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proceedings. The Dunlin Group, 6 FCC Rcd 4642, 4643 (Rev. Bd. 1991), citing Communi-Centre, supra.

Applying these standards to the instant situation, Multimedia has, on balance, established good cause. Although Multimedia's justification for its failure to timely file its NOA is weak, it has met all of the other elements of the standard. Thus, no recognizable prejudice or substantial procedural disruption is attributable to the fact that the NOA was filed eight business days late. Further, the delay in filing did not necessitate the postponement of any scheduled procedural event, and there is no indication that the delay in filing induced detrimental reliance on the part of any of the other parties to this proceeding. In addition, no party, including SWBT, has complained of any cognizable prejudice on account of the delay in filing. In this regard, the fact that SWBT may now have to litigate Multimedia's complaint is not the type of public interest prejudice the Commission recognizes. Finally, the filing of a notice of appearance eight business days late is not such an egregious abuse of the system as to warrant the imposition of the "ultimate" sanction as a deterrent to others. This is especially true where Multimedia has gained no conceivable advantage by virtue of the late filing. See Nancy Naleszkiewicz, supra.

Accordingly, IT IS ORDERED that the Motion for Acceptance of Appearance of Multimedia Cablevision, Inc., filed by Multimedia on October 3, 1996, IS GRANTED, and the Notice of Appearance of Multimedia Cablevision, Inc., filed by Multimedia on October 3, 1996, IS ACCEPTED.

FEDERAL COMMUNICATIONS COMMISSION



Arthur I. Steinberg
Administrative Law Judge