

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

)	
In the Matter of)	
Improving Public Safety Communications in the 800 MHz Band)	WT Docket. 02-55
Request for Extension of Time by Rhode Island Public Transit Authority)	

REQUEST FOR EXTENSION OF TIME

Rhode Island Public Transit Authority (“RIPTA”), by its attorneys, hereby requests an extension of time in which it must submit a cost estimate to Sprint Corporation (“Sprint”), pursuant to the Federal Communications Commission Public Notice FCC 07-168, released September 12, 2007, “FCC Announces Supplemental Procedures and Provides Guidance for Completion of 800 MHz Rebanding.” This Public Notice required that National Public Safety Planning Advisory Committee (“NPSPAC”) licensees in Wave 1 complete planning and submit a cost estimate to Sprint by October 15, 2007.

RIPTA is a quasi-public independent authority operating public transit services throughout the state of Rhode Island, with particular concern for a transportation and public safety issues. Despite its diligent efforts, RIPTA will be unable to meet the October 15 deadline contained in the September 12 Public Notice because of the failure of Motorola Corporation to timely provide necessary information.

Planning for the RIPTA 800 MHz rebanding efforts has been in the works for some time. A kick-off meeting with Motorola was held on March 7, 2007, at which time RIPTA was given a completion date of June 26, 2007 by Motorola representatives. Between March and July RIPTA

requested updates and documentation from Motorola but received nothing. Finally, RIPTA planning documentation was provided on July 27. However, RIPTA and its consultant were not satisfied and determined that the Motorola materials were incomplete. On September 13, 2007 the documents were returned with a request to provide clarification or additional information. The only written communication we have received from Motorola since that date is the attached Exhibit A, an October 2, 2007 form letter offering to assist in “preparing the justification for a schedule extension request once the requirements for these requests are more clearly defined by the Transition Administrator.”

It is clear that Motorola is not able to deliver the documentation needed by RIPTA to meet the October 15 deadline. Therefore, RIPTA seeks an extension of time of in order to allow Motorola to complete its documentation. RIPTA requests that the Commission allow us to provide pricing proposals to Sprint no later than two weeks after Motorola provides complete and accurate information to RIPTA.

The public interest would be served by this extension in that it would allow the rebanding of RIPTA’s 356 units which provide public safety communications for mass transportation in the state of Rhode Island.

Respectfully submitted,

Rhode Island Public Transit Authority

By:



Veronica M. Ahern
Its Attorney

NIXON PEABODY LLP
401 Ninth Street, N.W.
Suite 900
Washington D.C. 20004
(202) 585-8000

October 12, 2007

EXHIBIT A



October 2, 2007

Reference: FCC Public Notice 07-168 and its effect on the Planning Phase Performance Schedule

Dear Valued Rebanding Customer:

Many of you have asked what effect the above referenced FCC public notice may have on the date Motorola scheduled to complete its Reconfiguration Planning Phase services. The question arises as to whether the Performance Schedule for the Planning Agreement conforms to the new dates identified by the FCC in the Public Notice. The answer to this question depends on where you are in the process.

If you have executed a Reconfiguration Planning Phase Agreement with Motorola, a project kick off meeting has occurred and the Project Schedule has been developed. Compare the completion date for the work with the deadline dates in the public notice. We recommend that you add sufficient time to analyze the information provided and to prepare your estimate to Sprint Nextel and the Transition Administrator. In those cases where the new deadline is anticipated to be exceeded, we will assist in preparing the justification for a schedule extension request once the requirements for these requests are more clearly defined by the Transition Administrator.

If the project kick off meeting has not occurred and the Project Schedule has not been developed, there is a high probability that an extension will be needed. In these cases, Motorola's Rebanding Team will work with you to insure all requirements are in place so the planning work can begin. If an extension remains necessary, Motorola will assist in preparing the required justifications.

Motorola understands and supports the FCC's goal of increasing the velocity of the Rebanding process. We are committed to delivering the Reconfiguration Planning Phase Agreement as specified in the approved Project Schedule while looking at those aspects that we can influence to see where we may be able to improve on that commitment date without diluting the quality of the results.

Your Motorola Rebanding Strategist will provide you with updates on our activities until we deliver our proposal to you and will be contacting you within the next week to review your particular situation. In the meantime, you may also contact us through Motorola's rebanding email address (RebandQs@motorola.com) if you should have any questions.

Sincerely,

Tony Marshall
Motorola National Rebanding Team