

# Notice: Request for Intent from Providers of Fixed Wireless Broadband Service Via Unlicensed Spectrum

June 13, 2025

The West Virginia Department of Economic Development, Office of Broadband (collectively WVDED), hereby notifies unlicensed fixed wireless (ULFW)<sup>1</sup> providers of broadband operating in the State of West Virginia that they have seven calendar days from the publication of this notice (i.e., until end of day on June 20, 2025) to respond that they intend to submit evidence demonstrating Broadband Equity, Access, and Deployment (BEAD) Program funding is not required for locations they serve. Evidence must meet the standards listed in Appendix A of the National Telecommunications and Information Administration's *BEAD Restructuring Policy Notice*.<sup>2</sup>

ULFW providers will have seven calendar days from the date WVDED confirms receipt of the notification of intent to provide evidence. This evidence must demonstrate that the service they provide to all or some locations meets the technical requirements of the BEAD Program, including those related to addressing interference from other Radio Frequency Devices.<sup>3</sup> The full list of requirements is detailed in Appendix A of the *BEAD Restructuring Policy Notice*. If WVDED determines these requirements are met, it will remove these from BEAD Program Funding eligibility.

Interested ULFW providers must notify WVDED of their intent via email in the form that follows—replacing the bracketed text with their details:

**To:** luke.n.peters@wv.gov  
**Subject:** ULFW Intent to Provide Information for West Virginia BEAD Program  
**Body:** We, [your entity's legal name], intend to submit evidence that Broadband Equity, Access, and Deployment Program funding is not required for one or more locations we serve.

Respondents submitting evidence should not rely on references to information previously submitted. Any previously submitted information on this topic must be submitted to WVDED anew.

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<sup>1</sup> "Unlicensed fixed wireless providers" are providers of fixed broadband in technology code Category 70 as defined by the Federal Communications Commission and used for its Broadband Data Collection process. Details are available here: <https://help.bdc.fcc.gov/hc/en-us/articles/5290793888795-Fixed-Technology-Codes>.

<sup>2</sup> National Telecommunications and Information Administration, "Broadband Equity, Access, and Deployment (BEAD) Program: BEAD Restructuring Policy Notice" June 6, 2025, <https://www.ntia.gov/sites/default/files/2025-06/bead-restructuring-policy-notice.pdf>.

<sup>3</sup> 47 CFR Part 15 (Radio Frequency Devices).