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Federal Communications Commission

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

FCC 97M-118

71494

In the Matter of)	WT Docket No. 97-56
)	
MARC SOBEL)	
)	
Applicant for Certain Part 90 Authorizations)	
in the Los Angeles Area and Requestor Of)	
Certain Finder's Preferences)	
)	
MARC SOBEL and MARC SOBEL)	
d/b/a AIR WAVE COMMUNICATIONS)	
)	
Licenses of Certain Part 90 Stations in the)	
Los Angeles Area)	
)	

ORDER

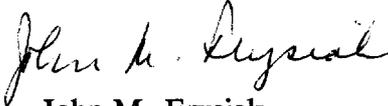
Issued: July 2, 1997 ; Released: July 3, 1997

Under consideration is a Motion to Strike Wireless Telecommunications Bureau's Motion to Compel Production of Documents from James A. Kay, Jr. ("Kay"), filed June 13, 1997.

Kay moves to strike the Bureau's Motion to Compel Production of Documents on the grounds that it was not timely filed. It appears that Kay served his objections to the Bureau's First Document Request personally on one Bureau's counsel and by mail on another. It is deemed that Kay's service was done by mail which makes the Bureau's service of its Motion to Compel timely.

Accordingly, Kay's Motion to Strike IS DENIED.

FEDERAL COMMUNICATIONS COMMISSION


 John M. Frysiak
 Administrative Law Judge