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July 15, 2005

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JUL 15 2005

Federal Communications Commission  
Office of Secretary

Marlene H. Dortch, Esquire  
Secretary  
Federal Communications Commission  
445 12th Street, S.W., Room TW-B204  
Washington, D.C. 20554

Re: MM Docket No. 00-138  
RM-9896  
Boca Raton, Florida

Dear Ms. Dortch:

Transmitted herewith, on behalf of Guenter Marksteiner, are an original and four copies of his "Motion for Extension of Time" in the above-referenced proceeding.

Should any questions arise concerning this matter, please communicate with this office.

Very truly yours,



Anne Goodwin Crump  
Counsel for Guenter Marksteiner

Enclosures

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BEFORE THE

**Federal Communications Commission**

WASHINGTON, D.C. 20554

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JUL 15 2005

Federal Communications Commission  
Office of Secretary

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MM DOCKET NO. 00-138
Table of Allotments,	)	RM-9896
Digital Television Broadcast Stations.	)	
(Boca Raton, Florida)	)	

Directed to: The Commission

**MOTION FOR EXTENSION OF TIME**

Guenter Marksteiner, by his attorneys, hereby respectfully submits this Motion for Extension of Time in which to respond to the Application for Review submitted by Sherjan Broadcasting Co., Inc. ("Sherjan") with regard to the *Memorandum Opinion and Order*, DA 05-1496, released June 1, 2005, in the above-referenced proceeding. With respect thereto, the following is stated:

1. Marksteiner and the School Board of Broward County, which is the licensee of noncommercial educational station WPPB-TV, Boca Raton, Florida, are the proponents of the DTV channel substitution which is the subject of the above-referenced proceeding. Marksteiner has previously participated in the proceeding, including with respect to the Petition for Further Reconsideration which is the subject of the most recent *Memorandum Opinion and Order*, and thus he is an interested party.

2. The Application for Review in this proceeding was filed on July 1, 2005. Therefore,

in accordance with Section 1.115 of the Commission's rules, an Opposition would ordinarily be due on July 18, 2005, the first business day following the fifteenth day after the filing of the Application for Review. In this instance, however, engineering counsel for the proponents has been out of his office and unavailable. Since the issues to be addressed herein relate almost entirely to engineering matters, this absence has precluded the proponents from going forward with preparing a response to the matters raised in the Application for Review. It is anticipated that the proponents' engineering counsel will be available starting on July 18, 2005. It then will be necessary for the engineering counsel to review the claims raised in the Application for Review and to formulate a response. Accordingly, Marksteiner is herein requesting a brief extension of only eleven days in which to submit his Opposition.

3. The requested extension of time will not create any substantial delay in the resolution of this proceeding. This matter has been pending for some time, and the requested extension will result in only a minor, incremental additional amount of time. Counsel for Sherjan has authorized the undersigned counsel to represent that he will interpose no objection to the requested extension. Moreover, the requested extension would serve the public interest by allowing sufficient time for the formulation of a complete engineering response, thereby providing the Commission with an opportunity to consider fully all of the issues raised.

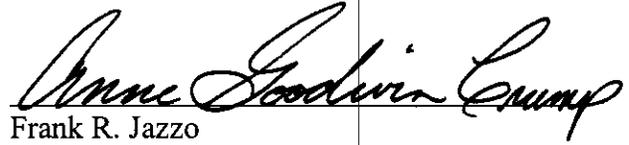
WHEREFORE, the premises considered, Marksteiner hereby respectfully requests that the time for filing an Opposition to the Application for Review in the above-captioned proceeding be extended through July 29, 2005.

Respectfully submitted,

GUENTER MARKSTEINER

Fletcher, Heald & Hildreth, P.L.C.  
1300 North 17th Street  
Eleventh Floor  
Arlington, Virginia 22209  
(703) 812-0400

By:



Frank R. Jazzo  
Vincent J. Curtis, Jr.  
Anne Goodwin Crump

Its Attorneys

July 15, 2005

**CERTIFICATE OF SERVICE**

I, Sai MacCormack, a secretary in the law firm of Fletcher, Heald & Hildreth, P.L.C., do hereby certify that a copy of the foregoing "Opposition to the Application for Review" was sent this 15<sup>th</sup> day of July, 2005, by first-class United States Mail, postage prepaid to:

Peter Tannenwald, Esquire  
Irwin Campbell & Tannenwald, P.C.  
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Counsel for the School Board of Broward County

\*By Hand Delivery

  
Sai MacCormack

# DOCUMENT INDEX TERMS

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- 5. Law Firm Name (25) Fletcher, Heald & Hildreth, P.L.C.
- 6. Attorney/Author Name (last, first, ml) (25) Crump, Anne
- 7. File Number (20) \_\_\_\_\_

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