

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)	
)	
Town of Tiverton, Rhode Island)	DA 25-446
Request for T-Band Waiver)	File No. 0010645349

To: Chief, Public Safety and Homeland Security Bureau

**COMMENTS
OF THE
ENTERPRISE WIRELESS ALLIANCE**

The Enterprise Wireless Alliance (“EWA”), in accordance with Section 1.415 of the Federal Communications Commission (“FCC”) rules, supports the waiver requests (“Waiver Requests”) from the Town of Tiverton, Rhode Island, (“Town” or Tiverton”) to add a transmitter site just outside the 80 kilometer/50 mile radius of Boston, Massachusetts permitted under Rule Section 90.305(a)¹ and less than 145 kilometers/90 miles from adjacent channel 17 digital TV station, WPXQ-TV (“TV Station”), as required under Rule Section 90.307(d).² The 470-512 MHz (“T-Band”) channel requested is already assigned to Tiverton at a site only 3.12 kilometers/2.31 miles from the additional location proposed.

Tiverton has shown good cause for the relief requested, which should be granted as promptly as possible.³ As noted in the Public Notice, Tiverton explained in its Waiver Requests that the safety of its public safety personnel and the public they serve are compromised by

¹ The proposed site is 1.815 kilometers and .838 miles outside the authorized radius.

² *Public Safety and Homeland Security Bureau Seeks Comment on Requests for Waiver Filed by the Town of Tiverton, Rhode Island to add a T-Band Base Station*, Public Notice, DA 25-446 (rel. May23, 2025) (“Public Notice”).

³ EWA notes that the application and Waiver Requests were filed and amended almost two years ago in August 2023. It assumes there must have been good cause for the lengthy delay in processing this request but submits waiver relief is long overdue.

inadequate coverage, especially in buildings and other hard-to-reach locations in this area, an area that is not covered by its current system.

The extension beyond the permitted T-Band market radius is *de minimis* given Tiverton's existing authorization for this same channel at a site less than 2.5 miles away, but within the 80-kilometer/50-mile radius around the T-Band market. Granting a waiver would not be precedential but would be consistent with waivers granted to other entities. Further, the Public Notice states the Town has provided an engineering analysis in support of its Waiver Requests demonstrating that its proposed site will provide the 0 db protection at the TV Station's Grade B contour established by the FCC as an alternative method for showing the required protection of an adjacent channel television station.⁴ Absent an FCC determination that the contour analysis is inaccurate, a review EWA assumes the FCC undertook prior to issuing the Public Notice, waiver relief should be granted.

Moreover, the Public Notice quotes the Waiver Requests as stating the TV Station was licensed in 2019 at its current site, which is 113.2 kilometers from the center of the Boston, Massachusetts T-Band market as defined in Rule Sections 73.617 (a), Table 1, and 90.305(a). EWA has confirmed that distance calculation and queries how the TV Station was authorized at that location, Rule Section 73.617 unequivocally specifies that new or amended television stations *will not be authorized* less than 176 kilometers from the city center of an adjacent channel land mobile operation.

The Boston T-Band market is assigned and the Tiverton channel requested is channel 16 spectrum. The TV station is licensed on Channel 17. Waiver relief for the Town is warranted

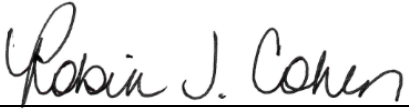
⁴ See *Private Land Mobile Operations in the 470-512 MHz Band*, Public Notice No. 20291 at 1 (rel. Oct. 22, 1991).

even more particularly since the FCC has allowed the TV Station to encroach significantly on what should be the protected land mobile T-Band service area.

For these reasons, EWA recommends grant of the Town's Waiver Requests.

Respectfully submitted,

ENTERPRISE WIRELESS ALLIANCE

By: 
Robin J. Cohen
President/CEO
13221 Woodland Park Road
Suite 410
Herndon, Virginia 20171
(703) 528-5115

Counsel:

Elizabeth R. Sachs
Lukas, LaFuria, Lantor & Sachs, LLP
8350 Broad St., Ste. 1450
Tysons, VA 22102
(703) 584-8678

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