

FCC Form 159

Regulatory fee payments *must* be accompanied by FCC Form 159 ("FCC Remittance Advice"). A copy of this form, with specific instructions, is attached to this Public Notice. Please see, "Special Instructions for Completing FCC Forms 159 & 159-C" for detailed information on how to correctly complete these Forms.

Where To Send Regulatory Fee Payments

If sending your regulatory fee payment by *mail*, please address your envelope as follows: Federal Communications Commission, Regulatory Fees, P.O. Box 358835, Pittsburgh, PA 15251-5835.

If you prefer to send your regulatory fee payment by *courier* to our lockbox bank, you may do so 24 hours per day (except bank holidays). Please address your envelope and deliver it to the following address: Federal Communications Commission, c/o Mellon Bank, Three Mellon Bank Center, 525 William Penn Way, 27th Floor, Room 153-2713, Pittsburgh, PA 15259-0001, (Attention: FCC Module Supervisor).

Method of Payment

Regulatory fee payments may be made by check, money order, or by credit card (Visa or Mastercard only). When paying by credit card, please make sure you sign the appropriate block of Form 159. Payments may also be made by wire transfer or by electronic funds transfer (EFT). Instructions for wire transfer payment are provided below.

We encourage arrangements to consolidate a number of regulatory fee payments either by a single entity or by different entities into a single payment instrument. Consolidated fee payments may cover several different service categories. Multiple fee payments may be made with one check, money order, credit card or electronic payment. Payors who will be making a single payment for a significant number of entities and wish to submit automated data submissions in lieu of a large number of FCC Forms 159-C ("Advice Continuation Sheets") may do so. There is no limit to the number of payment items.

Wire Transfer Payment Instructions

A wire transfer is a transaction that you initiate via your bank. It authorizes your bank to wire funds from your account to our lockbox bank, the Mellon

Bank in Pittsburgh, PA. All payments made by wire transfer must be supported by a completed FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C), if required. The Form 159 must be faxed to Mellon Bank at (412) 236-5702 at least one hour before the wire transfer on the same business day. Indicate on the top of the FCC Form 159 "Wire Transfer—Regulatory Fee Payment." In the "Reserve Box" located at the upper left hand corner in "358835." Failure to submit the completed Form 159 will result in a delay in crediting your account. Due to Federal Reserve regulations, wire transfers received after 6:00 p.m. (EST) will be credited the next business day.

The following information should be provided to your bank in order to complete the wire transfer:

ABA Routing Number 043000261

Receiving Bank: Mellon Pittsburgh

BNF: FCC/ACV-9116106

OBI Field: (Skip one space between each information item)

"REGULATORYPAY"

FCC ACCOUNT NO. (Exactly as on Form 159 Block #1)

PAYOR NAME (Exactly as on Form 159, Block #3)

Phone: (Daytime Phone #, exactly as on Form 159, Block #9)

Compliance

Licensees are solely responsible for accurately accounting for all licenses and paying proper regulatory fees. Any omission or payment deficiency can result in a 25% monetary penalty, dismissal of pending actions, and/or revocation of any authorization. Additionally, the Commission intends to invoke its authority under the Debt Collection Act against any licensee failing to meet its regulatory fee payment obligations.

Note. The Commission has identified several entities which have not paid the required fee for FY 1994 and has begun taking appropriate steps to secure collection of these fees and penalties due. You are strongly urged to submit your payments on time and accurately in order to avoid a penalty.

Waivers, Reductions and Deferments of Regulatory Fees

The Commission will consider request for waivers, reductions or deferments of regulatory fees, *in extraordinary and compelling circumstances only*, upon a showing that such action overrides the public interest in reimbursing the Commission

for its regulatory costs. Timely submission of the appropriate regulatory fee must accompany request for waivers or reductions. This will ensure efficient collection in situations where a waiver or reduction is not warranted and will allow the requestor to avoid a 25% late-payment penalty if its request is denied. The regulatory fee would be refunded later if the request is granted. Only in exceptional or compelling instances (where payment of the regulatory fee along with the waiver or reduction request could result in the reduction of service to a community or other financial hardship to the licensee), will the Commission accept a petition to defer payment along with a waiver or reduction request. All requests for deferments must be received before *September 20, 1995*, in order to avoid the 25% late-payment penalty.

Additional Information

The Commission has prepared a number of informative Fee Filing Guides for information on *application* fees for wireless radio services, or for information on *application* and *regulatory* fees for mass media, international, cable television, engineering and technology, compliance and information, and wireless radio services. These Guides, applicable Public Notices, and Forms 159 and 159-C are available from the Commission's Public Service Division and can be downloaded from the Internet (<ftp:fcc.gov>). Forms may also be obtained by contacting the Forms Hotline at (800) 418-3676 outside the Washington, DC area, or (202) 418-3676 locally. For additional information, please contact the Fees Hotline at (202) 418-0192, or write to: Federal Communications Commission, ATTN: Public Service Division, 1919 M Street, NW., Washington, DC 20554.

Fee Payment Procedures for Mobile Service Providers

Who Must Pay: Cellular providers (common carriers providing cellular radio service to the public) and mobile service licensees (common carriers authorized, under Part 22 of our Rules, to offer land-based or air-to-ground mobile telephone or paging services to the public).¹ Governments and nonprofit (exempt under section 501 of the Internal Revenue Code) carriers and licensees are exempt from paying regulatory fees and should not submit payment, but may be asked to submit a current IRS Determination Letter

¹ In addition to cellular telephone service, these services include those using radio to provide telephone services at fixed locations, such as Basic

Exchange Telecommunications Radio Services, Rural Radio and Offshore Radio.