

b. Add the text of new United States footnote US334 to read as follows:

United States (US) Footnotes

\* \* \* \* \*

US334 In the band 17.8–20.2 GHz, Government space stations and associated earth stations in the fixed-satellite (space-to-Earth) service may be authorized on a primary basis. For a Government geostationary satellite network to operate on a primary basis, the space station shall be located outside the arc measured from East to West, 70° W to 120° W. Coordination between Government fixed-satellite systems and non-Government systems operating in accordance with the United States Table of Frequency Allocations is required.

c. Revise the text of existing Government footnote G117 to read as follows:

Government (G) Footnotes

\* \* \* \* \*

G117 In the bands 7.25–7.75 GHz, 7.9–8.4 GHz, 17.8–21.2 GHz, 30–31 GHz, 39.5–40.5 GHz, 43.5–45.5 GHz, and 50.4–51.4 GHz the Government fixed-satellite and mobile-satellite services are limited to military systems.

\* \* \* \* \*

[FR Doc. 95–19164 Fixed 8–2–95; 8:45 am]

BILLING CODE 6712–01–M

**47 CFR Part 73**

[MM Docket No. 95–29; RM–8596 and RM–8637]

**Radio Broadcasting Services; Iron Mountain and Negaunee, MI**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document allots Channel 294A to Iron Mountain, Michigan in response to a request from Superior Media Group, Inc. See 60 FR 12530, March 7, 1995. The coordinates for Channel 294A at Iron Mountain are 45–49–12 and 88–04–06. In response to a counterproposal filed by Negaunee Miners Radio, we shall allot Channel 258A to Negaunee, Michigan. The coordinates for Channel 258A at

Negaunee are 46–30–18 and 87–36–24. Canadian concurrence has been received for the allotment of Channel 294A at Iron Mountain and Channel 258A at Negaunee. With this action, this proceeding is terminated.

**DATES:** Effective September 14, 1995. The window period for filing applications will open on September 14, 1995, and close on October 16, 1995.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Report and Order*, MM Docket No. 95–29, adopted July 24, 1995, and released July 31, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857–3800.

**List of Subjects in 47 CFR Part 73**

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

**PART 73—[AMENDED]**

1. The authority citation for part 73 continues to read as follows:

**Authority:** Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

**§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Michigan, is amended by adding Channel 294A at Iron Mountain and by adding Negaunee, Channel 258A.

Federal Communications Commission.

**Andrew J. Rhodes,**

*Acting Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 95–19098 Filed 8–2–95; 8:45 am]

BILLING CODE 6712–01–F

**47 CFR Part 73**

[MM Docket No. 87–417, RM–6108]

**Television Broadcasting Services; Lima, OH; Muncie, IN; Rockford, IL; and Grand Rapids, MI**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Chief, Policy and Rules Division dismissed as moot the application for review filed by Lima Communications Corporation in response to the withdrawal by the original proponent of the allotment of its commitment to file an application for authority to construct a television station to operate on Channel 17 at Lima, Ohio. The Chief, Policy and Rules Division, had affirmed, by *Memorandum Opinion and Order*, 7 FCC Rcd 5933 (1992), the *Report and Order* in this proceeding, 52 FR 29,896, published August 9, 1988. Accordingly, the Commission rescinds the allotments ordered in the communities of Lima, Ohio of Channel 17; Muncie, Indiana of Channel \*61; Rockford, Illinois of Channel 17+; and Grand Rapids, Michigan of Channel 17–. The Commission further orders the restoration of Channel \*17+ in Muncie, Indiana; Channel 17– in Rockford, Illinois; and Channel 17 in Grand Rapids, Michigan. With this action, the proceeding is terminated.

**EFFECTIVE DATE:** August 3, 1995.

**FOR FURTHER INFORMATION CONTACT:** J. Bertron Withers, Jr., Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Memorandum Opinion and Order*, MM Docket No. 87–417, adopted July 21, 1995 and released July 31, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services,

2100 M Street, NW., Suite 140,  
Washington, DC 20037, (202) 857-3800.

Federal Communications Commission.

**Douglas W. Webbink,**

*Chief, Policy and Rules Division, Mass Media  
Bureau.*

[FR Doc. 95-19099 Filed 8-2-95; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 90

[DA 95-1669]

#### Inter-Category Sharing of Private Mobile Radio Services in the 806-821/ 851-866 MHz Bands

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Notice; petitions for  
reconsideration and clarification.

**SUMMARY:** The Wireless  
Telecommunications Bureau has denied  
reconsideration and/or clarification of  
the Bureau's Order imposing a freeze on  
the acceptance of new applications for  
inter-category sharing of frequencies  
allocated to the Public Safety,  
Industrial/ Land Transportation and  
Business Radio Services. This action  
was taken because of the need to ensure  
the continued availability of these  
frequencies to license applicants eligible  
in these service categories until the  
Commission resolves the significant  
spectrum allocation issues raised in PR  
Docket No. 93-144 and by the Public  
Safety community. This action will  
maintain the integrity of the  
Commission's licensing process.

**EFFECTIVE DATE:** August 3, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Freda Lippert Thyden, Wireless  
Telecommunications Bureau, (202) 418-  
0627.

**SUPPLEMENTARY INFORMATION:** This is a  
summary of the Wireless  
Telecommunications Bureau's  
Memorandum Opinion and Order, DA-  
1669, adopted July 26, 1995, and  
released July 28, 1995. The full text of  
this Memorandum Opinion and Order is  
available for inspection and copying  
during normal business hours in the  
Private Wireless Division, Wireless  
Telecommunications Bureau, 2025 M  
Street, Room 8010, Washington, D.C.  
The complete text may be purchased  
from the Commission's copy contractor,  
International Transcription Service,  
Inc., 2100 M Street, Suite 140,  
Washington, D.C. 20037, telephone  
(202) 857-3800. This will impose no  
paperwork burden on the public.

#### Summary of Memorandum Opinion and Order

1. The Wireless Telecommunications  
Bureau (Bureau) denied requests for  
reconsideration and clarification of the  
Bureau's Order (60 FR 20247 (1995))  
imposing a freeze on inter-category  
sharing of frequencies in the 806-821/  
851-866 MHz band allocated to the  
Public Safety, Industrial/Land  
Transportation (I/LT), and Business  
Radio (Business) Services. Petitions for  
Reconsideration were filed by UTC, the  
Telecommunications Association (UTC)  
and, in a joint pleading, by Central and  
South West Corporation, Indianapolis  
Power and Light Company and Union  
Electric Company (CIU). Additionally, a  
Request for Clarification of the Bureau's  
Order was filed by the Industrial  
Telecommunications Application (ITA).  
Oppositions to the reconsideration and  
clarification requests were filed by the  
Association of Public-Safety  
Communications Officials-International,  
Inc. (APCO) and Replies were filed by  
both ITA and CIU.

2. Because of pressure placed on the  
800 MHz Business and I/LT categories  
by Specialized Mobile Radio (SMR)  
applicants seeking to use these channels  
on an inter-category sharing basis there  
has been a significant increase in the  
number of Business and I/LT license  
applicants filing applications (on an  
inter-category basis) for 800 MHz Public  
Safety channels. In response to these  
developments, the Commission has  
initiated a rule making proceeding (PR  
Docket 93-144, 59 FR 60111 (November  
22, 1994)) to determine, among other  
things, the appropriate allocation of this  
segment of the spectrum. To avoid  
compromising the resolution of this  
issue, as well as the spectrum concerns  
of the Public Safety community, the  
Bureau imposed a temporary freeze on  
the acceptance of applications for inter-  
category sharing of channels allocated to  
the Public Safety, I/LT and Business  
Services.

3. In response to UTC's contention  
that the freeze constituted substantive  
action, the Bureau indicated that freezes  
have long been considered by the  
Commission as procedural in nature  
and, therefore, this action did not  
require compliance with the notice and  
comment provisions of the  
Administrative Procedure Act. Further,  
the Bureau stated that providing the  
public with notice of the action to be  
taken and an opportunity to comment  
would undercut the effectiveness of the  
freeze and, thus, not be in the public  
interest.

4. The Bureau concluded that neither  
UTC's nor ITA's suggested

modifications to the freeze Order were  
adequate to preserve the *status quo* until  
resolution of the spectrum allocation  
issues raised in PR Docket No. 93-144  
and by the Public Safety community.  
Limiting the freeze to SMR use of the  
relevant channels, as suggested by UTC,  
would be an incomplete remedy  
because of previous encroachment by  
SMRs in the I/LT pool. Also, ITA's  
proposal to limit inter-category use to  
internal communications is inadequate  
to maintain the *status quo*.

5. Contrary to CIU's assertions, the  
record supports the conclusion that the  
communications needs of the Public  
Safety community are currently at risk  
of not being met. Further, current  
problems cannot be addressed—as  
suggested by CIU—merely by  
identifying their cause. In any case, the  
freeze is not a final resolution of the  
matter, by merely a temporary action to  
prevent compromising the  
Commission's resolution of significant  
spectrum allocation issues.

6. For the foregoing reasons, the  
Bureau affirms the Order suspending  
the acceptance of applications for inter-  
category sharing to the 800 MHz Private  
Mobile Radio Service Frequencies  
allocated to the Public Safety,  
Industrial/land Transportation and  
Business Radio Services.

#### List of Subjects in 47 CFR Part 90

Administrative practice and  
procedure.

Federal Communications Commission.

**Reginal M. Keeney,**

*Chief, Wireless Telecommunications Bureau.*

[FR Doc. 95-19138 Filed 8-2-95; 8:45 am]

BILLING CODE 6712-01-M

#### GENERAL SERVICES ADMINISTRATION

#### 48 CFR Parts 519 and 552

[APD 2800.12A, CHGE 63]

RIN 3090-AF77

#### General Services Administration Acquisition Regulation; Small Business

**AGENCY:** Office of Acquisition Policy,  
GSA.

**ACTION:** Final rule.

**SUMMARY:** The General Services  
Administration Acquisition Regulation  
(GSAR) is amended to remove a  
provision regarding small business  
concern representation which is a  
deviation to the Federal Acquisition  
Regulation (FAR). The deviation is not  
needed since Federal Acquisition