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April 12, 2004

## **BY ELECTRONIC COMMENT FILING SYSTEM**

Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
TW-A325  
Washington, DC 20554

**Re: Further Modified Request for Further Modification of  
Deadlines of Amarillo License, L.P. for Station KNKA574 and  
High Plains Wireless, L.P. for Station KNLF919 on  
Implementation of Wireless Enhanced 911 Phase II Automatic  
Location Identification (ALI) System  
CC Docket No. 94-102**

Dear Ms. Dortch:

On behalf of Amarillo License, L.P. ("Amarillo") and High Plains Wireless, L.P. ("High Plains"), we hereby submit their further modified request for a modification of the deadlines for implementation of Wireless Enhanced 911 Phase II Automatic Location Identification ("ALI") Systems for Stations KNKA574 and KNLF919. Specifically, Amarillo and High Plains ask the Commission for an extension of time until May 15, 2004 to provide Phase II 911 enhanced service to at least 50 percent of the PSAP area or population within the companies' respective service areas.

**Contact Information**

## 1. Carrier Identifying Information:

Carrier Name: Amarillo License, L.P.  
 FCC Registration Number: 0001656438

Carrier Name: High Plains Wireless, L.P.  
 FCC Registration Number: 0001660489

## 2. The name, title, address, telephone number, facsimile number and e-mail address of the person or persons responsible for the carrier report.

Name: Sue Parrish  
 Title: Technician  
 Address: 7203 I-40 West, Suite M  
 Amarillo, Texas  
 Telephone: (806) 680-0065  
 Facsimile: (806) 373-4346  
 E-mail: suepar@cell1amarillo.com

**Background**

On June 26, 2002, Amarillo and High Plains received a request for E911 Phase II service from Potter-Randall County Emergency Communications District (the "Local PSAP"). Amarillo and High Plains intend to utilize a network-based location technology. Pursuant to Section 20.18(f) of the Commission's rules, Amarillo and High Plains were required to provide E911 Phase II service to 50 percent of the area or population of their respective coverage areas within six months, or by December 26, 2002 and to 100 percent of their respective coverage areas within 18 months, or by December 26, 2003.

A month after Amarillo and High Plains received the request from the Local PSAP, the Commission released *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, E911 Compliance Deadlines for Non-Nationwide Tier III CMRS Carriers*, Order to Stay, CC Docket 94-102, FCC 02-210, released July 26, 2002 ("First Stay Order"), which included an extension of the deadline for implementation of E911 Phase II for those Tier III carriers requesting an extension. Specifically, the Commission required that those Tier III carriers planning to use network-based location systems meet the accuracy standards of Section 20.18(h) of the Commission's rules, 47 C.F.R. § 20.18(h), for 50 percent of the population or area of the PSAP area within the wireless system's service area within six months of a PSAP request or by September 1, 2003, whichever is later and for the entire PSAP area within the wireless system's service area within 18 months of a PSAP request or by September 1, 2004, whichever is later.

On August 9, 2002, Amarillo and High Plains filed a request that the Commission extend their implementation dates for a network-based location system to the same dates as those provided to other Tier III carriers in the First Stay Order.

On August 29, 2003, Amarillo and High Plains filed a "Request for Further Modification of Deadlines." Specifically, Amarillo and High Plains requested that the Commission extend their implementation dates until March 1, 2004 to provide Phase II 911 enhanced service to at least 50 percent of the PSAP area or population within the companies' respective service areas and until March 1, 2005 to provide Phase II 911 enhanced service to the entire PSAP area within their respective service areas.

On October 10, 2003, the Commission issued a further stay order. *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, E911 Compliance Deadlines for Non-Nationwide Tier III CMRS Carriers*, Order to Stay, CC Docket 94-102, FCC 03-241, released October 10, 2003 ("Second Stay Order"). In the Second Stay Order, the Commission granted Amarillo and High Plains the same stay granted Tier III carriers in the First Stay Order, that is until September 1, 2003 to provide Phase II 911 enhanced service to 50 percent of the area or population of the PSAP area within the companies' respective service areas and until September 1, 2004 to provide Phase II 911 enhanced service to the entire PSAP area within the companies' respective service areas. The Second Stay Order did not consider the August 29, 2003 "Request for Further Modification of Deadlines" filed by Amarillo and High Plains.

On November 10, 2003, Amarillo and High Plains filed a "Petition for Partial Reconsideration of Order to Stay; Supplement to Request for Further Modification of Deadlines." In their petition, Amarillo and High Plains asked the Commission to reconsider the Second Stay Order by granting their August 29, 2003 request for an extension until March 1, 2004 to provide Phase II 911 enhanced service to at least 50 percent of the PSAP area or population within the companies' respective service areas. At the same time, Amarillo and High Plains withdrew without prejudice their August 29, 2003 request for an extension until March 1, 2005 to provide Phase II 911 enhanced service to the entire PSAP area within their respective service areas. As a result, Amarillo and High Plains are no longer seeking to alter the September 1, 2004 date as set by the Commission in the Second Stay Order. On November 17, 2003, Amarillo and High Plains supplemented their petition to include a letter from the Local PSAP consenting to their request.

On February 27, 2004, Amarillo and High Plains filed a modified request for a modification of the deadlines for implementation of Wireless Enhanced 911 Phase II Automatic Location Identification ("ALI") Systems for Stations KNKA574 and KNLF919. Specifically, Amarillo and High Plains asked the Commission for an extension of time until April 15, 2004 to provide Phase II 911 enhanced service to at least 50 percent of the PSAP area or population within the companies' respective service areas.

**Further Request for Further Modification of Rule Section 20.18(f) Deadline**

Amarillo and High Plains have encountered further delays in the installation and testing of Phase II 911 enhanced service. Andrew Corporation has completed installation of the E911 Phase II location system. However, Amarillo and High Plains have discovered that switch modifications are needed so that queries can be made with Intrado regarding the ALI database. Amarillo and High Plains did not realize that such switch modifications were necessary until after Phase II was installed. They expect to be able to make the requisite switch modifications and complete testing by May 15, 2004. Attached is a letter from the Local PSAP consenting to the new requested date. Section 20.18(j)(5) of the Commission's rules, 47 C.F.R. § 20.18(j)(5), permits carriers and PSAPs to modify deadlines by mutual consent. Since the Local PSAP has consented to the May 15 deadline, this request by Amarillo and High Plains is fully justified.

Therefore, Amarillo and High Plains respectfully request that the Commission extend their implementation deadline until May 15, 2004 to provide Phase II 911 enhanced service to at least 50 percent of the population of the PSAP area within their respective wireless service areas.

Please address any inquiries regarding this matter to the undersigned.

Respectfully submitted,



Jeanne W. Stockman

**Greenwald, Eliot**

**From:** Sue Parrish [suepar@cell1amarillo.com]  
**Sent:** Thursday, April 08, 2004 12:55 PM  
**To:** Greenwald, Eliot  
**Subject:** FW: Letter of delay

-----Original Message-----

**From:** Charlie Broomhead [mailto:cbroomhead@pr911.org]  
**Sent:** Thursday, April 08, 2004 11:44 AM  
**To:** Sue Parrish  
**Subject:** Letter of delay

**April 8, 2004**

**Mr. Danny McWhorter**

**Vice President/General Manager**

**Cellular One of Amarillo/High Plains Wireless**

**7203 I-40 West, Suite M**

**Amarillo, TX 79106**

**RE: Implementation Delay of Phase II**

**Dear Mr. McWhorter,**

**Potter-Randall County Emergency Communications District agrees to the delay in implementation of Phase II until May 15, 2004. We understand the necessary delay in implementation is to provide adequate testing to insure the new equipment is at peak performance.**

**The District is prepared to assist Cellular One in the testing and performance to meet the FCC guidelines.**

**Sincerely,**

**Charlie Broomhead**

**Executive Director**