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September 3, 2004

Via Hand Delivery

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: WT Docket No. 02-55

Dear Ms. Dortch:

Nextel Communications, Inc. ("Nextel"), through counsel, hereby submits this letter to confirm its understanding that the public notice date of the *Report and Order* (FCC 04-168) issued in the above-referenced proceeding for all purposes is the date of its publication in the Federal Register.

Under the Commission's rules, the public notice date of the new rules adopted in the *Report and Order* is the date of its publication in the Federal Register. The public notice date of the license modifications proposed in the *Report and Order* is also the date of Federal Register publication given that paragraph 342 states that "publication of this *Report and Order* in the Federal Register shall constitute notification in writing of our Order modifying Nextel's 800 MHz licenses and those of all other 800 MHz licenses, and of the grounds and reasons therefore." Commission staff has confirmed to representatives of Nextel that the public notice date for both licensing and non-licensing aspects of the *Report and Order* is the date of Federal Register publication, and that the time periods for filing petitions for reconsideration or judicial appeals regarding all aspects of the *Report and Order* accordingly begin to run on such date.

Sincerely,


Regina M. Keeney

cc: David Furth
David E. Horowitz

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