

July 15, 2004

Ms. D'wana R. Terry, Chief  
Public Safety and Critical Infrastructure Division  
Wireless Telecommunications Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, DC 20554

Via e-mail

Re: 4.9 GHz Regional Plans, WT Docket # 00-32

Dear Ms. Terry,

The undersigned are the chairmen or conveners of all six 700 MHz regional planning committees in the state of Texas.

With regard to the 4.9 GHz public safety band, FCC rule section 90.1211, adopted in the above-captioned proceeding, states that "each region may submit a plan on guidelines to be used for sharing the spectrum within the region." [emphasis added] However, the rule further states that "any such plan must be submitted to the Commission within 12 months of the effective date of the rules." [emphasis added] This deadline date is July 30, 2004.

Each of our committees desires and intends to actively participate in the coordination and orderly management of this valuable spectrum resource. However, due to a number of significant uncertainties regarding technical standards, spectrum management, and equipment availability, including the unresolved petition for reconsideration filed by the National Public Safety Telecommunications Council on July 30, 2003, we find it impossible to develop meaningful plans for use of this spectrum by July 30, 2004.

Therefore, we respectfully request an extension of the date by which regional plans are due to be filed with the Commission. We suggest that the deadline be extended until at least one year following the date on which the unresolved matters are settled by the Commission.

Thank you for your consideration.

Sincerely,

          /s/ Dan Scrivner

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