

WA2XOL Statement in Support of Renewal

Shortly after initial grant of the WA2XOL license, significant rulemaking (MM Docket No. 97-217) was undertaken by the FCC to establish technical standards for two-way transmissions in MMDS and ITFS. Accordingly, LBA Technology, Inc. deferred its test programs until these standards were established. Nonetheless, LBA continued to develop antennas for the MMDS/ITFS service, and assembled equipment suitable to advance tests once standards became clear.

On July 29, 1999, the Commission issued its order on reconsideration^{1/}, which had the practical effect of providing the standards guidance needed for the WA2XOL test program, permitting it to go forward. Unfortunately, soon thereafter, in mid-September 1999, Hurricane Floyd caused record floods in the Greenville area (the area was designated a federal disaster area) which submerged the LBA facilities and disrupted its engineering activities. LBA is now in the process of reconstructing the damaged facilities, with the anticipation of being able to pursue the WA2XOL test program during the first quarter of 2000.

LBA proposes to go forward with its previously proposed program, in which both time and money has been invested, should the Commission renew its license as requested. No significant changes from the present terms of its license are foreseen, except as may be occasioned in adapting testing procedures to the specific

^{1/} Report and Order on Reconsideration of Two-Way Order, FCC 99-178, released July 29, 1999.

technical standards now established by the Commission.