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

In the Matter of)
)
KEVIN DAVID MITNICK)
)
Licensee of Station N6NHG in the)
Amateur Radio Service for Renewal)
of Station License)
)
KEVIN DAVID MITNICK)
)
For Renewal of Amateur Radio)
General Class Operator License)
)

WT Docket No. 01-344

File No. 00000-58498

TO: Honorable Richard L. Sippel
Administrative Law Judge

MOTION TO RESCHEDULE HEARING

Kevin Mitnick ("Mitnick"), by his attorney, hereby respectfully requests the Administrative Law Judge to postpone the date for filing of direct case exhibits until a date after May 31, 2002, and to adjust the other procedural dates in the case accordingly. In support thereof, it is alleged:

1. Mitnick has been working on his direct case exhibits in this proceeding, writing his direct case testimony and arranging to get letters from others attesting to his rehabilitation. Unfortunately, extraordinary personal circumstances have arisen which will make it impossible for Mitnick to exchange his direct case exhibits by May 14, 2002, as presently required.

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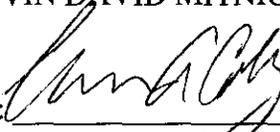
2. Specifically, Mitnick has been given a book contract by the publisher John Wiley & Sons to write "The Art of Deception", a book on computer security. The deadline for the submission of the manuscript is May 31, 2002, and Mitnick has been dedicating almost all of his waking hours to the effort of completing the manuscript by the required deadline.

3. While Mitnick values his amateur radio license very highly, and is extremely respectful of the time and effort being put into this case by the ALJ and other FCC staff members, and while amateur radio operation plays an important part in his life, it does not put bread on his table. The timely completion of the book, on the other hand, is absolutely essential if Mitnick is going to continue to eat three square meals a day. At present, it provides his only significant source of income.

4. Mitnick advises that as soon as the manuscript is submitted on May 31, 2002, he intends to devote full time and attention to the preparation of his hearing exhibits. A small delay in the hearing schedule will cause no harm to the public interest, nor will it prejudice the rights of any party to this proceeding. Accordingly, Mitnick respectfully requests the ALJ to exercise his discretion; change the date for filing direct case exhibits from May 14, 2002 to June 14, 2002; and reschedule the other procedural dates, including the hearing date, to suit the ALJ's convenience.

Respectfully submitted,

KEVIN DAVID MITNICK

By: 
Lauren A. Colby
His Attorney

April 26, 2002

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CERTIFICATE OF SERVICE

I, Traci Maust, a secretary in the law office of Lauren A. Colby, do hereby certify that copies of the foregoing have been sent via facsimile and Federal Express, this 26th day of April, 2002, to the offices of the following:

Honorable Richard L. Sippel
Administrative Law Judge
F.C.C.
445 12th Street, S.W.
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Traci Maust