

BILLING CODE 6712-01-C

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United States (US) Footnotes

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US262 The use of the band 31.8–32.3 GHz by the space research service (deep space) (space-to-Earth) is limited to Goldstone, California.

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PART 87—AVIATION SERVICES

4. The authority citation for part 87 continues to read as follows:

Authority: 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, 307(e) unless otherwise noted. Interpret or apply 48 Stat. 1064–1068, 1081–1105, as amended; 47 U.S.C. 151–156, 301–609.

5. Section 87.173(b) is amended by removing the entry for “31800–33400 MHz” in the frequency table and adding a new entry in numerical order to read as follows:

§ 87.173 Frequencies.

* * * * *

(b) Frequency table:

Frequency or frequency band	Subpart	Class of station	Remarks
32300–33400 MHz	F, Q	MA, RL	Aeronautical radionavigation.

[FR Doc. 00–25733 Filed 10–6–00; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 20

[CC Docket No. 94–54; FCC 00–307]

Interconnection and Resale Obligations in the Commercial Mobile Radio Services

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: Through this document, the Commission denies a petition for reconsideration of previous Commission decisions in this proceeding. Petitioners request that we eliminate the exclusion of Commercial Mobile Radio Service (CMRS) from the Commission’s resale rule and extend the sunset of the resale rule at least one full year beyond the successful conclusion of wireless local number portability implementation. This document responds to this petition.

FOR FURTHER INFORMATION CONTACT: Jane Phillips, 202–418–1310.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission’s Order on Reconsideration of the Memorandum Opinion and Order on Reconsideration in CC Docket No. 94–54 (Order) (FCC 00–307), adopted August 17, 2000, and released August 22, 2000. The complete text of this MO&O is available for inspection and copying during normal business hours in the FCC Reference Information Center, Courtyard Level, 445 12th Street, SW., Washington, DC, and also may be purchased from the Commission’s copy contractor, International Transcription Services (ITS, Inc.), CY–B400, 445 12th Street, SW., Washington, DC.

Synopsis of the Order

1. In this decision, the Commission denies a petition for reconsideration of decisions contained in the Memorandum Opinion and Order on Reconsideration, 64 FR 61022, November 9, 1999 (MO&O) in this proceeding. The wireless resale rule prohibits Commercial Mobile Radio Service (CMRS) providers from unreasonably restricting resale of their services.

2. The First Report and Order, 61 FR 38399, July 24, 1996 (First R&O) in this proceeding promulgated a rule prohibiting certain CMRS providers from restricting the resale of their services during a transitional period. The First R&O extended the resale rule, which previously had applied only to cellular providers, to providers of broadband personal communications services (PCS) and certain specialized mobile radio (SMR) services. Additionally, the First R&O sunset the resale rule five years after completion of its initial grant of broadband PCS licenses, *i.e.*, November 24, 2002.

3. The MO&O affirmed the 2002 sunset date, but modified the resale rule to exclude customer premises equipment (CPE) and CPE in bundled packages and to exclude from its scope certain C, D, E, and F block PCS licenses, as well as all CMRS providers of voice or data services that do not use in-network switching facilities.

4. MCI WorldCom filed a petition for further reconsideration requesting that the Commission eliminate the exclusion for CPE and extend the sunset at least one full year beyond the successful conclusion of wireless local number portability implementation.

5. As discussed in the full text of this Order, the Commission denies MCI WorldCom’s petition for reconsideration and reaffirms its determinations to exclude CPE from the scope of the CMRS resale rule and to sunset the rule on November 24, 2002. With respect to

the exclusion for certain C, D, E, and F block PCS licensees, the Order does not address what impact the Commission’s ultimate decision regarding eligibility to participate in the reauction of C and F block licensees may have on the scope of the resale rule.

Regulatory Flexibility Analysis

6. The Commission has not prepared an additional Final Regulatory Flexibility Analysis of the possible impact on small entities of the Commission’s decisions, as otherwise required by the Regulatory Flexibility Act, 5 U.S.C. 604, because no changes have been made in this Order to the Commission’s rules or policies.

Authority

7. This action is taken pursuant to sections 1, 4(i), 4(j), 10, 201, 202, 303(r), 309, 332, and 403 of the Communications Act, 47 U.S.C. 1, 4(i), 4(j), 160, 201, 202, 303(r), 309, 332, 403.

Ordering Clauses

Accordingly, the Petition for Reconsideration filed by MCI WorldCom is denied.

Federal Communications Commission.

William F. Caton,
Deputy Secretary.

[FR Doc. 00–25807 Filed 10–6–00; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 27

[WT Docket No. 99–168]

Service Rules for the 746–764 and 776–794 MHz Bands; Correction

AGENCY: Federal Communications Commission.

ACTION: Final rule; correction.

SUMMARY: This document makes clarifications and corrections to the service rules for the 746–764 and 776–794 MHz bands, as published at 65 FR 3139, January 20, 2000, and at 65 FR 17594, April 4, 2000.

DATES: Effective October 10, 2000.

FOR FURTHER INFORMATION CONTACT: Jane Phillips, 202–418–1310.

SUPPLEMENTARY INFORMATION: The Commission, in the final rules of the First Report and Order (65 FR 3139, January 20, 2000), and the Second Report and Order, (65 FR 17594, April 4, 2000) inadvertently failed to make specific reference to the definitional criterion for the Gulf of Mexico Economic Area presently set forth in § 27.6(a)(2).

In rule FR Doc. No. 00–8144 published on April 4, 2000 (65 FR 17594) make the following correction.

§ 27.6 [Corrected]

1. On page 17602, in the third column, in § 27.6(b)(1) correct “paragraph (a)(1)” to read “paragraphs (a)(1) and (a)(2)”.

In rule FR Doc. No. 00–1332 published on January 20, 2000 (65 FR 3139) make the following correction.

2. On page 3145, in the third column, in § 27.6(b)(2), line 7, after the words “See also” add the phrase “paragraphs (a)(1) and (a)(2) of this section and”.

Federal Communications Commission.

William F. Caton,
Deputy Secretary.

[FR Doc. 00–25808 Filed 10–6–00; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 63

[IB Docket No. 97–142, FCC 00–339]

Rules and Policies on Foreign Participation in the U.S. Telecommunications Market

AGENCY: Federal Communications Commission.

ACTION: Final rules.

SUMMARY: This document addresses specific issues raised in petitions requesting clarification and reconsideration of the Commission’s decisions in the initial Report and Order in this proceeding. This document also clarifies and revises certain aspects of the Commission’s rules regarding prior notifications of foreign affiliations. This document also amends the rules to define “interlocking directorates” and to cross-reference the Commission’s prior

notification requirements. The final rules contain information collections subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104–13. It has been submitted to the Office of Management and Budget (OMB) for review under the PRA. OMB, the general public and other Federal agencies are invited to comment on the information collections contained in the final rule.

EFFECTIVE DATE: Effective November 9, 2000 except for section 63.11 which contains modified information collections that have not been approved by the Office of Management and Budget (OMB). The Commission will publish a document in the **Federal Register** announcing the effective date of that section. Written comments by the public on the information collection requirements are due October 24, 2000. OMB must submit written comments on the information collection requirements on or before December 11, 2000.

ADDRESSES: All comments regarding the requests for approval of the information collection, both regular and emergency, should be submitted to Judy Boley, Federal Communications Commission, Room 1–C804, 445 12th Street, SW, Washington, DC 20554, or via the Internet to jboley@fcc.gov; phone 202–418–0214. In addition, comments on the emergency request for approval of the information collections should be submitted to Edward C. Springer, OMB Desk Officer, Room 10236 NEOB, 725 17th Street, NW, Washington, DC 20503 or via the Internet to edward.springer@omb.eop.gov.

FOR FURTHER INFORMATION CONTACT: Lisa Choi, Policy and Facilities Branch, Telecommunications Division, International Bureau, (202) 418–1384. For additional information concerning the information collections contained in this document contact Judy Boley at (202) 418–0214, or email at jboley@fcc.gov, and Edward C. Springer, OMB Desk Officer, Room 10236 NEOB, 725 17th Street, NW, Washington, DC 20503 or via the Internet to edward.springer@omb.eop.gov.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission’s Order on Reconsideration, FCC 00–339, adopted on September 12, 2000 and released on September 19, 2000. The full text of this document is available for inspection and copying during normal business hours in the FCC Reference Center (Room CY–A257) of the Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554. The document is also available for download over the Internet at <http://www.fcc.gov/>

Bureaus/International/Notices/2000/fcc00339.doc. The complete text of this document also may be purchased from the Commission’s copy contractor, International Transcription Service, Inc., 1231 20th Street, N.W., Washington, D.C. 20036, (202) 857–3800.

This document contains modified information collections subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104–13. Implementation of any modified requirements will be subject to approval by the Office of Management and Budget (OMB) for review under the PRA’s emergency processing provisions. OMB, the general public, and other Federal agencies are invited to comment on the proposed information collections contained in this proceeding.

Summary of Order on Reconsideration

1. On November 25, 1997, the Commission adopted a Report and Order and Order on Reconsideration (*Foreign Participation Order* (62 FR 64741, Dec. 9, 1997)). The *Foreign Participation Order* established the Commission’s procompetitive rules and policies regarding foreign participation in the U.S. telecommunications market. In light of the World Trade Organization (WTO) basic Telecom Agreement and WTO Members’ commitments to open markets, the Commission adopted rules to open further the U.S. market to competition from foreign companies. On September 12, 2000, the Commission adopted an Order on Reconsideration (Order) that addressed the petitions seeking clarification and reconsideration of the *Foreign Participation Order*. In this Order, the Commission found that its competitive safeguards and ability to attach additional conditions to grants of authority, in conjunction with the procompetitive commitments of WTO Members would reduce the danger of anticompetitive conduct resulting from entry of carriers from WTO Members into the U.S. Market.

2. Specifically, the Commission affirmed its prior conclusion that it is under no obligation to impose the same entry standard with regard to WTO Members’ participation in the U.S. telecommunications market to Bell Operating Company (BOC) entry into in-region interLATA services markets pursuant to section 271. The Commission concluded that no new information or arguments were presented for it to revisit the initial conclusion that the public interest presumption established in the *Foreign*