

Number of Customers: 0 (intermediate).

Test Marketing Period: 120 days, commencing on first day of commercial manufacture.

The following additional restrictions apply to this TME. A bill of lading accompanying each shipment must state that the use of the substance is restricted to that approved in the TME. In addition, the applicant shall maintain the following records until 5 years after the date they are created, and shall make them available for inspection or copying in accordance with section 11 of TSCA:

1. Records of the quantity of the TME substance produced and the date of manufacture.
2. Records of dates of the shipments to each customer and the quantities supplied in each shipment.
3. Copies of the bill of lading that accompanies each shipment of the TME substance.

VI. What was EPA's Risk Assessment for this TME?

EPA identified concerns, based on the physical/chemical properties of the test substance and test data on structurally similar substances, that the substance is potentially a persistent, bioaccumulative, and toxic (PBT) substance. The Agency does not expect the test substance to biodegrade or for there to be any incineration products of concern. In addition, the substance is a chemical intermediate and is not expected to be present in the final test market substance or product. Although this substance is a PBT, production volume and inhalation exposure of the intermediate are expected to be low, and there are no expected direct releases to the environment. Therefore, the test market activities will not present an unreasonable risk of injury to human health or the environment.

VII. Can EPA Change Its Decision on this TME in the Future?

Yes. The Agency reserves the right to rescind approval or modify the conditions and restrictions of an exemption should any new information that comes to its attention cast significant doubt on its finding that the test marketing activities will not present any unreasonable risk of injury to human health or the environment.

List of Subjects

Environmental protection, Test marketing exemptions.

Dated: February 11, 2002.

Rebecca S. Cool,

Chief, New Chemicals Prenotice Management Branch, Office of Pollution Prevention and Toxics.

[FR Doc. 02-4305 Filed 2-26-02; 8:45 am]

BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

[OPPTS-51983; FRL-6824-1]

Certain New Chemicals; Receipt and Status Information

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 5 of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory) to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a premanufacture notice (PMN) or an application for a test marketing exemption (TME), and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from January 10, 2002, to January 23, 2002, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period. The "S" and "G" that precede the chemical names denote whether the chemical identity is specific or generic.

DATES: Comments identified by the docket control number OPPTS-51983 and the specific PMN number, must be received on or before March 29, 2002.

ADDRESSES: Comments may be submitted by mail, electronically, or in person. Please follow the detailed instructions for each method as provided in Unit I. of the **SUPPLEMENTARY INFORMATION.** To ensure proper receipt by EPA, it is imperative that you identify docket control number OPPTS-51983 and the specific PMN number in the subject line on the first page of your response.

FOR FURTHER INFORMATION CONTACT: Barbara Cunningham, Director, Office of Program Management and Evaluation, Office of Pollution Prevention and Toxics (7401), Environmental Protection

Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 554-1404; e-mail address: TSCA-Hotline@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general. As such, the Agency has not attempted to describe the specific entities that this action may apply to. Although others may be affected, this action applies directly to the submitter of the premanufacture notices addressed in the action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT.**

B. How Can I Get Additional Information, Including Copies of this Document and Other Related Documents?

1. *Electronically.* You may obtain copies of this document and certain other available documents from the EPA Internet Home Page at <http://www.epa.gov/>. On the Home Page select "Laws and Regulations," "Regulations and Proposed Rules," and then look up the entry for this document under the "Federal Register—Environmental Documents." You can also go directly to the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

2. *In person.* The Agency has established an official record for this action under docket control number OPPTS-51983. The official record consists of the documents specifically referenced in this action, any public comments received during an applicable comment period, and other information related to this action, including any information claimed as confidential business information (CBI). This official record includes the documents that are physically located in the docket, as well as the documents that are referenced in those documents. The public version of the official record does not include any information claimed as CBI. The public version of the official record, which includes printed, paper versions of any electronic comments submitted during an applicable comment period, any test data submitted by the Manufacturer/Importer is available for inspection in the TSCA Nonconfidential Information Center, North East Mall Rm. B-607, Waterside Mall, 401 M St., SW., Washington, DC. The Center is open from noon to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number of the Center is (202) 260-7099.

C. How and to Whom Do I Submit Comments?

You may submit comments through the mail, in person, or electronically. To ensure proper receipt by EPA, it is imperative that you identify docket control number OPPTS-51983 and the specific PMN number in the subject line on the first page of your response.

1. *By mail.* Submit your comments to: Document Control Office (7407), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460.

2. *In person or by courier.* Deliver your comments to: OPPT Document Control Office (DCO) in EPA East Building Rm. 6428, 1201 Constitution Ave., NW., Washington, DC. The DCO is open from 8 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The telephone number for the DCO is (202) 564-8930.

3. *Electronically.* You may submit your comments electronically by e-mail to: *oppt.ncic@epa.gov*, or mail your computer disk to the address identified in this unit. Do not submit any information electronically that you consider to be CBI. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on standard disks in WordPerfect 6.1/8.0 or ASCII file format. All comments in electronic form must be identified by docket control number OPPTS-51983 and the specific PMN number. Electronic comments may also be filed online at many Federal Depository Libraries.

D. How Should I Handle CBI that I Want to Submit to the Agency?

Do not submit any information electronically that you consider to be CBI. You may claim information that you submit to EPA in response to this

document as CBI by marking any part or all of that information as CBI.

Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public version of the official record. Information not marked confidential will be included in the public version of the official record without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the person listed under **FOR FURTHER INFORMATION CONTACT.**

E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the notice or collection activity.
7. Make sure to submit your comments by the deadline in this document.
8. To ensure proper receipt by EPA, be sure to identify the docket control number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

II. Why is EPA Taking this Action?

Section 5 of TSCA requires any person who intends to manufacture (defined by statute to include import) a new chemical (i.e., a chemical not on the TSCA Inventory to notify EPA and comply with the statutory provisions pertaining to the manufacture of new chemicals. Under sections 5(d)(2) and 5(d)(3) of TSCA, EPA is required to publish a notice of receipt of a PMN or an application for a TME and to publish periodic status reports on the chemicals under review and the receipt of notices of commencement to manufacture those chemicals. This status report, which covers the period from January 10, 2002, to January 23, 2002, consists of the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period.

III. Receipt and Status Report for PMNs

This status report identifies the PMNs pending or expired, and the notices of commencement to manufacture a new chemical that the Agency has received under TSCA section 5 during this time period. If you are interested in information that is not included in the following tables, you may contact EPA as described in Unit II. to access additional non-CBI information that may be available. The "S" and "G" that precede the chemical names denote whether the chemical identity is specific or generic.

In table I, EPA provides the following information (to the extent that such information is not claimed as CBI) on the PMNs received by EPA during this period: the EPA case number assigned to the PMN; the date the PMN was received by EPA; the projected end date for EPA's review of the PMN; the submitting manufacturer; the potential uses identified by the manufacturer in the PMN; and the chemical identity.

I. 49 PREMANUFACTURE NOTICES RECEIVED FROM: 01/10/02 TO 01/23/02

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-02-0242	01/10/02	04/10/02	Ciba Specialty Chemicals Corporation	(G) Textile dye	(G) Naphthalenesulfonic acid, amino-substituted phenyl amino halo-1,3,5-triazinamino-substituted phenyl azo hydroxy-, sodium salt compound
P-02-0245	01/10/02	04/10/02	CBI	(G) Antistatic agent for synthetic fiber	(G) Amino alkyl amide ethyl sulfate
P-02-0246	01/10/02	04/10/02	CBI	(G) Binder resin	(G) Acrylic polyol
P-02-0248	01/10/02	04/10/02	International Flavors and Fragrances, Inc.	(S) Raw material for use in fragrances for soaps, detergents, cleaners and other household products	(S) 1-hexanol, 3-mercaptop, 1-acetate

I. 49 PREMANUFACTURE NOTICES RECEIVED FROM: 01/10/02 TO 01/23/02—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-02-0249	01/10/02	04/10/02	CBI	(G) Raw material for production of polyols	(S) Fatty acids, C ₁₆₋₁₈ and C ₁₈ -unsaturated, me esters, epoxidized
P-02-0250	01/10/02	04/10/02	Solutia Inc.	(S) Resin for industrial paints	(G) Acrylic copolymer
P-02-0251	01/10/02	04/10/02	Shell Chemical Company	(S) Drilling fluid component fuel	(S) Hexadecane, branched
P-02-0252	01/10/02	04/10/02	Shell Chemical Company	(S) Drilling fluid component fuel	(S) Pentadecane, branched
P-02-0253	01/11/02	04/11/02	CBI	(G) Polymer raw material	(G) Substituted alkyl acrylate
P-02-0254	01/11/02	04/11/02	Arch Chemicals, Inc.	(S) Use as an ingredient in waterborne urethane	(G) Carboxyl polyol triethylamine salt
P-02-0255	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester polyether isocyanate
P-02-0256	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester polyether isocyanate
P-02-0257	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester polyether isocyanate
P-02-0258	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester polyether isocyanate
P-02-0259	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester isocyanate
P-02-0260	01/15/02	04/15/02	CBI	(S) Hot-melt moisture-cure adhesives for book binding. (volumes indicated are the maximum for each substance)	(G) Polyester isocyanate
P-02-0261	01/15/02	04/15/02	Clariant LSM (America) Inc.	(S) Silicons product intermediate	(G) Piperidinol
P-02-0262	01/15/02	04/15/02	Mississippi Polymer Technologies, Inc.	(G) Destructive use in plastic manufacture	(G) Halogenated benzophenone; substituted benzophenone
P-02-0263	01/15/02	04/15/02	Hercules Incorporated	(G) Water soluble cement additive	(G) Acrylate/allylether copolymer
P-02-0264	01/16/02	04/16/02	Haarmann & Reimer	(G) Additive in consumer products dispersive use	(S) 3-hexanethiol, 1-methoxy-
P-02-0265	01/15/02	04/15/02	Quest International Fragrances Co.	(S) Fragrance raw material	(S) Mixture of: 1,3-dioxane, 5-methyl-2-(2-methylpropyl)-, cis; 1,3-dioxane, 5-methyl-2-(2-methylpropyl)-, trans
P-02-0266	01/15/02	04/15/02	Vantico Inc.	(S) Epoxy curing agent	(G) Phenol, 4,4'-(1-methylethylidene)bis, polymer with (chloromethyl)oxirane, reaction products with an epoxy resin and octahydro-4,7-methano-1h-indenedimethanamine
P-02-0267	01/16/02	04/16/02	Hercules Incorporated	(G) Water soluble cement additive	(G) Acrylate/allylether copolymer
P-02-0268	01/16/02	04/16/02	Solutia Inc.	(S) Cross linking resin for industrial paints	(G) Acrylic copolymer
P-02-0269	01/17/02	04/17/02	Jarchem Industries, Inc.	(G) Thermo-sensitive water-absorbing/desorbing polymer to soil water-holding agent	(G) Thermo-sensitive water-absorbing desorbing polymer (acrylic polymer)
P-02-0270	01/22/02	04/22/02	Solutia Inc.	(S) Dispersant for industrial coatings	(G) Acrylic copolymer
P-02-0271	01/18/02	04/18/02	CBI	(S) Viscosity modifier/dispersing agent for pigments in inks and coatings	(G) Vinylpyrrolidone-vinylimidazole-copolymer
P-02-0272	01/22/02	04/22/02	Seppic, Inc.	(S) Solubilizer for industrial and institutional cleaning formulations	(S) D-glucopyranose, oligomeric, but glycosides
P-02-0273	01/22/02	04/22/02	Seppic, Inc.	(S) Foaming detergent for institutional and industrial cleaning formulations	(S) D-glucopyranose, oligomeric, C ₁₀₋₁₂ -alkyl glycosides
P-02-0274	01/22/02	04/22/02	Seppic, Inc.	(S) Industrial and institutional drain cleaning	(S) D-glucopyranose, oligomeric, C ₁₂₋₁₆ -alkyl glycosides
P-02-0275	01/18/02	04/18/02	Solutia Inc.	(S) Cross linking resin for industrial paints	(G) Acrylic copolymer

I. 49 PREMANUFACTURE NOTICES RECEIVED FROM: 01/10/02 TO 01/23/02—Continued

Case No.	Received Date	Projected Notice End Date	Manufacturer/Importer	Use	Chemical
P-02-0276	01/18/02	04/18/02	Eastman Chemical Company	(G) Coating and paint vehicle	(G) Styrene-acrylic copolymer
P-02-0277	01/22/02	04/22/02	CBI	(S) Inks; coatings	(G) Polyester acrylate
P-02-0278	01/18/02	04/18/02	Burlington Chemical Company, Inc.	(S) Improve leaf retention in alfalfa hay	(S) Fatty acids, C ₁₆₋₁₈ and C ₁₈ -unsaturated, branched and linear, esters with polyethylene glycol
P-02-0279	01/22/02	04/22/02	Solutia Inc.	(S) Curing resin for industrial coatings	(G) Phenolic resin
P-02-0280	01/18/02	04/18/02	CBI	(G) Chemical intermediate	(G) Dialkylphenoxyalkyl carboxylate, metal salt
P-02-0281	01/22/02	04/22/02	Basf Corporation	(S) Processing aid for leather tanning	(G) Diglyceride fatty acid, acetylated
P-02-0282	01/22/02	04/22/02	CBI	(G) Curing agent	(G) Amino silane ester
P-02-0283	01/22/02	04/22/02	Seppic, Inc.	(S) Wetting agent (component) for use in water-based drilling muds; solubilizer for industrial and institutional cleaners	(S) D-glucopyranose, homopolymer, 2-ethylhexyl glycosides
P-02-0284	01/22/02	04/22/02	Seppic, Inc.	(S) Foaming and wetting surfactant for institutional and industrial cleaning; oil well borehole emulsifier and cleaner	(S) D-glucopyranose, oligomeric, branched undecyl glycosides
P-02-0285	01/23/02	04/23/02	R. T. Vanderbilt Company, Inc.	(S) Functional filler for polymer systems	(S) Silane, trimethoxy[3-oriranylmethoxy]propyl-, reaction products with wollastonite (ca(sio3)
P-02-0286	01/23/02	04/23/02	Ciba Specialty Chemicals Corporation, Textile Effects	(G) Textile dye	(G) Naphthalenedisulfonic acid, amino halo alkyl sulfonyl alkyl amino-1,3,5-triazin sulfophenyl azo hydroxy substituted phenyl azo sodium salt
P-02-0287	01/23/02	04/23/02	Basf Corporation	(S) Processing aid for leather tanning	(G) Ethoylated alkyl alcohol
P-02-0288	01/23/02	04/23/02	CBI	(G) Dehydration and demulsification agent	(G) Alkoxylated fatty acid esters
P-02-0289	01/23/02	04/23/02	UBE America Inc.	(S) Raw material of polyurethane	(S) Carbonic acid, dimethyl ester, polymer with 1,4-cyclohexanedimethanol and 1,6-hexanediol
P-02-0293	01/23/02	04/23/02	CBI	(G) Open, non-dispersive use.	(G) Acrylic polymer
P-02-0294	01/23/02	04/23/02	3D Systems, Inc.	(G) Printing ink stabilizer	(G) Urethane wax
P-02-0295	01/23/02	04/23/02	3D Systems, Inc.	(G) Printing ink stabilizer	(G) Urethane wax
P-02-0296	01/23/02	04/23/02	3D Systems, Inc.	(G) Printing ink stabilizer	(G) Urethane wax

In table II, EPA provides the following information (to the extent that such information is not claimed as CBI) on the Notices of Commencement to manufacture received:

II. 31 NOTICES OF COMMENCEMENT FROM: 01/10/02 TO 01/23/02

Case No.	Received Date	Commencement/Import Date	Chemical
P-00-1057	01/16/02	11/12/01	(G) Azo dye, copper complex
P-00-1151	01/15/02	10/29/01	(G) Poly(ester-ether)
P-00-1213	01/10/02	10/16/01	(G) Polyester isocyanate prepolymer
P-01-0077	01/17/02	11/02/01	(G) Disubstituted benzenedicarboxylic acid
P-01-0346	01/18/02	11/28/01	(G) Acrylic polymer
P-01-0350	01/16/02	10/26/01	(G) Polydialkylsiloxane with polyglucoside containing groups
P-01-0383	01/17/02	11/04/01	(S) 1,2-benzenedicarboxylic acid, di-C ₆₋₁₄ -branched and linear alkyl esters
P-01-0407	01/10/02	10/05/01	(G) Polydimethylsiloxane with aminoalkyl and polyether groups
P-01-0472	01/17/02	12/03/01	(G) Modified polymeric diphenylmethane diisocyanate prepolymer
P-01-0646	01/17/02	11/30/01	(G) Substituted trialkylalkylaminium halide
P-01-0695	01/17/02	12/10/01	(G) Acrylic polymer
P-01-0733	01/15/02	11/05/01	(G) Alkyl carboxylate salt
P-01-0745	01/16/02	11/16/01	(G) Methacrylate polymer
P-01-0751	01/15/02	11/28/01	(G) Supported metallocene catalyst
P-01-0783	01/18/02	12/12/01	(G) Aminophosphonate
P-01-0785	01/15/02	11/05/01	(G) Alkyldioic acid polymer with carboxy-alkyl-carbocycle-alkanoic acid, alkenedioic anhydride, and 3-oxapentane-1,5-diol
P-01-0787	01/14/02	12/19/01	(G) Modified tall-oil pitch intermediate
P-01-0788	01/14/02	12/20/01	(G) Modified tall-oil pitch intermediate

II. 31 NOTICES OF COMMENCEMENT FROM: 01/10/02 TO 01/23/02—Continued

Case No.	Received Date	Commencement/ Import Date	Chemical
P-01-0789	01/14/02	12/20/01	(G) Modified tall-oil pitch
P-01-0805	01/14/02	11/12/01	(G) Alkylamine, alkoxylated
P-01-0806	01/14/02	11/16/01	(G) Alkylamine initiated, alkylene oxide polymer
P-01-0848	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0849	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0850	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0851	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0852	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0853	01/22/02	01/21/02	(G) Hydroxy functional acrylic emulsion
P-01-0874	01/18/02	12/20/01	(G) Urethane polymer
P-01-0875	01/18/02	12/20/01	(G) Urethane polymer salt
P-97-0064	01/10/02	11/28/01	(S) Nitriles, rosin
P-98-1223	01/17/02	12/29/01	(S) 1,3-benzenedicarboxylic acid, polymer with alpha, alpha'-[(methylethylidene)di-4,1-phenylene]bis[omega-hydroxypoly[oxy(methyl-1,2-ethanediyl)]] and 2,2'-oxybis[ethanol]

List of Subjects

Environmental protection, Chemicals, Premanufacturer notices.

Dated: February 5, 2002.

Carolyn Thornton,

Acting Director, Information Management Division, Office of Pollution Prevention and Toxics.

[FR Doc. 02-4307 Filed 2-26-02; 8:45 am]

BILLING CODE 6560-50-S

FEDERAL COMMUNICATIONS COMMISSION

[Report No. AUC-02-45-A (Auction No. 45); DA 02-265]

Auction No. 45 Cellular Licenses for Rural Service Areas Scheduled for May 29, 2002; Comment Sought on Reserve Prices or Minimum Opening Bids and Other Auction Procedures

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: This document announces the auction of three cellular Rural Service Area licenses to commence on May 29, 2002 (Auction No. 45) and seeks comment on auction procedures.

DATES: Comments are due on or before February 19, 2002 and reply comments are due on or before February 26, 2002.

ADDRESSES: The Wireless Telecommunications Bureau ("Bureau") requires that all comments and reply comments be sent by electronic mail to the following address: auction45@fcc.gov. The electronic mail containing the comments or reply comments must include a subject or caption referring to Auction No. 45 Comments. The Bureau requests that parties format any attachments to electronic mail as Adobe® Acrobat®

(pdf) or Microsoft® Word documents. Copies of comments and reply comments will be available for public inspection during regular business hours in the FCC Public Reference Room, Room CY-A257, 445 12th Street, SW, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT:

Legal questions: Denise Coca (202) 418-0660. For general auction questions: Jeff Crooks (202) 418-0660, Lisa Stover (717) 338-2888. For service rule questions: Dwain Livingston (202) 418-1338.

SUPPLEMENTARY INFORMATION: This is a summary of the *Auction No. 45 Comment Public Notice* released February 5, 2002. The complete text of the *Auction No. 45 Comment Public Notice*, including attachments, is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The *Auction No. 45 Comment Public Notice* may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail qualexint@aol.com.

I. General Information

1. By the *Auction No. 45 Comment Public Notice*, the Bureau announces the auction of three cellular Rural Service Area (RSA) licenses to commence on May 29, 2002 ("Auction No. 45"). This auction will include cellular frequency block A in each of the following RSA markets: 332—Polk, AR; 582—Barnes, ND; and 727—Ceiba, PR. A description of these licenses is included as Attachment A of the *Auction No. 45 Comment Public Notice*.

2. The Balanced Budget Act of 1997 requires the Commission to "ensure that, in the scheduling of any competitive bidding under this subsection, an adequate period is allowed * * * before issuance of bidding rules, to permit notice and comment on proposed auction procedures * * *." Consistent with the provisions of the Balanced Budget Act and to ensure that potential bidders have adequate time to familiarize themselves with the specific rules that will govern the day-to-day conduct of an auction, the Commission directed the Bureau, under its existing delegated authority, to seek comment on a variety of auction-specific procedures prior to the start of each auction. The Bureau therefore seeks comment on the following issues relating to Auction No. 45.

II. Auction Structure**A. Simultaneous Multiple Round Auction Design**

3. The Bureau proposes to award all licenses included in Auction No. 45 in a single, simultaneous multiple-round auction. As described further, this methodology offers every license for bid at the same time with successive bidding rounds in which bidders may place bids. The Bureau seeks comment on this proposal.

B. Upfront Payments and Initial Maximum Eligibility

4. The Bureau has delegated authority and discretion to determine an appropriate upfront payment for each cellular RSA license being auctioned, taking into account such factors as the population in each geographic license area, and the value of similar spectrum. As described further, the upfront payment is a refundable deposit made by each bidder to establish eligibility to