

**Before the  
Federal Communications Commission  
Washington, DC 20554**

**FCC 17M-30**

In the Matter of	)	EB Docket No. 14-82
	)	
<b>PATRICK SULLIVAN</b>	)	FRN: 0003749041, 0006119796,
(Assignor)	)	0006149843, 0017196064
	)	
and	)	Facility ID No. 146162
	)	
<b>LAKE BROADCASTING, INC.</b>	)	File No. BALFT-20120523ABY
(Assignee)	)	
	)	
For Commission Consent to the Assignment of	)	
License of FM Translator Station W238CE,	)	
Montgomery, Alabama	)	

**ORDER**

**Issued:** August 15, 2017

**Released:** August 15, 2017

In *Order*, FCC 17M-26 (rel. June 13, 2017), the Presiding Judge ordered the parties to submit Proposed Findings of Fact and Conclusions of Law on August 11, 2017 and Reply Findings of Fact and Conclusions of Law on September 15, 2017. On August 6, 2017, Lake Broadcasting, Inc. (Lake) filed a motion requesting an extension of both dates for the sole reason that the Presiding Judge had not yet ruled on Lake's Motion in Limine to Disqualify Tammy Gremminger, filed on April 21, 2017. Lake requested that the deadlines be extended to September 15, 2017 and October 16, 2017, respectively. Motion to Extend at 2.

On August 10, 2017, the Presiding Judge granted in part and denied in part Lake's motion for an extension, extending the respective deadlines to September 1, 2017 and September 29, 2017. *Order*, FCC 17M-27. The Presiding Judge also allowed Lake to seek further extensions of time, "but only after making a convincing showing of actual need other than the mere passage of time." *Id.* at 2 n.1.

On August 13, 2017, Lake filed a Further Request for Extension of Time to File Findings and Reply Findings, again requesting the dates that it had requested in its original motion for an extension. This time, Lake added that its counsel would be out of the country from August 14 through August 27 and that because Lake's counsel is a solo practitioner, he "has no one else to 'cover' in his absence." Second Motion to Extend at 2. On August 15, 2017, the Enforcement

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Bureau (Bureau) filed an opposition, pointing out that “the only justifications Lake offers for its renewed request are things its counsel knew before it filed his original request for an extension . . . .” Bureau Opp. at 2.

It is dubious that Lake has shown sufficient good cause for further extension, especially given that, as noted in the previous order, “[i]t was incumbent on Lake to have substantially started preparing proposed findings such that Lake should not need the full additional time requested.” *Order*, FCC 17M-27, at 1. And there has certainly been no good cause shown as to why Lake did not mention its counsel’s safari trip in its first motion for an extension. The Presiding Judge agrees with the Bureau that “Lake’s tactic not to raise these issues before but to file a second extension request only after it did not get the relief it originally requested wastes [the Commission’s] time and resources.” Bureau Opp. at 2.

However, the Presiding Judge wishes to avoid further discussion and delay on a relatively trivial point. Therefore, albeit with reluctance, the Presiding Judge **GRANTS** Lake’s Further Request for Extension of Time to File Findings and Reply Findings.

**IT IS FURTHER ORDERED** that Proposed Findings of Fact and Conclusions of Law are to be submitted and filed by **3:00 PM** on **September 15, 2017**.

**IT IS FURTHER ORDERED** that Reply Findings of Fact and Conclusions of Law are to be filed and submitted by **3:00 PM** on **October 16, 2017**.

FEDERAL COMMUNICATIONS COMMISSION<sup>1</sup>

A handwritten signature in black ink, reading "Richard L. Sippel". The signature is written in a cursive, flowing style.

Richard L. Sippel  
Chief Administrative Law Judge

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<sup>1</sup> Courtesy copies of this Order will be sent via email to each counsel of record on the date of issuance.