

**Before the
Federal Communications Commission
Washington, DC 20554**

In the Matter of)	
)	
Improving Public Safety Communications in the)	
800 MHz Band)	
)	WT Docket No. 02-55
Consolidating the 900 MHz Industrial/Land)	
Transportation and Business Pool Channels)	

To: The Commission

**COMMENTS OF
FOCUS 2000 COMMUNICATIONS**

Focus 2000 Communications (“Focus”) is a small SMR operator in Las Vegas, Nevada, utilizing conventional technology. In our comments, we stated that re-banding is the wrong answer to eliminate the interference problem. This position was supported by nearly all of the commenters. With so many questioning the benefits of rebanding, Focus 2000 urges the Commission to explore other avenues to find a remedy.

Although Focus 2000 does not claim to have the technical expertise of many of the commenters, one thing seems clear from our reading of the comments. Either public safety or Nextel has to go out of the band as a long-term solution. Focus 2000 suggests that removing Nextel from the band is the appropriate solution. This solution has the minimum impact on those who are using the spectrum as it was originally intended,

including public safety licensees. The other great advantage to this solution is that one licensee, Nextel, has full control over its migration out of the band. Moving public safety licensees out would require hundreds of separate licensees to secure funding and suffer the disruption of frequency translation.

As we said in our comments, it makes no more sense to consider forcing licensees like Focus out of 800 MHz and into bands not compatible with existing 800 MHz equipment. With no plan for compensation for the cost of buying and installing new equipment, the economic effect would likely force Focus and many like us out of business. Nextel, on the other hand, could transition to a new band in the normal course of upgrading its equipment to more advanced 3G and beyond technologies. In other words, the normal equipment replacement cycle for Nextel could fund its transition to a new band. This could also provide a huge advantage for Nextel, as it would no longer have to protect incumbent licensees.

In our view, if the Commission is serious about solving the interference problem with minimal disruption to incumbent users, then it must choose the option of moving Nextel to a new band. That option positively eliminates future interference concerns and provides a positive outcome for all concerned, including Nextel.

Respectfully submitted,

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