



LAND MOBILE COMMUNICATIONS COUNCIL

December 10, 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 Acceptance and Processing

Gentlemen:

On June 21, 2021, the Wireless Telecommunications Bureau and the Public Safety and Homeland Security Bureau (collectively “Bureaus”) released a Public Notice extending the deadline for incumbents in the 470-512 MHz Band (“T-Band”) to file applications for modified or new facilities.¹ The Extension PN extended until December 19, 2021 the previous 90-day period for the filing of such applications announced in the Bureaus’ earlier Public Notice.² Both the Extension PN and the Suspension Modification PN made clear, except as provided in those documents, that the 2012 suspension of the filing and processing of T-Band applications remained in effect.³

The Land Mobile Communications Council (“LMCC”) requests that the Bureaus confirm that there are no current plans to rescind the Suspension PN entirely and begin accepting T-Band applications beyond those permitted pursuant to the Suspension Modification PN. The LMCC

¹ *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Extend the Date for the Acceptance and Processing of Certain Part 22 and Part 90 Applications for 470-512 MHz (T-Band) Spectrum*, Public Notice, DA 21-721 (WTB/PSHSB 2021) (“Extension PN”).

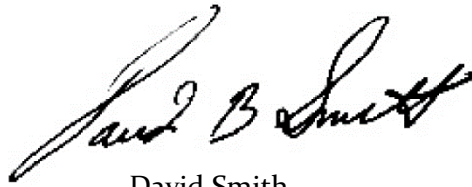
² *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Modify Suspensions of Acceptance and Processing of Certain Part 22 and Part 90 Applications for 470-512 MHz (T-Band) Spectrum*, Public Notice, 36 FCC Rcd 788 (WTB/PSHSB 2021) (“Suspension Modification PN”).

³ *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Suspend the Acceptance and Processing of Certain Part 22 and Part 90 Applications for 470-512 MHz (T-Band) Spectrum*, Public Notice, 27 FCC Rcd 4218 (WTB/PSHSB 2012) (“Suspension PN”).

further requests that the Bureau extend the December 19, 2021 deadline until June 30, 2022. As the Bureaus are aware, the Public Notice identifying television stations T-Band applicants are required to protect⁴ has presented significant obstacles to the orderly resumption of T-Band application and licensing processes contemplated in the Suspension Modification PN. Attempting to accommodate the many television stations on that Public Notice that do not actually require protection because the stations have been taken out of operation or because they are transmitting on digital channels that are not affected by T-Band systems has discouraged incumbents from filing certain applications. It has required others to modify their system parameters to less than optimal configurations that they plan to adjust when and if the protected television station list is corrected. Extending the filing window until the middle of June 2022 should provide sufficient time for the FCC to resolve a protected television station list that all appear to agree is overly inclusive and, therefore, contrary to sound spectrum management principles.

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

⁴ *Wireless Telecommunications Bureau and Public Safety and Homeland Security Bureau Update List of TV Stations to be Protected in the T-Band*, Public Notice, 36 FCC Rcd 4224 (PSSB/WTB 2021) (“Protected TV Station PN”).