MUTUALLY EXCLUSIVE APPLICATIONS
DEFINITION OF MUTALLY EXCLUSIVE APPLICATIONS

- Applications will be considered mutually exclusive if there is any geographic or spectral overlap between them, however minimal
NOT MUTALLY EXCLUSIVE

• Applications seeking different channel groups on the same land are not mutually exclusive

• Applications seeking adjacent areas are not mutually exclusive, even though they may be required to coordinate operations under our technical rules
WHY IT IS IMPORTANT TO AVOID MUTUAL EXCLUSIVITY

• The FCC is statutorily required to resolve mutual exclusivity through competitive bidding for that spectrum
• The FCC does not have the authority to waive or ignore that requirement
HOW TO SEE IF A MUTUALLY EXCLUSIVE APPLICATION HAS BEEN FILED

• Use Application Search in ULS to see if applications have been filed

• Advanced Application Search will allow you to narrow your search to a given geographic area

• E-mail RuralTribalWindow@fcc.gov if you need assistance
AVOIDING MUTUALLY EXCLUSIVE APPLICATIONS

• Mutually exclusive applications should be avoided, if possible, by advance planning

• Before the window closes, applications may be amended or withdrawn to avoid mutual exclusivity

• Once the window closes, it becomes more difficult to resolve mutual exclusivity
SETTLEMENT WINDOW

• Once the Commission identifies and lists mutually exclusive applications, there will be a 90-day window for applicants to reach a settlement

• This will be the last chance to avoid competitive bidding

• Once the settlement window closes and competitive bidding is triggered, the FCC’s prohibited communications rule prevents the parties from further communicating