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Before the
Federal Communications Commission
Washington, D.C. 20554

Federal Communications Commission
Office of Secretary

In the Matter of)
)
MOBILEMEDIA CORPORATION, et al.) WT DOCKET NO. 97-115
)
Applicant for Authorizations and Licensee)
of Certain Stations in Various Services)

To: Administrative Law Judge Joseph Chachkin

WIRELESS TELECOMMUNICATIONS BUREAU'S
MOTION FOR SPECIAL RELIEF

1. By Order Prior to Prehearing Conference, FCC 97M-61 (released April 21, 1997) ("Prehearing Order"), the Presiding Judge established procedures and a schedule governing the instant proceeding. The Wireless Telecommunications Bureau ("Bureau") hereby respectfully requests limited and special relief from one such procedure. In support whereof, the following is shown.

2. By Order to Show Cause, Hearing Designation Order, and Notice of Opportunity for Hearing for Forfeiture, FCC 97-124, at ¶ 13 (released April 8, 1997) ("Show Cause Order"), the Commission determined that the public interest would be served by expediting this hearing proceeding, and it directed the Presiding Judge to make every effort to issue a recommended decision within six months of the release of the Show Cause Order.

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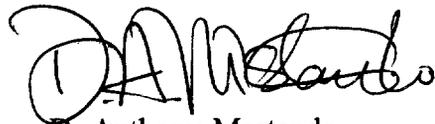
3. In furtherance of the Commission's mandate, the Presiding Judge indicated, among other things, that the use of written interrogatories would not be permitted. Prehearing Order at p. 1. The Bureau embraces the need to expedite this proceeding to the fullest possible extent and recognizes the Presiding Judge's justification for generally prohibiting the use of expansive numbers of complex interrogatories. However, the Bureau believes that the use of a very limited number of narrowly tailored interrogatories in this instance would enable the Bureau to obtain the identities of specific persons from whom deposition testimony could be adduced in the most efficient and expeditious manner possible. Given the Commission's desire to expedite this case and the abbreviated procedural schedule established by the Presiding Judge, the use of such focused interrogatories would serve the public interest.

4. Attached hereto is the limited set of interrogatories which the Bureau seeks to serve on MobileMedia.¹ The interrogatories are narrowly tailored to adduce information directly relevant to the designated issues. Furthermore, they are not unreasonably burdensome. In addition to the requested authority to file the attached interrogatories, the Bureau requests an expedited response period to the extent deemed appropriate by the Presiding Judge.

¹ Informal attempts to obtain this information have proven unsuccessful to date.

5. Based on the foregoing, the Bureau respectfully requests that the Presiding Judge grant the Bureau's request to serve the attached interrogatories on MobileMedia.

Respectfully submitted,
Daniel B. Phythyon
Acting Chief
Wireless Telecommunications Bureau

A handwritten signature in black ink, appearing to read "D. Anthony Mastando". The signature is written in a cursive, somewhat stylized font.

D. Anthony Mastando
Katherine C. Power
Gary P. Schonman
Attorneys
Wireless Telecommunications Bureau

Federal Communications Commission
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May 5, 1997

ATTACHMENT

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
)
MOBILEMEDIA CORPORATION, et al.) WT DOCKET NO. 97-115
)
Applicant for Authorizations and Licensee)
of Certain Stations in Various Services)

To: MobileMedia Corporation, et al.

**WIRELESS TELECOMMUNICATIONS BUREAU'S
INTERROGATORIES**

The Acting Chief, Wireless Telecommunications Bureau, by his attorneys and pursuant to Sections 1.311 and 1.323 of the Commission's Rules, hereby submits the following interrogatories to MobileMedia Corporation and its associated organizations (collectively "MobileMedia" or "Company"). MobileMedia shall serve upon the Bureau a copy of its answers or objections to the interrogatories within fourteen (14) days after service of these interrogatories or such shorter period required by the Presiding Judge. These interrogatories shall be deemed continuing in nature, and MobileMedia shall have an obligation to inform the Bureau of any additional responsive information which may come to its attention subsequent to answering these interrogatories.

Definitions and Instructions

The following definitions and instructions shall apply to these interrogatories:

- a. "MobileMedia" means MobileMedia Corporation, all associated, affiliate or subsidiary organizations, and all persons acting on behalf of MobileMedia.
- b. "Identify," when referring to a person or persons, means to state the full name, last

known business and residence addresses and telephone numbers, title or position, and dates of service to MobileMedia.

c. "Persons" includes natural persons, corporations, partnerships, associations, and other legal entities, and governments or governmental bodies, commissions, boards, agencies, or entities.

d. "Or" means and/or.

e. References to the singular also include the plural and *vice versa*.

f. For each reply or set of replies produced, indicate the number of the request to which it is responsive.

Interrogatories

1. Identify all of MobileMedia's corporate officers since October 1, 1993.

2. Identify all of MobileMedia's senior management, including senior executive staff, since October 1, 1993.

3. Identify all persons who, prior to August 19, 1996, have had knowledge or information related to the filing of, or the decision to file, FCC Forms 489 containing inaccurate information by MobileMedia between October 1, 1993 and the present.

The Bureau believes the requested information is reasonably calculated to lead to the discovery of admissible evidence.

CERTIFICATE OF SERVICE

I, Rosalind Bailey, a secretary in the Enforcement Division, Wireless Telecommunications Bureau, certify that I have, on this 5th day of May 1997, sent by regular First Class United States mail, copies of the foregoing "Wireless Telecommunications Bureau's Motion for Special Relief" to:

Robert L. Pettit, Esq.
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20036


Rosalind Bailey