

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

In the Matter of)	
)	
Improving Public Safety Communications in the 800 MHz Band)	WT Docket No. 02-55
)	

**CITY OF ALEXANDRIA, VIRGINIA’S REPLY IN SUPPORT OF THE
PETITION OF THE COUNTY OF FAIRFAX, VIRGINIA, FOR WAIVER OF
THE COMMISSION’S JUNE 26, 2008, PROGRAM COMPLETION DATE FOR
REBANDING THE COUNTY’S 800 MHZ CHANNELS**

WAIVER – EXPEDITED ACTION REQUESTED

Office of the City Attorney

**Ignacio B. Pessoa
City Attorney
301 King Street, Suite 1300
Alexandria, Virginia 22314**

**Roderick B. Williams
Assistant City Attorney**

The City of Alexandria, Virginia (“City”), pursuant to 47 C.F.R. § 1.45, hereby submits this reply in support of the Petition (“Petition”) of the County of Fairfax, Virginia (“Fairfax County”), for waiver of the June 26, 2008 deadline (“Completion Date”) for completion of reconfiguration (or, “rebanding”) by licensees that must reband pursuant to 47 C.F.R. § 90.677 and the Commission’s Orders in this proceeding.

The City, like Fairfax County, is authorized by the Commission to operate an 800 MHz public safety voice radio network. The City, like Fairfax County, is one of fourteen licensees in the Washington, D.C. metropolitan area (“National Capital Region” or “NCR”) that are interoperable with each other. The circumstances that Fairfax County sets forth in the Petition apply not just to Fairfax County, but as well apply generally to the City and all other NCR licensees. Namely, the circumstances at issue include, but are not necessarily limited to, the need to accomplish the rebanding of the 800 MHz public safety radio systems without sacrificing the high degree of interoperability that is essential for Fairfax County, the City, and all NCR licensees,¹ and the need for Fairfax County, the City, and all NCR licensees to ensure that they would not be undertaking significant rebanding expenditures that might not be reimbursed to them.

If Fairfax County (as well as the City and the other NCR licensees) is required to complete rebanding by the June 26, 2008 Completion Date, however, the rebanding would sacrifice essential interoperability. In addition, in such circumstances, Fairfax County, the City, and all NCR licensees would be at risk of undertaking significant rebanding expenditures that might not be reimbursed to them.

¹ Interoperability between the City and Fairfax County is particularly critical to the City and Fairfax County in light of the fact that the City and Fairfax County are geographically located directly adjacent to each other. As a result of such adjacency, the City and Fairfax County routinely bring their respective public safety resources to each other’s assistance on a day-to-day mutual aid basis.

Accordingly, the City respectfully requests that the Commission, on an expedited basis grant Fairfax County's requested relief, both as to Fairfax County's obligation to complete rebanding by the June 26, 2008 Completion Date and as to the obligation of all NCR licensees, including the City, to complete rebanding by the June 26, 2008 Completion Date, and establish July 29, 2010 as the Completion Date for all NCR licensees, and grant such other relief as is just and proper.

Respectfully submitted,

CITY OF ALEXANDRIA, VIRGINIA

Ignacio B. Pessoa
City Attorney

By



Roderick B. Williams
Assistant City Attorney

Office of the City Attorney
301 King Street, Suite 1300
Alexandria, Virginia 22314
Telephone (703) 838-4433
Facsimile (703) 838-4810

Dated: June 6, 2007

CERTIFICATE OF SERVICE

The foregoing Reply in Support has been served electronically this 6th day of June, 2007 upon:

Merrell B. Renaud, TA Mediator, at mrenaud@ssd.com
Eduardo R. Guzman, Counsel for Sprint Nextel, at eduardo.guzman@dbr.com
David Furth, Associate Bureau Chief, Public Safety and Homeland Security
Bureau, Federal Communications Commission, at david.furth@fcc.gov
Erin C. Ward, Assistant County Attorney, Fairfax County, Virginia, at
Erin.Ward@FairfaxCounty.gov.



Roderick B. Williams