



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th St., SW
WASHINGTON, D.C. 20554

News media information 202/418-0500
Fax-On-Demand 202/418-2830
Internet: <http://www.fcc.gov> <ftp.fcc.gov>

DA 00-2251

Released: October 11, 2000

**VOICESTREAM WIRELESS CORPORATION, POWERTEL, INC.,
AND DEUTSCHE TELEKOM AG SEEK FCC CONSENT TO TRANSFER
CONTROL OF LICENSES AND AUTHORIZATIONS AND REQUEST
DECLARATORY RULING ALLOWING INDIRECT FOREIGN OWNERSHIP**

IB Docket No. 00-187

Petitions/Comments due: November 13, 2000
Oppositions/Responses due: November 27, 2000

I. THE TRANSACTION

On September 18, 2000, VoiceStream Wireless Corporation (“VoiceStream”), Powertel, Inc. (“Powertel”), and Deutsche Telekom AG (“DT”) (collectively “Applicants”) filed applications under Sections 214 and 310(d) of the Communications Act of 1934, as amended,¹ (“the Act”), seeking Commission approval of the transfer of control to DT of licenses and authorizations presently held by VoiceStream, Powertel, and their subsidiaries.² This transfer of control would take place as the result of a proposed merger, whereby first VoiceStream, and then Powertel, would become wholly owned subsidiaries of DT. VoiceStream and Powertel also filed a separate set of applications seeking Commission consent to allow Powertel to become a wholly owned subsidiary of VoiceStream rather than DT, in the event the proposed VoiceStream-DT (and Powertel-DT) mergers are not approved.

¹ 47 U.S.C. §§ 214, 310(d).

² The services to which these applications pertain are: Personal Communications Service (“PCS”), Specialized Mobile Radio (“SMR”), Experimental licenses, Fixed Microwave, Local Multipoint Distribution Service (“LMDS”), and international Section 214 authorizations.

II. PETITIONS FOR DECLARATORY RULING ALLOWING INDIRECT FOREIGN OWNERSHIP

VoiceStream and Powertel have each filed petitions pursuant to Section 310(b)(4) of the Act for a declaratory ruling that the 100 percent indirect control by DT of licenses held by VoiceStream, Powertel, and their subsidiaries is in the public interest.³ DT is a corporation organized under the laws of the Federal Republic of Germany. As of the filing date of the application, the German government owned 58.2 percent of the equity in DT.⁴ The German government's ownership interest in DT would decrease to 45.7 percent as a result of DT's merger with VoiceStream, and would decrease further, to approximately 44 percent, as a result of DT's merger with Powertel.⁵ Applicants expect that other licensees listed herein, in which VoiceStream or Powertel holds or proposes to hold noncontrolling interests, may file additional petitions for declaratory ruling under Section 310(b)(4). Upon filing, the Commission will include those applications in this docket and release separate public notices regarding those applications.

III. OTHER APPLICATIONS AFFECTED

The Commission has before it other applications for transfer of control or assignment filed by VoiceStream and certain other parties. With respect to currently pending applications seeking consent for VoiceStream to acquire additional licenses,⁶ we will consider as minor an amendment to add any such licenses to this docket for ultimate transfer of control to DT or an amendment to these pending applications to reflect DT as the ultimate transferor or real party in interest. With respect to recently granted or currently pending applications seeking consent for VoiceStream to assign, partially assign, or transfer control of certain licenses to third parties,⁷ we will consider as minor an amendment to delete any such licenses from this docket in the event that any of these transactions is consummated before the disposition of the applications in this docket.⁸

³ The VoiceStream petition for declaratory ruling has been assigned File No. ISP-PDR-20000918-00031. The Powertel petition for declaratory ruling has been assigned File No. ISP-PDR-20000918-00030.

⁴ See Application at 10.

⁵ *Id.*

⁶ See Cook Inlet Region, Inc., Applications for Transfer of Control to VoiceStream, Lead File No. 0000216961 (filed September 14, 2000). Comments with respect solely to this transaction should be filed based on instructions contained in the public notice that will be issued with respect to the applications involved in this transaction. In addition, an application for consent to assign licenses from STPCS D Block, LLP to VoiceStream PCS BTA 1 License Corporation was filed on September 22, 2000, File No. 0000222412, and applications for consent to assign licenses from Shenandoah Mobile Company to Cook Inlet/VS GSM IV PCS, LLC and VoiceStream PCS BTA 1 License Corporation, respectively, were filed on September 25, 2000, File Nos. 0000219994 and 0000219997. Comments with respect solely to these two transactions should be filed based on the public notice for these applications. See WTB Report No. 665 (rel. Oct. 11, 2000). Furthermore, an application to partially assign licenses KNLF249 and KNLF253 from AT&T Wireless PCS, L.L.C. to Omnipoint Holdings, Inc. was filed July 27, 2000. See WTB Report No. 603, File No. 0000192987 (rel. Aug. 2, 2000).

⁷ See Applications referenced in footnotes 18, 20, 21, 22, 23, and 24 *infra*.

⁸ See 47 C.F.R. § 1.929.

If, before the initial disposition in this docket, VoiceStream or Powertel files additional applications seeking consent to acquire additional licenses that the Applicants intend will ultimately be controlled by DT, Section 1.65 of the Commission's Rules requires the prompt filing of an amendment in this docket to report the additional applications and the relevant parties' request with respect to ultimate control of those licenses.⁹ We will treat any such amendments as minor.

Furthermore, if any applications involving VoiceStream or Powertel remain pending when the contemplated mergers with DT are consummated, we will consider as minor amendments to those pending applications reflecting that DT is the real party in interest.

IV. FOREIGN CARRIER NOTIFICATIONS

VoiceStream and Powertel have notified the Commission, pursuant to Section 63.11 of the Commission's Rules,¹⁰ that VoiceStream and Powertel entities authorized to provide international service pursuant to Section 214 will become affiliated with foreign carriers within the meaning of Section 63.09 of the Commission's Rules.¹¹

V. GENERAL INFORMATION

Interested parties may file comments regarding or petitions to deny the applications no later than **November 13, 2000**. Oppositions or responses to these comments and petitions may be filed no later than **November 27, 2000**. For administrative convenience, all of the various applications listed below in this Public Notice have been consolidated into one general docket. All filings concerning matters referenced in this Public Notice should reference the International Bureau docket number assigned to this proceeding, **IB Docket No. 00-187**, and any other specific file numbers of the individual applications or other matters to which the filings pertain.

The applications referenced herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies.

⁹ See 47 C.F.R. § 1.65.

¹⁰ See 47 C.F.R. § 63.11.

¹¹ See 47 C.F.R. § 63.09. The VoiceStream foreign carrier affiliation notification has been assigned File No. FCN-NEW-20000920-00050. The Powertel foreign carrier affiliation notification has been assigned File No. FCN-NEW-20000920-00049.

An original and four copies of all pleadings must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-A325, Washington, D.C. 20554, in accordance with Section 1.51(c) of the Commission's rules.¹²

In addition, one copy of each pleading must be delivered to each of the following locations: (1) the Commission's duplicating contractor, International Transcription Services, Inc. ("ITS"), 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; (2) Office of Media Relations, Reference Operations Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554; (3) Claudia Fox, Policy and Facilities Branch, Telecommunications Division, International Bureau, 445 12th St., S.W., Room 6-A848, Washington, D.C. 20554; (4) Justin Connor, Policy and Facilities Branch, Telecommunications Division, International Bureau, 445 12th St., S.W., Room 6-A832, Washington, D.C. 20554; (5) Lauren Kravetz, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A163, Washington, D.C. 20554; (6) John Branscome, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A234, Washington, D.C. 20554; (7) Jamison Prime, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A734, Washington, D.C. 20554; (8) Carl Huie, Experimental Licensing Branch, Electromagnetic Compatibility Division, Office of Engineering and Technology, 445 12th Street, S.W., Room 7-A361, Washington, D.C. 20554; and (9) James Bird, Office of General Counsel, 445 12th Street, S.W., Room 8-C818, Washington, D.C. 20554.

Instead of filing paper comments, parties may wish to file comments through the Commission's Electronic Comment Filing System ("ECFS").¹³ Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To obtain filing instructions for e-mail comments, commenters should send an e-mail to <ecfs@fcc.gov>, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Because this proceeding involves broad public policy issues, the Bureau will treat the proceeding as "permit but disclose" for purposes of the Commission's *ex parte* rules.¹⁴ Should circumstances warrant, the Bureau may designate this proceeding and all interrelated proceedings as restricted. As a "permit but disclose" proceeding, *ex parte* presentations will be governed by

¹² See 47 C.F.R. § 1.51(c).

¹³ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998).

¹⁴ See generally 47 C.F.R. §§ 1.1200-1.1216. An *ex parte* presentation is any communication (spoken or written) directed to the merits or outcome of a proceeding made to a Commissioner, a Commissioner's assistant, or other decision-making staff member, that, if written, is not served on other parties to the proceeding or, if oral, is made without an opportunity for all parties to be present. See 47 C.F.R. § 1.1202.

the procedures set forth in Section 1.1206 of the Commission's rules applicable to non-restricted proceedings.¹⁵

Parties making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must contain a summary of the substance of the presentation and not merely a listing of the subjects discussed. More than a one- or two-sentence description of the views and arguments presented is generally required.¹⁶ Other rules pertaining to oral and written presentations are set forth in Section 1.1206(b). Interested parties are to file *ex parte* notifications with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-A325, Washington, D.C. 20554, and also serve the list of locations indicated above in the General Information section of this Public Notice, with copies of any written *ex parte* presentations in these proceedings filed in the manner specified above. All written *ex parte* presentations or summaries of oral *ex parte* presentations in this proceeding must be served on all parties to the proceeding.¹⁷

Copies of the applications and any subsequently filed documents in this matter may be obtained from ITS. The applications and documents are also available for public inspection and copying during normal reference room hours at the following Commission office: Office of Media Relations, Reference Operations Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. In addition, all applications filed in this matter under Parts 24, 101 and 90 of the Commission's rules are available electronically through the Wireless Telecommunications Bureau's Universal Licensing System, which may be accessed on the Commission's Internet web site at Internet: <<http://www.fcc.gov>>. Furthermore, all of the applications are available to the public through ECFS under the docket number for this proceeding, IB Docket No. 00-187.

For further information, contact Claudia Fox or Justin Connor of the Policy and Facilities Branch, Telecommunications Division, International Bureau, at (202) 418-1460 (international 214, Section 310(b)(4) and Part 63); Lauren Kravetz or John Branscome, Commercial Wireless Division, Wireless Telecommunications Bureau, at (202) 418-7240 (Parts 24 and 90); Jamison Prime, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau at (202) 418-0680 (Part 101); or Carl Huie, Office of Engineering and Technology at (202) 418-2430 (Part 5).

VI. APPLICATIONS

This Public Notice lists four groups of applications. The first group consists of applications related to the transfer of control of licenses and authorizations from VoiceStream to DT. The second group consists of applications related to the transfer of control of licenses and authorizations from Powertel to DT. The third group consists of related petitions that may be

¹⁵ See 47 C.F.R. § 1.1206.

¹⁶ See 47 C.F.R. § 1.1206(b)(2), as revised.

¹⁷ See 47 C.F.R. §1.927(i).

filed by other licensees for declaratory rulings pursuant to Section 310(b)(4) to permit foreign ownership in excess of 25 percent following DT's proposed acquisitions of VoiceStream and Powertel. The fourth group consists of applications related to the transfer of control of licenses and authorizations from Powertel to VoiceStream, which the parties state would be consummated only in the event the proposed VoiceStream-DT (and Powertel-DT) mergers are not approved.

A. TRANSFER OF CONTROL FROM VOICESTREAM TO DT

The following are applications for consent to transfer control of licenses in the PCS, SMR, Experimental and Fixed Microwave services, and international Section 214 authorizations from VoiceStream to DT. Comments regarding the VoiceStream-DT transfer of control should reference the Lead Application, VoiceStream PCS I License L.L.C., File Number 0000211827.

1. Section 310 Applications

a. Part 24 - PCS

The following applications for consent to transfer control from VoiceStream to DT have been assigned the following file numbers:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> <u>(Lead)</u> |
|------------------------|---|---|
| 0000211823 | APT Columbus, Inc. | KNLF276 |
| 0000211841 | APT Houston, Inc. | KNLF227 |
| 0000211843 | APT Kansas City, Inc. | KNLF268 |
| 0000212036 | APT Minneapolis, Inc. ¹⁸ | KNLF224 |
| 0000211846 | APT Pittsburgh Limited Partnership | KNLF242 |
| 0000211851 | APT Tampa/Orlando, Inc. | KNLF225 |
| 0000211827 | VoiceStream PCS I License L.L.C. ¹⁹ | KNLF259 |
| 0000211863 | VoiceStream PCS II License Corporation | KNLF244 |
| 0000211819 | VoiceStream PCS III License Corporation | KNLG826 |
| 0000211881 | VoiceStream PCS BTA I License Corporation ²⁰ | KNLG329 |
| 0000211854 | Omnipoint Albany-Schenectady-Glen Falls E License, LLC | KNLF880 |
| 0000211817 | Omnipoint Boston Area DE License, LLC | KNLH310 |
| 0000211858 | Omnipoint Boston D License, LLC | KNLF954 |

¹⁸ An application for consent partially to assign license KNLF224 from APT Minneapolis, Inc. to BWI Midwest LHC, Inc. was filed on August 2, 2000. See WTB Report No. 609, File No. 0000198777 (rel. Aug. 9, 2000).

¹⁹ This application is designated as the lead application that describes the transaction.

²⁰ An application to assign licenses KNLG778 and KNLG780 from VoiceStream PCS BTA I License Corporation to AT&T Wireless PCS, L.L.C. was granted on September 29, 2000. See WTB Report No. 660, File No. 0000192709 (rel. Oct. 4, 2000). In addition, on August 2, 2000, VoiceStream PCS BTA I License Corporation filed an application to assign licenses KNLG247, KNLG760, KNLG768, KNLG773, KNLG784, KNLG786, KNLG791, KNLG803, KNLH737, KNLH747, KNLH763, KNLH770, and KNLH771 to BWI Midwest LHC, Inc. See WTB Report No. 609, File No. 0000198793 (rel. Aug. 9, 2000).

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign (Lead)</u> |
|-----------------|--|-----------------------------|
| 0000211862 | Omnipoint Boston-Keene D License, LLC | KNLF953 |
| 0000211850 | Omnipoint Buffalo Area DE License, LLC | KNLF957 |
| 0000211853 | Omnipoint Buffalo-Olean D License, LLC | KNLF958 |
| 0000212726 | Omnipoint NY MTA License, LLC | KNLF202 |
| 0000211856 | Omnipoint DC Area DE License, LLC | KNLF962 |
| 0000211859 | Omnipoint DC-Salisbury D License, LLC | KNLF965 |
| 0000211845 | Omnipoint Little Rock-El Dorado E License, LLC | KNLF968 |
| 0000211869 | Omnipoint MI-Indiana Area DE License, LLC ²¹ | KNLH287 |
| 0000211878 | Omnipoint MI-Indiana-Findlay D License, LLC | KNLF943 |
| 0000211865 | Omnipoint MI-Indiana-Lima D License, LLC | KNLF975 |
| 0000211842 | Omnipoint Miami E License, LLC | KNLF978 |
| 0000211839 | Omnipoint New England DE License, LLC | KNLG267 |
| 0000211825 | Omnipoint New York D License, LLC | KNLF982 |
| 0000212033 | Omnipoint Philadelphia-E. Lancaster E License, LLC ²² | KNLF983 |
| 0000211828 | Omnipoint St. Louis DE License, LLC ²³ | KNLF988 |
| 0000211822 | Omnipoint Wichita-E. Hutchinson E License, LLC | KNLF992 |
| 0000222453 | D&E/Omnipoint Wireless Joint Venture, L.P. ²⁴ | KNLF911 |

b. Part 90 - SMR

The following application for consent to transfer control from VoiceStream to DT has been assigned the following file number:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign (Lead)</u> |
|-----------------|-----------------------------|-----------------------------|
| 0000211829 | VoiceStream SMR Corporation | KNNX843 |

²¹ An application to assign licenses KNLH289 and KNLH292 from Omnipoint MI-Indiana Area DE License LLC to AT&T Wireless PCS, L.L.C. was granted on September 29, 2000. *See* WTB Report No. 660, File No. 00192588 (rel. Oct. 4, 2000).

²² An application to transfer control of license KNLF983 from Omnipoint Philadelphia-E. Lancaster E License, LLC to CIVS PA II, LLC was granted on September 29, 2000. *See* WTB Report No. 660, File No. 0000126706 (rel. Oct. 4, 2000).

²³ An application to assign licenses KNLH348 and KNLH346 from Omnipoint St. Louis DE License LLC to AT&T Wireless PCS, L.L.C. was granted on September 29, 2000. *See* WTB Report No. 660, File No. 0000192589 (rel. Oct. 4, 2000).

²⁴ An application to transfer control of licenses KNLF911 and KNLG721 from D&E/Omnipoint Wireless Joint Venture, L.P. to CIVS PA II, LLC was granted September 29, 2000. *See* WTB Report No. 660, File No. 0000126703 (rel. Oct. 4, 2000).

c. Part 5 - Experimental Licenses

The following applications for consent to transfer control from VoiceStream to DT have been assigned the following file numbers:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> |
|------------------------|------------------------------------|-------------------------|
| 38-EX-TC-2000 | Omnipoint Communications, Inc. | WA2XDG |
| 36-EX-TC-2000 | Omnipoint Corporation | KK2XCV |
| 37-EX-TC-2000 | Omnipoint Corporation | KF2XEH |
| 35-EX-TC-2000 | Aerial Communications, Inc. | WA2XHB |
| 34-EX-TC-2000 | APT Columbus, Inc. | KS2XFG |
| 32-EX-TC-2000 | APT Houston, Inc. | KA2XER |
| 30-EX-TC-2000 | APT Kansas City, Inc. | KA2XEM |
| 29-EX-TC-2000 | APT Minneapolis, Inc. | KA2XEK |
| 33-EX-TC-2000 | APT Pittsburgh Limited Partnership | KA2XES |
| 31-EX-TC-2000 | APT Tampa/Orlando, Inc. | KA2XEN. |

d. Part 101 - Fixed Microwave Service²⁵

The following applications for consent to transfer control from VoiceStream to DT have been assigned the following file numbers:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> <u>(Lead)</u> |
|------------------------|---|---|
| 0000211827 | VoiceStream PCS I License L.L.C | WPNH333 |
| 0000211863 | VoiceStream PCS II License Corporation | WPNH379 |
| 0000211819 | VoiceStream PCS III License Corporation | WPOT347 |
| 0000211881 | VoiceStream PCS BTA I License Corporation | WPOM442. |

e. Part 101 - LMDS

The following application for consent to transfer control from VoiceStream to DT has been assigned the following file number:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> <u>(Lead)</u> |
|------------------------|----------------------------------|---|
| 0000211824 | VoiceStream PCS LMDS Corporation | WPLM362. |

²⁵ Various VoiceStream licensee entities have applications pending for initial authorizations in the Fixed Microwave Services. With respect to any initial microwave authorizations granted pursuant to those applications prior to the consummation of the proposed VoiceStream-DT and Powertel-DT mergers, we will consider as minor an amendment to add any such licenses to this docket for ultimate transfer of control to DT. Further, if any of these applications remain pending when the proposed VoiceStream-DT and Powertel-DT mergers are consummated, we will consider as minor an amendment to those pending applications to reflect that DT is the real party in interest.

2. Section 214 Applications (International)

The following applications for consent to transfer control from VoiceStream to DT have been assigned the following file numbers:

| <u>Authorized Carrier</u> | <u>File No.</u> | <u>Original File No.</u> |
|--|------------------------|--------------------------|
| VoiceStream Wireless Corporation | ITC-T/C-20000918-00548 | ITC-214-19960930-00473 |
| Aerial Communications, Inc. | ITC-T/C-20000918-00555 | ITC-214-19970626-00352 |
| Omnipoint Communications DEF Operations, LLC | ITC-T/C-20000918-00556 | ITC-214-19970908-00541 |
| D&E/Omnipoint Wireless Joint Venture, L.P. | ITC-T/C-20000918-00557 | ITC-214-19980807-00546 |
| Omnipoint Communications Midwest Operations, LLC | ITC-T/C-20000918-00558 | ITC-214-19980203-00068 |
| Omnipoint Communications C Operations, LLC | ITC-T/C-20000918-00559 | ITC-214-19970804-00463 |
| Omnipoint Communications MB Operations, LLC | ITC-T/C-20000918-00562 | ITC-214-19970908-00542. |

B. TRANSFER OF CONTROL FROM POWERTEL TO DT

The following are applications for consent to transfer control of licenses in the PCS and Fixed Microwave services and an international Section 214 authorization from Powertel to DT. Comments regarding the Powertel-DT transfer of control should reference the Lead Application, Powertel Kentucky Licenses, Inc., File Number 0000214432.

1. Section 310 Applications

a. Part 24 - Personal Communications Service

The following applications for consent to transfer control from Powertel to DT have been assigned the following file numbers:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign (Lead)</u> |
|-----------------|--|-----------------------------|
| 0000214410 | Powertel Atlanta Licenses, Inc. | KNLF222 |
| 0000214415 | Powertel Birmingham Licenses, Inc. | KNLF258 |
| 0000214421 | Powertel Jacksonville Licenses, Inc. | KNLF273 |
| 0000214432 | Powertel Kentucky Licenses, Inc. ²⁶ | KNLG209 |
| 0000214435 | Powertel Knoxville Licenses, Inc. | KNLH420 |
| 0000214425 | Powertel Memphis Licenses, Inc. | KNLF255 |
| 0000214434 | Powertel Nashville Licenses, Inc. | KNLH414. |

²⁶

This application is designated as the lead application that describes the transaction.

b. Part 101 - Fixed Microwave Service

The following application for consent to transfer control from Powertel to DT has been assigned the following file number:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign (Lead)</u> |
|-----------------|-----------------|-----------------------------|
| 0000216180 | Powertel, Inc. | WPNN786. |

2. Section 214 Application (International)

The following application for consent to transfer control from Powertel to DT has been assigned File No. ITC-T/C-20000918-00547.

| <u>Authorized Carrier</u> | <u>FCC File No.</u> |
|---------------------------|-------------------------|
| Powertel, Inc. | ITC-214-20000727-00441. |

**C. RELATED PETITIONS FOR DECLARATORY RULING
ALLOWING INDIRECT FOREIGN OWNERSHIP**

The following is a list of petitioners that may file petitions for declaratory ruling because VoiceStream or Powertel currently holds or proposes to hold noncontrolling interests in these licensees as a result of other transactions. Upon filing, the Commission will include those applications in this docket and release separate public notices regarding those applications.

Petitioner

Eliska Wireless Ventures License Subsidiary I, L.L.C.
Shenandoah Mobile Company Wireless Alliance, LLC
Wireless Alliance, L.L.C.
NPI-Omnipoint Wireless, LLC
Iowa Wireless Services Holding Corporation

D. TRANSFER OF CONTROL FROM POWERTEL TO VOICESTREAM

The following are applications for consent to transfer control of licenses in the PCS and Fixed Microwave services and an international Section 214 authorization from Powertel to VoiceStream. Although the Applicants state that this transaction will only occur in the event the proposed VoiceStream-DT (and Powertel-DT) mergers are not approved, the Commission will simultaneously process these applications with the applications listed in section VI(B) of this Public Notice. Comments regarding the Powertel-VoiceStream transfer of control should reference the Lead Application, Powertel Kentucky Licenses, Inc., File Number 0000216260.

1. Section 310 Applications

a. Part 24 - Personal Communications Service

The following applications for consent to transfer control from Powertel to VoiceStream have been assigned the following file numbers:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> <u>(Lead)</u> |
|------------------------|--|---|
| 0000216208 | Powertel Atlanta Licenses, Inc. | KNLRF222 |
| 0000216231 | Powertel Birmingham Licenses, Inc. | KNLRF258 |
| 0000216236 | Powertel Jacksonville Licenses, Inc. | KNLRF273 |
| 0000216260 | Powertel Kentucky Licenses, Inc. ²⁷ | KNLGF209 |
| 0000216305 | Powertel Knoxville Licenses, Inc. | KNLH420 |
| 0000216244 | Powertel Memphis Licenses, Inc. | KNLRF255 |
| 0000216271 | Powertel Nashville Licenses, Inc. | KNLH414. |

b. Part 101 - Fixed Microwave Service

The following application for consent to transfer control from Powertel to VoiceStream has been assigned the following file number:

| <u>File No.</u> | <u>Licensee</u> | <u>Call Sign</u> <u>(Lead)</u> |
|------------------------|------------------------|---|
| 0000216325 | Powertel, Inc. | WPNN786. |

2. Section 214 Application (International)

The following application for consent to transfer control from Powertel to VoiceStream has been assigned File No. ITC-T/C-20000918-00549.

| <u>Authorized Carrier</u> | <u>FCC File No.</u> |
|----------------------------------|----------------------------|
| Powertel, Inc. | ITC-214-20000727-00441. |

- FCC -

²⁷

This application is designated as the lead application that describes the transaction.