

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of:)
)
Two Way Radio)
Of Carolina, Inc.)
)
Request for Waiver of)
47 C.F.R. § 1.2105(b)(2))

MEMORANDUM OPINION AND ORDER

Adopted: June 29, 2000

Released: June 30, 2000

By the Deputy Chief, Commercial Wireless Division, Wireless Telecommunications Bureau:

1. On August 23, 1999, Two Way Radio of Carolina, Inc. (“Two Way Radio”) filed a Petition for Reconsideration,¹ seeking review of a decision by the Commission denying its Application for Review.² In the *Two Way Radio Order*, the Commission affirmed the decision by the Wireless Telecommunications Bureau³ denying Two Way Radio’s request to change its designated entity status in connection with the 900 MHz Specialized Mobile Radio (SMR) auction that began on December 5, 1995 and concluded on April 15, 1996.

2. In its Petition for Reconsideration, Two Way Radio presents no facts or circumstances that the Commission did not already consider in the *Two Way Radio Order*.⁴ We therefore dismiss Two Way Radio’s Petition for Reconsideration as repetitious.

¹ Petition for Reconsideration filed by Two Way Radio of Carolina, Inc., dated August 23, 1999.

² Two Way Radio of Carolina, Inc., Memorandum Opinion and Order, 14 FCC Rcd. 12035 (1999) (*Two Way Radio Order*).

³ See Two Way Radio of North Carolina, Inc. Request for Waiver of 47 C.F. R. § 1.1205(b)(2), Order, 12 FCC Rcd. 958 (1997) (*Bureau Order*).

3. ACCORDINGLY, IT IS ORDERED that, pursuant to sections 4(i) and 405 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 405, and section 1.106 of the Commission's rules, 47 C.F.R. § 1.106, the Petition for Reconsideration filed by Two Way Radio of Carolina, Inc. on August 23, 1999 in the above-captioned proceeding IS DISMISSED.

4. This action is taken pursuant to delegated authority as set forth in section 0.331 of the Commission's rules, 47 C.F.R. § 0.331.

Federal Communications Commission

William W. Kunze
Deputy Chief, Commercial Wireless Division
Wireless Telecommunications Bureau