



LAND MOBILE COMMUNICATIONS COUNCIL

October 21, 2021

VIA ELECTRONIC MAIL

Mr. David Furth
Deputy Chief
Public Safety and Homeland Security Bureau
Federal Communications Commission
45 L Street, NE
Washington, DC 20554

Mr. Roger Noel
Chief, Mobility Division
Wireless Telecommunications Bureau
Federal Communications Commission
45 L Street, NE
Washington, DC 20554

Re: T-Band Application Processing Recommendation

Gentlemen:

We appreciate the FCC's recognition of the spectrum utilization implications of requiring land mobile protection of certain stations on the February 2021 Public Notice¹ released in conjunction with the partial lifting of the freeze on filing T-Band applications.² Specifically, the *Public Notice* requires protection of stations that are no longer operational, stations that are identified by their virtual channel rather than the channel on which they transmit, and stations that have been authorized to short-space land mobile markets without the requirement of a waiver.

The LMCC and its frequency advisory committee members understand that the possibility of amending the *Public Notice* is the subject of ongoing internal FCC review, the outcome and timing of which is unpredictable. Maintaining the status quo during that review is not optimal as it would require applicants to submit individual waiver requests and, at least for Business/Industrial applicants, incur waiver fees that should not be necessary.

¹ *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Update List of TV Stations to be Protected in the T-Band*, Public Notice, DA 21-190 (PSHSB/WTB Feb. 17, 2021) ("Public Notice").

² *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Modify Suspensions of Acceptance and Processing of Certain Part 22 and Part 90 Applications for 470-512 MHz (T-Band) Spectrum*, DA 21-82 (PSHSB/WTB January 19, 2021).

The equitable and pragmatic solution while the Commission debates the merits of more complex T-Band spectrum management and licensing policies is issuance of an interim blanket waiver for all applicants affected by TV stations that, in fact, do not require protection from T-Band facilities.

Please advise if the “blanket waiver” solution will be implemented. The frequency advisory committees are, of course, willing to conform with any unique administrative requirements imposed by the Commission. We look forward to hearing from you and appreciate your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Smith". The signature is fluid and cursive, with a large initial "D" and "S".

David Smith
President

cc: Mark Colombo
Kevin Harding
Ethan Lucarelli
Benjamin Arden
Greg Watson
Diane Holland
William Davenport
Joshua Smith
Tracy Simmons
Joel Taubenblatt
Lisa Fowlkes
Hillary DeNigro
LMCC Membership