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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments,)
FM Broadcast Stations.)
)
(Chillicothe, Dublin,)
Hillsboro, and Marion, Ohio))

MB Docket No. 02-266
RM-10557

To: Media Bureau (Audio Division)

MOTION FOR EXTENSION OF TIME

Sandyworld, Inc. ("Sandyworld"), by its attorney, respectfully requests an extension of time, until November 12, 2002, in which to submit comments with respect to the Commission's Notice of Proposed Rule Making, DA 02-2100, released August 30, 2002 ("NPRM"). In support thereof, the following is shown.

Sandyworld is the licensee of FM translator W294AH, Columbus, Ohio. Implementation of the changes proposed in the NPRM would result in W294AH causing interference to WMRN-FM. There is no self-precluding channel for Sandyworld to move to. It cannot file an application for an open channel, should one be available, until the opening of a new filing window, and there is no assurance that any application it may file would be granted. Hence, W249AH would have to cease operation should the proposed changes be approved.

Sandyworld became aware of the NPRM only in the past few days. Contrary to the provisions of Section 1.401(d) of the Commission's rules, it was not served with a copy of the petition for rulemak-

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ing,¹ As the proposal may result in the deletion of Sandyworld's license, Sandyworld clearly falls within the ambit of a licensee whose "channel assignment would be changed." Sandyworld was entitled to be served with the petition for rulemaking, and the failure to do so has resulted in Sandyworld being unaware of the proposal to its detriment.

Sandyworld requires the additional time to properly review the large amount of material submitted in the petition for rulemaking, and to prepare comments thereupon. Only in this way may the Commission be confident that it has all of the information necessary to make a decision which comports with the public interest, convenience and necessity.

Out of an abundance of caution, Sandyworld intends to submit whatever comments it is able to develop on October **21, 2002**. However, any submission on that date would clearly be less complete than one filed later, and its submission should not be taken as a withdrawal of this request.

Both Counsel who submitted the petition for rulemaking and the appropriate member of the FCC staff have been orally advised of the filing of this request.

Accordingly, the Commission should extend the time for filing comments in the instant proceeding to November **12, 2002**, and extend the date for reply comments accordingly.

¹ This section reads in relevant part:
(d) Petitions for amendment of the FM Table of Assignments (573.202 of this chapter) ... shall be served by petitioner on any Commission licensee or permittee whose channel assignment would be changed by grant of the petition. The petition shall be accompanied by a certificate of service on such licensees or permittees.

Respectfully Submitted,

SANDYWORLD, INC.

By 

Jerrold Miller
Its Attorney

October 18, 2002

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of October, 2002, a copy of the foregoing document was placed in the United States mail, first class postage prepaid, addressed to the following

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