



PUBLIC NOTICE

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**WIRELESS TELECOMMUNICATIONS BUREAU
MOBILITY DIVISION
APPROVES WITHDRAWAL OF PETITION TO DENY**

This Public Notice approves the withdrawal of a Petition to Deny (“Petition”) filed by Mount Mansfield Television, Inc. (“Mansfield”).¹ Mansfield filed the Petition on September 22, 2003, to deny the long-form application of Vermont Telephone Company, Inc. (“Vermont Telephone”) for Lower 700 MHz Band licenses (Auction No. 49).²

By letter dated October 28, 2003, Mansfield requested the withdrawal of the Petition. Mansfield provided a certification in accordance with section 1.935(a), 47 C.F.R. § 1.935, of the Commission’s rules.³ The Mobility Division has reviewed the letter and finds that it raises no substantial material questions of fact under Section 309(d) of the Communications Act of 1934, as amended.⁴ Pursuant to sections 0.131, 0.331, and 1.935 of the Commission’s rules⁵, and the statements contained in the letter, the Mobility Division hereby approves the letter and dismisses with prejudice Mansfield’s Petition.

Action by the Deputy Chief, Mobility Division, Wireless Telecommunications Bureau.

For further information, contact Evan Baranoff, Wireless Telecommunications Bureau, Mobility Division, at (202) 418-7142 or Evan.Baranoff@fcc.gov.

¹ Mt. Mansfield, Petition to Deny, filed Sept. 22, 2003.

² See FCC File No. 0001369849. Vermont Telephone’s long-form application covers markets CMA044 (Albany-Schenectady-Troy, New York), CMA248 (Burlington, Vermont), CMA266 (Glen Falls, New York), CMA679 (Vermont 1- Franklin), and CMA680 (Vermont 2 – Addison).

³ 47 C.F.R. §1.935.

⁴ 47 U.S.C. §309(d).

⁵ 47 C.F.R. §§ 0.131, 0.331, and 1.935.