Before the

FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

In the Matter of	)	
	)	
Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991	)	CG Docket No. 02-278
	)	
Junk Fax Protection Act of 2005	)	CG Docket No. 05-338
	)	
	)	
Petitions for Declaratory Ruling and Retroactive Waiver of 47 C.F.R. § 64.1200(a)(4)(iv) Regarding the Commission's Opt-Out Notice Requirement for Faxes Sent with the Recipient's Prior Express Permission	)	Re: Waiver Request by Healthways, Inc. and Healthways WholeHealth Networks, Inc.

To: Office of the Secretary

Attention: The Commission
Consumer and Governmental Affairs Bureau

JOINT MOTION TO ALTER RESPONSIVE PLEADING DATES

Edward Simon, DC ("Simon") and Affiliated Health Care Associates, P.C. ("Affiliated") on the one hand, and Healthways, Inc. and Healthways WholeHealth Networks, Inc. (collectively "Healthways") respectfully request that the dates for responsive pleadings relative to Simon and Affiliated's September 28, 2015 Application for Review be modified. In support, the following is respectfully submitted.

Simon and Affiliated's Application for Review was filed on September 28, 2015. Pursuant to Section 1.115(d) of the Commission's rules, Healthways' responsive pleading is due on October 13, 2015 (i.e. fifteen (15) days after the filing of the application for review). Simon

and Affiliated's reply would be due on October 23, 2015 (i.e. ten (10) days after the filing of the opposition).

In light of travel plans of counsel as well as other work commitments, it is requested that the responsive pleadings dates be modified as follows:

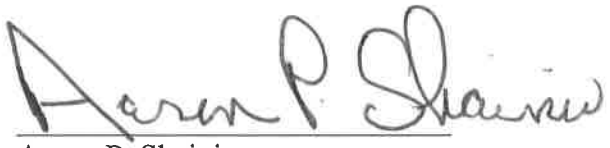
- Healthways responsive submission due date: October 23, 2015
- Simon and Affiliated Reply due date: November 12, 2015

It is submitted that a grant of the request would not prejudice any party. Moreover, it would be in the public interest since it would allow adequate time for the parties to provide a full and complete discussion of the pertinent issues.

Counsel for Healthways has been contacted concerning the instant motion and has authorized the undersigned to state that Healthways joins in the motion.

October 6, 2015

Respectfully submitted,



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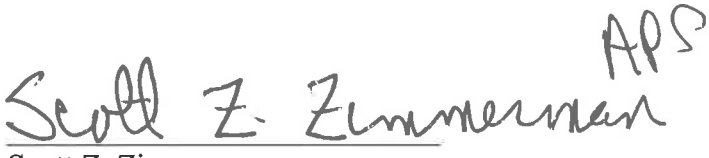

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One of its Attorneys for Edward Simon, DC
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CERTIFICATE OF SERVICE

I, Malinda Markland, do hereby certify that copies of the foregoing "Joint Motion to Alter Responsive Pleading Dates" were sent on this 7th day of October, 2015, via regular mail, to the following:

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