

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of)
)
Request for Waiver of the Bid Withdrawal)
Payment Rule as Set Forth in)
Sections 1.2104(g) and 90.1007)
of the Commission’s Rules)
)

ORDER

Adopted: December 21, 1999

Released: December 22, 1999

By the Deputy Chief, Wireless Telecommunications Bureau:

1. We have before us a letter dated November 17, 1999, from Mr. Jeremy Greene¹ challenging a letter issued by the Auctions and Industry Analysis Division on November 10, 1999, denying his request for waiver of the Federal Communications Commission’s (“Commission”) competitive bidding rules and ordering him to pay a withdrawal payment of \$171,398.00.² In his waiver request, Mr. Greene sought a

¹ Mr. Greene has previously litigated different aspects of the Commission’s competitive bidding rules. *See*, In the Matter of Request for Waiver of the Competitive Bidding Rules as Set Forth in Part 1, Subpart Q of the Commission’s Rules and the Bid Withdrawal Rule as Set Forth in Section 90.1007 of the Commission’s Rules, *Memorandum Opinion and Order*, FCC 99-191 (rel. July 23, 1999); In the Matter of Request for Waiver of the Competitive Bidding Rules as Set Forth in Part 1, Subpart Q of the Commission’s Rules and the Bid Withdrawal Rule as Set Forth in Section 90.1007 of the Commission’s Rules, *Order*, DA 99-470, 14 FCC Rcd. 3824 (WTB 1999); Letter from Amy Zoslov, Chief, Auction and Industry Analysis Division, 13 FCC Rcd. 22,347, 22,348 (WTB 1998).

² *See* Letter from Amy J. Zoslov, Chief, Auctions and Industry Analysis Division, to Jeremy Greene, DA 99-2494, dated November 10, 1999 (“*Waiver Denial*”).

waiver of the Commission's bid

withdrawal payment rule, Sections 90.1007, 1.2104 (g).³ We construe Mr. Greene's November 17, 1999 letter as a Petition for Reconsideration of our *Waiver Denial*.

2. We conclude that the Division properly decided the matters raised below, and we uphold its decision for the reasons stated therein. We find no reason to disturb this decision.

3. Accordingly, it is ordered that the November 17, 1999 Petition for Reconsideration filed by Jeremy Greene is hereby denied. This action is taken under delegated authority pursuant to section 0.331 of the Commission's Rules.⁴

FEDERAL COMMUNICATIONS COMMISSION

Gerald P. Vaughan
Deputy Chief
Wireless Telecommunications Bureau

³ 47 C.F.R. §§ 90.1007, 1.2104(g).

⁴ 47 C.F.R. § 0.331.