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

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

In the Matter of ) WT DOCKET NO. 94-147  
)  
JAMES A. KAY, JR. )  
)  
Licensee of one hundred sixty four Part 90 )  
Licenses in the Los Angeles, California, Area )

To: Administrative Law Judge  
Richard L. Sippel

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**WIRELESS TELECOMMUNICATIONS BUREAU'S**  
**STATEMENT OF READINESS FOR HEARING**

1. By Order, FCC 95M-195 (released October 13, 1995), the Presiding Judge directed the Wireless Telecommunications Bureau and James A. Kay, Jr. ("Kay") to submit, by October 23, 1995, a Statement of Readiness For Hearing, specifying the discovery that is to be completed, a date when such discovery can be completed, suggested procedural dates for the exchange of evidence, preliminary identification of witnesses with a brief characterization of their testimony, number of witness who will be called for testimony in Washington, D.C. and in Los Angeles, CA, and proposed hearing dates for Washington, D.C. and Los Angeles, CA. The Bureau hereby submits, to the extent possible, the information requested.

2. If this proceeding is returned to hearing status, the Bureau will require the information described in its May 30, 1995, Further Motion to Compel Answers to Interrogatories. The Presiding Officer dismissed this motion as moot upon issuing a stay,

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but correctly indicated that the Bureau might require the motion if efforts to effectuate a settlement should fail. See Order, FCC 95M-145 (released June 22, 1995).

3. The Bureau anticipates, if the stay is lifted, making at least two trips to Los Angeles prior to the hearing in order to conduct comprehensive inspections of each of Kay's stations and to depose several of Kay's business associates, including Mark Sobel and Donald Petrone. The Bureau also anticipates deposing Kay in Washington, D.C.

4. The Bureau has not completed its list of witnesses or compiled their proposed testimony. The Bureau has provided the identity of persons with knowledge of relevant information in its responses to interrogatories. If this case is returned to hearing status, the Bureau anticipates that it will meet at length with these individuals during its trips to Los Angeles and develop the testimony it will present at hearing.

5. The Bureau proposes the following new procedural dates for discovery and the commencement of the hearing:

February 28, 1996	Conclusion of discovery by both parties.
April 1, 1996	Bureau exchanges exhibits (including list of witnesses and brief summary of their testimony and/or sworn written direct testimony)
April 15, 1996	Kay exchanges exhibits (including list of witnesses and brief summary of their testimony and/or sworn written direct testimony)

April 30, 1996	Notification of witness for cross-examination
May 20, 1996	Hearing to commence with admissions session in Washington, D.C.
June 17, 1996	Los Angeles phase of hearing to commence.

6. The Bureau believes that the foregoing dates represent a realistic schedule within which it can complete discovery and prepare its case. Accordingly, the Bureau respectfully requests that the Presiding Judge adopt these dates as the new procedural schedule governing this proceeding, if this case is returned to hearing status.

Respectfully submitted,  
Regina M Keeney  
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October 23, 1995

CERTIFICATE OF SERVICE

I, Michelle C. Mebane, a secretary in the Hearing Branch, Mass Media Bureau certify that I have, on this 23rd day of October, 1995, sent by regular First Class United States mail, copies of the foregoing "Wireless Telecommunications Bureau's Statement Of Readiness For Hearing" to:

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Michelle C. Mebane