

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

In the Matter of)
)
Implementation of Sections 309(j) and) **WT Docket 99-87**
337 of the Communications Act of 1934)
as Amended)

**Land Mobile Communications Council=s
Request for Extension of Time to File Comments**

1. The Land Mobile Communications Council (LMCC), pursuant to Section 1.46 of the Commission=s rules,¹ hereby requests an extension of time to file comments in response to the *Notice of Proposed Rule Making* adopted by the Commission on March 19, 1999.²

2. The LMCC is a non-profit association of organizations representing virtually all users of land mobile radio systems, providers of land mobile services, and manufacturers of land mobile radio equipment. The LMCC acts with the consensus, and on behalf, of the vast majority of public safety, business, industrial, private, commercial and land transportation radio users on several frequency bands regulated by the FCC.

¹ 47 C.F.R.  1.46.

² See Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended, Promotion of Spectrum Efficient Technologies on Certain Part 90 Frequencies, Establishment of Public Service Radio Pool in the Private Mobile Frequencies Below 800 MHz, *Notice of Proposed Rule Making*, WT Docket No. 99-87, FCC 99-52 (rel. March 19, 1999).

3. The LMCC notes that, just after releasing the above-referenced *Notice of Proposed Rule Making*, the Commission released a *Second Memorandum Opinion and Order* in the ARefarming≡ proceeding.³ While the LMCC is pleased that the Commission has taken some action in the ARefarming≡ proceeding, digesting and preparing comprehensive and clear responses to both the *Notice of Proposed Rule Making* and the *Second Memorandum Opinion and Order* in thirty days is a difficult, if not impossible, task.

4. Because the issues raised in the *Notice of Proposed Rule Making* address the possible modification of the rules governing the private wireless community, the LMCC feels compelled to comment on this proceeding. However, due to the number of questions raised in the item and the enormous impact the answers to these questions will have on the private wireless industry, the LMCC respectfully requests that the Commission extend the deadline for filing comments until August 2, 1999, and extend the deadline for filing reply comments until September 16, 1999. This additional time will allow the LMCC, and the entire private wireless community, to develop a consensus on as many issues as possible and to comment in a meaningful way regarding these extremely important issues.

Respectfully Submitted,

Land Mobile Communications Council

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/s/ Paul B. Najarian

³ See Replacement of Part 90 by Part 88 to Revise the Private Land Mobile Radio Services and Modify the Policies Governing Them and Examination of Exclusivity and Frequency Assignment Policies of the Private Land Mobile Services, *Second Memorandum Opinion and Order*, PR Docket 92-235, FCC 99-68 (rel. April 13, 1999).

Paul B. Najarian, President

Date: May 12, 1999



CERTIFICATE OF SERVICE

I, Laura L. Smith, do hereby certify that on the 12th day of May 1999, I forwarded to the parties listed below a copy of the foregoing Request for Extension of Time of the Land Mobile Communications Council by first-class mail, postage pre-paid:

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/s/ Laura L. Smith
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* *Via Hand Delivery*