

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20585

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IN THE MATTERS OF)
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NORCOM COMMUNICATIONS CORPORATION)
ASS'N FOR EAST END LAND MOBILE COVERAGE)
LMR 900 ASSOCIATION OF SUFFOLK)
METRO NY LMR ASSOCIATION)
NY LMR ASSOCIATION)
WIRELESS COMM. ASSOCIATION OF SUFFOLK COUNTY)

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MAR 18 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

WTB DOCKET No.

TO: HON. ADMINISTRATIVE LAW JUDGE JOHN M. FRYSIK

SECOND MOTION FOR EXTENSION OF TIME

Norcom Communications Corp. ("Norcom"), by its attorneys and pursuant to section 1.323(b) and 1.325(a)(2) of the rules and regulations of the Federal Communications Commission ("FCC" or "Commission"), hereby moves the Presiding Judge to extend the time periods by which Norcom is required to respond to two recent discovery requests initiated by the Wireless Telecommunications Bureau ("Bureau") in this proceeding.

On March 15, 1999, the Presiding Judge issued an order extending the time period for Norcom to respond to the Bureau's interrogatories and request for production of documents. The Presiding Judge extended the deadlines until March 19, 1999. Norcom moves the Presiding Judge to permit it to respond to both discovery requests by no later than March 26, 1999,¹ subject to such further extensions which may be necessary, as discussed below. In addition, pursuant to section 1.246 of the FCC's rules, Norcom requests that the Presiding

¹ By separate order issued on March 15, 1999, the Presiding Judge has already permitted the above-captioned Associations to respond by March 26, 1999.

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Judge afford it until March 26, 1999, to respond to two of the Bureau's request for admissions for which Norcom's objections were overruled by Order No. 99M-20, dated March 19, 1999.

As Norcom reported in its previous Motion for Extension of Time, it continues to negotiate with the Bureau for the possible settlement of this controversy. In this regard, counsel for Norcom and the Bureau met on March 15, 1999, and outlined possible settlement terms and conditions. Then, on March 16 and March 17, 1999, Norcom provided additional information to the Bureau to further that settlement process. Norcom currently awaits further word from the Bureau as to whether a settlement is likely to proceed. Norcom anticipates conducting further negotiation with the Bureau regarding a possible settlement during the week of March 22, 1999.

While Norcom now requests only a brief extension of time in this Second Motion, it reserves the right to seek a further extension based on the continuation of its settlement discussions with the Bureau.

WHEREFORE, THE PREMISES CONSIDERED, Norcom requests that the Presiding Judge grant its Motion and extend the deadline for Norcom to respond both of the Bureau's outstanding requests for discovery, as well as the requests for admission, up to and including March 26, 1999.

Respectfully submitted,

NORCOM COMMUNICATIONS CORPORATION

By: 

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Dated: March 18, 1999

CERTIFICATE OF SERVICE

I, Donna Fleming, a secretary in the law firm of Gardner, Carton & Douglas, certify that I have this 18th day of March, 1999, caused to be sent by facsimile and first-class mail, a copy of the foregoing Second Motion to the following:

Honorable John M. Frysiak
Administrative Law Judge
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