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Before the
Federal Communications Commission
Washington, DC

APR 14 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of

) MM Docket No. 93-53

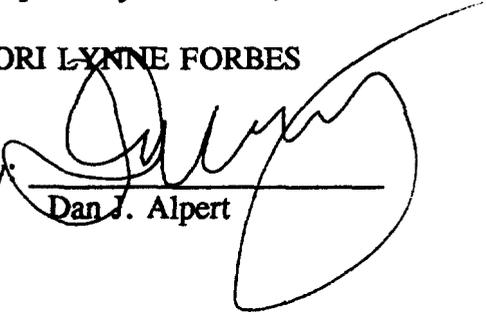
1.4(h).] Mrs. Parker returned counsel's telephone call, and informed counsel that it was the Presiding Judge's interpretation that the rule providing for three extra days to account for the mailing of the Notices of Appearances did apply, and as reflected by the attached, undersigned counsel so informed the other parties. Forbes, therefore, is proceeding under that understanding and direction.

WHEREFORE, it is respectfully requested that this Statement for the Record be accepted.

Respectfully submitted,

LORI LYNNE FORBES

By:



Dan J. Alpert

1250 Connecticut Ave., N.W.
7th Floor
Washington, DC 20036

April 14, 1993

Memorandum

To: Mark Van Bergh, Esq.
Cary Tepper, Esq.

From: Dan J. Alpert

Re: Document Production

Date: April 8, 1993

Cary indicated there was a certain lack of consensus concerning whether the "5 day rule" for production of documents after the filing of notices of appearances was subject to Section 1.4 of the rules which allows for three additional days to take into account mailing. I spoke with the Judge's office, and Ms. Parker returned my call to inform me that it is the Judge's interpretation that we have five days plus three (not counting weekends) for compliance with the initial discovery provisions of the Commission's rules.

If you need any additional information, please let me know.

CERTIFICATE OF SERVICE

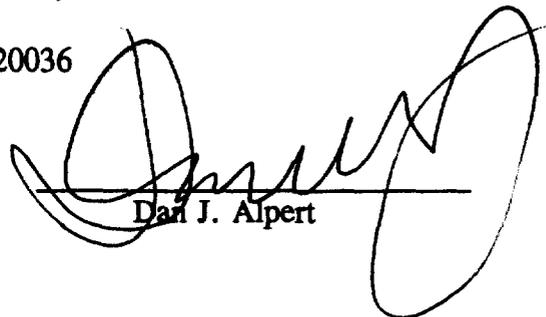
I, Dan J. Alpert, hereby certify that the forgoing document has been sent via First-Class Mail to the following:

Hon. Joseph P. Gonzalez
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W.
Washington, DC 20554

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