

FCC MAIL SECTION

Federal Communications Commission

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DISPATCHED

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

FCC 97M-128
71573

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| 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 |) | |
| |) | |
| Licensees of Certain Part 90 Stations in the |) | |
| Los Angeles Area |) | |

ORDER

Issued: July 22, 1997 ; Released: July 23, 1997

Under consideration is the Wireless Telecommunications Bureau's ("Bureau") Motion for Leave to Respond to James A. Kay, Jr.'s Response to the Wireless Telecommunications Bureau's Second Motion to Compel Production of Documents from James A. Kay, Jr. ("Kay").

Kay avers that the documents requested in Bureau's Second Motion to Compel, namely Requests Nos. 1, 2, 3, and 5 are covered by the attorney-client privilege.

The Bureau requests that the documents for which the attorney-client privilege is claimed be submitted to the Presiding Judge for an in camera inspection.

Accordingly, pursuant to Section 1.325(a)(3), Kay IS DIRECTED to deliver to the Presiding Judge on or before Friday, July 25, 1997 for an in camera inspection all documents due under Bureau's Request for which the attorney-client privilege is claimed.¹

IT IS SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION


 John M. Frysiek
 Administrative Law Judge

¹ Counsel in this proceeding have been telephonically advised of the contents of this Order.