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

In the Matter of

JOSEPH FRANK PTAK

Order to Show Cause Why a Cease and Desist Order Should Not Be Issued

S CIB DOCKET NO. 98-44
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S
S
S June 12, 1998

Joseph Ptak's Motions for Continuance and Extension of Time, Administrative Dispute Resolution, Telephone Status Conference Call, Appeal of Order 98M-62, and Stay of FCC Actions

Comes now, Joseph Ptak in the above styled matter to offer the following Motion for Continuance and Extension of time, in accordance with Sec. 1.46 of Title 47, Chapter 1 Part 1 Subpart A, to respond to FCC Compliance Bureau's Motion for Summary Judgement.

I request a additional time to respond to the complaints filed against me because my attorney of record, J. Patrick Wiseman, who had received FCC correspondence on behalf of the Hays County Guardian and myself, has died and I have not yet been able to retain a competent replacement as is my right according to Sec 1.21 and Sec. 1.27, Title 47, Chapter 1 Part 1 Subpart A. To date, I have tried to the best of my ability to resolve this matter and respond in a timely manner to the demands of the FCC but without legal counsel I have been unfairly limited in my ability to defend myself.

In addition I request that as is allowed under Sec. 1.18 of Title 47, Chapter 1 Part 1 Subpart A that administrative dispute resolution be instituted and that the Compliance and Information Bureau be ordered to utilize alternative dispute resolution procedures before proceeding further with further formal complaint procedures.

Finally in accordance with Sec. 1.733 of Title 47, Chapter 1 Part 1 Subpart A that a status conference be held so that I may address issues which I feel have been not fairly resolved and so that I may address matters that may aid in the disposition of the complaint which I have not had the opportunity to clarify. I request that the status conference be by telephone per Sec 1.733 (d), which allows such conferences to be held by telephone conference call.

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Furthermore, I would like to Appeal the decision of Administrative Law Judge Richard Sipple's denial of my request for a Change of Venue and contest his Order FCC 98M-62, that only the FCC Commissioners can order a change of venue. According to Sec 0.351 of Title 47, the Chief Administrative Law Judge is authorized to change the place of hearing. In that ADL Sipple acted without authority and failed to inform Thee Chief Administrative Law Judge of the numerous requests for a change of venue and that I was denied my constitutional right to be present at the prehearing conference which I requested changed and that by excluding my participation in that hearing I have been put in an unfair position and my due process rights have been violated, I request that all actions by the FCC Compliance and Information Bureau be stayed until I have an opportunity to have my Change of Venue plea heard regarding the prehearing conference.

Yours in freedom,

Joseph B. W.

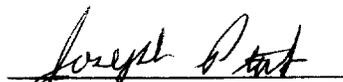
CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of June, 1998, a true and correct copy of Joseph Ptak's Motions for Continuance and Extension of Time, Administrative Dispute Resolution, Telephone Status Conference Call, Appeal of Order 98M-62 and Stay of FCC Actions sent via certified mail to the following:

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Joseph Ptak