

DUPLICATE ORIGINAL

Before FCC MAIL SECTION  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FCC 93M-459  
31964

JUL 14 4 29 PM '93

In re Applications of	)	MM DOCKET NO. 93-51 ✓
MARTHA J. HUBER	)	DISPATCHED BY
	)	File No. BPH-911114ME
RITA REYNA BRENT	)	
	)	File No. BPH-911115MC
MIDAMERICA ELECTRONICS SERVICE, INC.	)	
	)	File No. BPH-911115ML
STATON COMMUNICATIONS, INC.	)	
	)	File No. BPH-911115MU
	)	
For Construction Permit for a	)	
New FM Station on Channel 234A	)	
in New Albany, Indiana	)	

ORDER

Issued: July 9, 1993;

Released: July 13, 1993

This is an order to confirm bench rulings made at a Prehearing Conference held on July 9, 1993, at the request of the parties. See Order FCC 93M-451, released June 12, 1993.

This case is scheduled for an Admissions Session on August 3 and a Hearing on August 10, 1993. There have been financial qualification issues added against all parties. The parties have been engaging in settlement discussions but have thus far been unable to reach agreement. The parties have not completed discovery on the added issues (the last issue was added on June 17) and they cannot prepare to meet the procedural, admissions, and hearing dates on all issues. Therefore, the parties have requested a continuance of the admissions and hearing dates until September 1993. The Bureau raised no objection.

It was determined by the Presiding Judge that a bifurcated hearing of the comparative issues on the previously established August dates and a deferral of the financial issues for hearings in a second phase were not in the best interests of adjudicative efficiency.

Accordingly, the admissions and hearing dates of August 3, 1993, and August 10, 1993, **WERE CANCELLED** .

The following new dates **WERE SET**:

**September 8, 1993**

Submit proposed engineering stipulation, engineer's supporting affidavit, and supporting data to Bureau counsel.

September 8, 1993 Exchange and receipt by 3:00 p.m. EDST of all documentary exhibits (to include a copy of the SIS) and signed frozen sworn testimony.

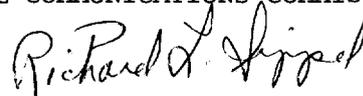
September 13, 1993 Exchange and receipt by 3:p.m. EDST of the names of witnesses requested for cross-examination stating reasons and legal precedent.

September 14, 1993 Exchange and submission of stated objections to the Presiding Judge by 4:00 p.m. EDST.

September 15, 1993 Admissions session to commence at 9:30 a.m. EDST in a Commission courtroom to receive written and documentary cases and to rule on the scope of cross-examination.

September 20, 1993 Commencement of hearing at 10:00 a.m. in a Commission courtroom in Washington, D.C.

FEDERAL COMMUNICATIONS COMMISSION



Richard L. Sippel  
Administrative Law Judge