F	10
BTA106	Dayton, OH	CWB106C3	C	10
BTA106	Dayton, OH	CWB106C4	C	10
BTA106	Dayton, OH	CWB106C5	C	10
BTA107	Daytona Beach, FL	CWB107F	F	10
BTA110	Denver, CO	CWB110C3	C	10
BTA110	Denver, CO	CWB110C4	C	10
BTA110	Denver, CO	CWB110C5	C	10
BTA116	Dover, DE	CWB116F	F	10
BTA128	El Paso, TX	CWB128C3	C	10
BTA128	El Paso, TX	CWB128C4	C	10
BTA128	El Paso, TX	CWB128C5	C	10
BTA135	Evansville, IN	CWB135C3	C	10
BTA135	Evansville, IN	CWB135C4	C	10
BTA135	Evansville, IN	CWB135C5	C	10
BTA159	Gainesville, FL	CWB159C3	C	10
BTA159	Gainesville, FL	CWB159C4	C	10
BTA159	Gainesville, FL	CWB159C5	C	10
BTA174	Greensboro, NC	CWB174C3	C	10
BTA174	Greensboro, NC	CWB174C4	C	10
BTA174	Greensboro, NC	CWB174C5	C	10
BTA177	Greenville, SC	CWB177F	F	10
BTA179	Hagerstown, MD	CWB179C3	C	10
BTA179	Hagerstown, MD	CWB179C4	C	10
BTA179	Hagerstown, MD	CWB179C5	C	10
BTA181	Harrisburg, PA	CWB181F	F	10
BTA189	Hickory, NC	CWB189C3	C	10
BTA189	Hickory, NC	CWB189C4	C	10
BTA189	Hickory, NC	CWB189C5	C	10
BTA196	Houston, TX	CWB196C3	C	10
BTA196	Houston, TX	CWB196C4	C	10
BTA196	Houston, TX	CWB196C5	C	10
BTA204	Indianapolis, IN	CWB204C3	C	10
BTA204	Indianapolis, IN	CWB204C4	C	10
BTA204	Indianapolis, IN	CWB204C5	C	10
BTA212	Jacksonville, FL	CWB212C3	C	10
BTA212	Jacksonville, FL	CWB212C4	C	10
BTA212	Jacksonville, FL	CWB212C5	C	10
BTA216	Janesville, WI	CWB216F	F	10
BTA220	Joplin, MO	CWB220C3	C	10

**Attachment B**  
**Affected Auction No. 35 Licenses**

<b>Market Number</b>	<b>Market Name</b>	<b>License Number</b>	<b>Block</b>	<b>MHz</b>
BTA220	Joplin, MO	CWB220C4	C	10
BTA220	Joplin, MO	CWB220C5	C	10
BTA225	Kankakee, IL	CWB225F	F	10
BTA226	Kansas City, MO	CWB226C3	C	10
BTA226	Kansas City, MO	CWB226C4	C	10
BTA226	Kansas City, MO	CWB226C5	C	10
BTA235	Lafayette, IN	CWB235C3	C	10
BTA235	Lafayette, IN	CWB235C4	C	10
BTA235	Lafayette, IN	CWB235C5	C	10
BTA239	Lakeland, FL	CWB239C3	C	10
BTA239	Lakeland, FL	CWB239C4	C	10
BTA239	Lakeland, FL	CWB239C5	C	10
BTA240	Lancaster, PA	CWB240F	F	10
BTA244	Las Cruces, NM	CWB244C3	C	10
BTA244	Las Cruces, NM	CWB244C4	C	10
BTA244	Las Cruces, NM	CWB244C5	C	10
BTA245	Las Vegas, NV	CWB245F	F	10
BTA252	Lexington, KY	CWB252C3	C	10
BTA252	Lexington, KY	CWB252C4	C	10
BTA252	Lexington, KY	CWB252C5	C	10
BTA261	Longview, WA	CWB261C3	C	10
BTA261	Longview, WA	CWB261C4	C	10
BTA261	Longview, WA	CWB261C5	C	10
BTA262	Los Angeles, CA	CWB262C3	C	10
BTA262	Los Angeles, CA	CWB262C4	C	10
BTA262	Los Angeles, CA	CWB262C5	C	10
BTA263	Louisville, KY	CWB263C3	C	10
BTA263	Louisville, KY	CWB263C4	C	10
BTA263	Louisville, KY	CWB263C5	C	10
BTA268	McAllen, TX	CWB268C3	C	10
BTA268	McAllen, TX	CWB268C4	C	10
BTA268	McAllen, TX	CWB268C5	C	10
BTA274	Manchester, NH	CWB274C3	C	10
BTA274	Manchester, NH	CWB274C4	C	10
BTA274	Manchester, NH	CWB274C5	C	10
BTA289	Melbourne, FL	CWB289C3	C	10
BTA289	Melbourne, FL	CWB289C4	C	10
BTA289	Melbourne, FL	CWB289C5	C	10
BTA297	Milwaukee, WI	CWB297F	F	10
BTA298	Minneapolis, MN	CWB298C3	C	10
BTA298	Minneapolis, MN	CWB298C4	C	10
BTA298	Minneapolis, MN	CWB298C5	C	10
BTA318	New Haven, CT	CWB318C3	C	10
BTA318	New Haven, CT	CWB318C4	C	10
BTA318	New Haven, CT	CWB318C5	C	10

**Attachment B**  
**Affected Auction No. 35 Licenses**

<b>Market Number</b>	<b>Market Name</b>	<b>License Number</b>	<b>Block</b>	<b>MHz</b>
BTA319	New London, CT	CWB319C3	C	10
BTA319	New London, CT	CWB319C4	C	10
BTA319	New London, CT	CWB319C5	C	10
BTA321	New York, NY	CWB321C3	C	10
BTA321	New York, NY	CWB321C4	C	10
BTA321	New York, NY	CWB321C5	C	10
BTA324	Norfolk, VA	CWB324C3	C	10
BTA324	Norfolk, VA	CWB324C4	C	10
BTA324	Norfolk, VA	CWB324C5	C	10
BTA326	Ocala, FL	CWB326F	F	10
BTA329	Oklahoma City, OK	CWB329C3	C	10
BTA329	Oklahoma City, OK	CWB329C4	C	10
BTA329	Oklahoma City, OK	CWB329C5	C	10
BTA331	Olympia, WA	CWB331C3	C	10
BTA331	Olympia, WA	CWB331C4	C	10
BTA331	Olympia, WA	CWB331C5	C	10
BTA336	Orlando, FL	CWB336C3	C	10
BTA336	Orlando, FL	CWB336C4	C	10
BTA336	Orlando, FL	CWB336C5	C	10
BTA346	Philadelphia, PA	CWB346F	F	10
BTA350	Pittsburgh, PA	CWB350C3	C	10
BTA350	Pittsburgh, PA	CWB350C4	C	10
BTA350	Pittsburgh, PA	CWB350C5	C	10
BTA357	Portland, ME	CWB357C3	C	10
BTA357	Portland, ME	CWB357C4	C	10
BTA357	Portland, ME	CWB357C5	C	10
BTA358	Portland, OR	CWB358C3	C	10
BTA358	Portland, OR	CWB358C4	C	10
BTA358	Portland, OR	CWB358C5	C	10
BTA361	Poughkeepsie, NY	CWB361C3	C	10
BTA361	Poughkeepsie, NY	CWB361C4	C	10
BTA361	Poughkeepsie, NY	CWB361C5	C	10
BTA364	Providence, RI	CWB364C3	C	10
BTA364	Providence, RI	CWB364C4	C	10
BTA364	Providence, RI	CWB364C5	C	10
BTA365	Provo, UT	CWB365F	F	10
BTA370	Reading, PA	CWB370F	F	10
BTA374	Richmond, VA	CWB374C3	C	10
BTA374	Richmond, VA	CWB374C4	C	10
BTA374	Richmond, VA	CWB374C5	C	10
BTA376	Roanoke, VA	CWB376C3	C	10
BTA376	Roanoke, VA	CWB376C4	C	10
BTA376	Roanoke, VA	CWB376C5	C	10
BTA389	Sacramento, CA	CWB389F	F	10
BTA394	St Louis, MO	CWB394F	F	10

**Attachment B**  
**Affected Auction No. 35 Licenses**

<b>Market Number</b>	<b>Market Name</b>	<b>License Number</b>	<b>Block</b>	<b>MHz</b>
BTA398	Salisbury, MD	CWB398F	F	10
BTA399	Salt Lake City, UT	CWB399F	F	10
BTA401	San Antonio, TX	CWB401C3	C	10
BTA401	San Antonio, TX	CWB401C4	C	10
BTA401	San Antonio, TX	CWB401C5	C	10
BTA402	San Diego, CA	CWB402C3	C	10
BTA402	San Diego, CA	CWB402C4	C	10
BTA402	San Diego, CA	CWB402C5	C	10
BTA404	San Francisco, CA	CWB404F	F	10
BTA408	Sarasota, FL	CWB408C3	C	10
BTA408	Sarasota, FL	CWB408C4	C	10
BTA408	Sarasota, FL	CWB408C5	C	10
BTA412	Scranton, PA	CWB412C3	C	10
BTA412	Scranton, PA	CWB412C4	C	10
BTA412	Scranton, PA	CWB412C5	C	10
BTA413	Seattle, WA	CWB413C3	C	10
BTA413	Seattle, WA	CWB413C4	C	10
BTA413	Seattle, WA	CWB413C5	C	10
BTA428	Springfield, MO	CWB428C3	C	10
BTA428	Springfield, MO	CWB428C4	C	10
BTA428	Springfield, MO	CWB428C5	C	10
BTA440	Tampa, FL	CWB440C3	C	10
BTA440	Tampa, FL	CWB440C4	C	10
BTA440	Tampa, FL	CWB440C5	C	10
BTA441	Temple, TX	CWB441C3	C	10
BTA441	Temple, TX	CWB441C4	C	10
BTA441	Temple, TX	CWB441C5	C	10
BTA448	Tulsa, OK	CWB448F	F	10
BTA452	Tyler, TX	CWB452F	F	10
BTA461	Washington, DC	CWB461C3	C	10
BTA461	Washington, DC	CWB461C4	C	10
BTA461	Washington, DC	CWB461C5	C	10
BTA480	Worcester, MA	CWB480C3	C	10
BTA480	Worcester, MA	CWB480C4	C	10
BTA480	Worcester, MA	CWB480C5	C	10
BTA483	York, PA	CWB483F	F	10