

August 31, 2006

SUBMITTED ELECTRONICALLY

Marlene H. Dortch
Secretary
Federal Communications Commission
45 12th Street, S.W.
Washington, D.C. 20554

Re: WT Docket 02-55, ET Docket 00-258; SuperStation, Inc., Broadcast Auxiliary System ("BAS") Relocation Report

Dear Ms. Dortch:

We write on behalf of our client, Turner Broadcasting System, Inc. ("Turner"), which has been engaged, on behalf of its indirect subsidiary, SuperStation, Inc. ("SuperStation"), in negotiations with Nextel Communications, Inc. ("Nextel") regarding the relocation of SuperStation's BAS operations in the 1990-2025 MHz band (the "2 GHz Band").

On April 6, 2005, Nextel submitted a BAS Relocation Schedule and Implementation Plan, pursuant to the Report and Order in the above referenced proceeding^{1/} outlining its proposal to retune the operations of stations employing the 2 GHz Band (the "Relocation Schedule"). Nextel projected in the Relocation Schedule that retuning would be complete in certain markets by September 7, 2006 (and that retuning of facilities in the remaining markets would be complete by September 7, 2007).

Four of Turner's markets are implemented by the Relocation Schedule. The retuning of two of those markets (Washington, D.C. and Atlanta, GA) was scheduled to be completed by September 7, 2006. Because, through no fault of its own, Turner/SuperStation has not yet even entered into a Frequency Relocation Agreement with Nextel, the Turner facilities in those two markets will not be retuned (and retuning will not even have commenced) by September 7, 2006.

Turner recognizes that the FCC's rules and decisions do not mandate retuning in particular markets by September 7, 2006; the FCC merely required Nextel to provide it with a retuning schedule (which presumably could be adjusted as necessary). Therefore, Turner's inability to adhere to the originally contemplated Relocation Schedule does not require a waiver of FCC

^{1/} See, *Improving Public Safety Communications in the 800 MHz Band; Consolidating the 800 and 900 MHz Industrial/Land Transportation and Business Pool Channels*, Report and Order, Fifth Report and Order, Fourth Memorandum Opinion and Order, 19 FCC Rcd 14969.

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

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rules. Nevertheless, Turner writes to notify the FCC that it remains prepared to implement the processes contemplated by the 800 MHz Report and Order.

If there are any questions regarding this matter, please contact the undersigned directly.

Respectfully submitted,

/s/ Russell H. Fox

Russell H. Fox

cc: (each by e-mail)
David Furth
Geraldine Matisse
Jamison Prime
Michael Wilhelm