

FCC MAIL SECTION

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

Aug 19 2003

FCC MAIL SECTION

In the Matter of)	
)	
2002 Biennial Regulatory Review –)	MB Docket No 02-277
Review of the Commission’s Broadcast)	
Ownership Rules and Other Rules)	
Adopted Pursuant to Section 202 of)	
The Telecommunications Act of 1996)	
)	
Cross-Ownership of Broadcast)	MM Docket No 01-235
Stations and Newspapers)	
)	
Rules and Policies Concerning)	MM Docket No 01-317
Multiple Ownership of Radio)	
Broadcast Stations in Local Markets)	
)	
Definition of Radio Markets)	MM Docket No 00-244
)	
Definition of Radio Markets for)	MB Docket No. <u>03-130</u>
Areas Not Located in an Arbitron)	
Survey Area)	

ORDER

Adopted: August 15, 2003

Released: August 15, 2003

By the Chief, Media Bureau

1 On July 2, 2003, the Commission released a *Report and Order and Notice of Proposed Rule Making*, completing its third biennial review of its broadcast ownership rules.¹ On August 11, 2003, the Diversity and Competition Supporters (“Petitioners”) filed a motion requesting permission to exceed the page limits for petitions for reconsideration, as well as oppositions and replies thereto.² Petitioners ask that we increase the limits for petitions and oppositions to 50 pages for each and the limits for replies to 20 pages.³ They argue that the broadcast ownership proceeding contains several interrelated proceedings, and they cannot discuss their points “coherently and thoroughly” within the page limits

¹ *In the Matter of 2002 Biennial Regulatory Review – Review of the Commission’s Broadcast Ownership Rules and Other Rules Adopted Pursuant to Section 202 of the Telecommunications Act of 1996, Cross-Ownership of Broadcast Stations and Newspapers, Rules and Policies Concerning Multiple Ownership of Radio Broadcast Stations in Local Markets, Definition of Radio Markets, and Definition of Radio Markets for Areas Not Located in An Arbitron Survey Area*, FCC 03-127, 68 FR 46286-01, 2003 WL 21785144 (F R) (“*Report and Order*”). The item was published in the Federal Register on Tuesday, August 5, 2003

² Motion to Extend Page Limits on Reconsideration (“*Motion*”), filed by Diversity and Competition Supporters, Aug 11, 2003. The Commission’s rules state that petitions for reconsideration and oppositions to petitions for reconsideration of Commission actions shall not exceed 25 double-spaced typewritten pages, and replies to oppositions shall not exceed 10 double-spaced typewritten pages. 47 C.F.R. § 1.429 (d), (f) and (g)

³ *Motion* at 1

articulated in the rules⁴ They add that the Commission has previously relaxed the page limitations when parties seek reconsideration of extraordinarily complex decisions⁵

2 We agree with Petitioners that the issues presented in this proceeding are both complex and important The *Report and Order* was the culmination of the most comprehensive review of broadcast ownership regulation in the agency's history We therefore find that the public interest would be best served by granting the Petitioners' Motion in order to assure a complete record and thorough treatment of all the issues on reconsideration In this proceeding, petitions for reconsideration and oppositions to petitions for reconsideration will be limited to 50 pages each, and replies to opposition to petitions for reconsideration will be limited to 20 pages

3 Accordingly, IT IS ORDERED that Petitioners' Motion to Extend Page Limits on Reconsideration in the above-captioned proceeding IS GRANTED.

FEDERAL COMMUNICATIONS COMMISSION

W Kenneth Ferree
Chief, Media Bureau

⁴ *Id* at 1-2

⁵ *Id* at 2-3 (citing *Implementation of the Local Competition Provisions in the Telecommunications Act of 1996*, 11 FCC Rcd 11882 (CCB 1996), *Amendment of Section 2.106 of the Commission's Rules to Allocate Spectrum at 2 GHz for Use by the Mobile-Satellite Service*, 12 FCC Rcd 6532 (OET 1997))