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

In re Applications of	)	MM Docket No. 93-75
TRINITY BROADCASTING OF FLORIDA, INC.	)	BRCT-911001LY
For Renewal of License of Television Station WHFT(TV) Miami, Florida	)	
GLENDALE BROADCASTING COMPANY	)	BPCT-911227KE
For Construction Pedmit for New Television Station in Miami, Florida	)	

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

To: The Commission

GLENDALE'S OPPOSITION TO REQUEST OF WOULD-BE INTERVENOR TO FILE REPLY PLEADING

The would-be intervenor's request to file a reply pleading regarding its petition for leave to intervene, etc. etc., dated January 13, 1997, should be denied:

1. The petition for leave to intervene, etc. etc. is an interlocutory motion in a broadcast hearing proceeding governed by 47 C.F.R. §1.294, which does not permit a reply pleading relative to the type of interlocutory pleading that the would-be intervenor has undertaken to file.[1]

2. The would-be intervenor's request and tendered reply pleading were filed on January 13, 1997, which is 27 days after the filing of the opposing pleadings on December 17, 1997 to which the reply ostensibly is directed. This is untimely under any standard even if the reply were allowed, which it isn't. For

[1] Under the same rule, no reply pleading may be filed with regard to the instant "request."

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those categories of reply pleadings that are allowed relative to interlocutory filings under 47 C.F.R. §1.294, the time period would have expired on December 30, 1996. For another example (while not applicable here), under the omnibus provision for pleadings not in hearing status, 47 C.F.R. §1.45, the time period for reply also would have expired on December 30, 1996.

3. The would-be intervenor himself is an attorney and he is represented in this matter by a major Washington law firm. Both are experienced in matters before the Commission. The request is subscribed in the names of three attorneys, two of whom are veteran partners in that law firm. The would-be intervenor and counsel had every opportunity to consider the factors that they wanted to present to the Commission in the opening petition for leave to intervene, etc. etc. The Commission should presume that they did so. The oppositions to that petition contain no argument that could not have reasonably been foreseen in preparing the petition. The "request" says only generally that the oppositions raised "new matters" without identifying any of the alleged "new matters" that might reasonably have caught the would-be intervenor and his counsel by surprise. There is no showing of good cause for waiver of the rule ending the pleading process sans replies.

4. The instant tendered reply is one of a number of outlaw pleadings that have been filed by the Trinity monolith (including NMTV and their communications counsel). The Trinity monolith has every incentive to delay the final outcome of this proceeding and

place every conceivable litigation burden and roadblock on opposing parties. The multiplicity of outlaw pleadings and interrelated successive rounds of pleadings now being filed by three fine law firms is a flood of legal papers that assuredly will continue until the end of the process. Where legitimate pleadings are filed in accord with the rules as a matter of right, of course they should be accepted and considered. Those are opportunity enough for the Trinity monolith to argue its cause in all legitimate respects. The accumulated stack of outlaw pleadings currently on hand, and all future outlaw pleadings, should be disregarded and dismissed out-of-hand.

Respectfully submitted,

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January 22, 1997

CERTIFICATE OF SERVICE

I certify that copies of the foregoing GLENDALE'S OPPOSITION TO REQEUST OF WOULD-BE INTERVENOR TO FILE REPLY PLEADING are being served this 22nd day of January 1997 on the following:

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