

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

In the Matter of)	
)	
Improving Public Safety Communications In the 800 MHz Band)	
)	WC Docket No. 02-55
Request for Extension of Time By Commonwealth of Puerto Rico, Tren Urbano)	
)	
)	

REQUEST FOR EXTENSION OF TIME

Commonwealth of Puerto Rico, Tren Urbano (“Tren Urbano”),¹ by its attorneys, hereby requests an extension of time in which it must submit a cost estimate to Sprint Nextel (“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” (“September 12 Notice”). This Public Notice required that the National Public Safety Planning Advisory Committee (“NPSPAC”) licensees in Wave 3 complete planning and submit a cost estimate to Sprint by December 15, 2007.

The Commonwealth of Puerto Rico (“Tren Urbano”) operates an 800 MHz Motorola Smartzone trunked Public Safety radio system pursuant to the station authorization WPPX 592. There are two (2) licensed repeater locations for voice operation interconnected to the system controller in San Juan. The system utilizes 13 channels and has approximately 1,400 subscriber units (mobiles and portables, collectively). Repeater resources in this trunked system are shared

¹ Mediation No. TAM 32186. In connection with this rebanding matter, the licensee is also sometimes referred to as the “Puerto Rico Highway and Transportation Department.”

between Tren Urbano's EMS, Detention Facility, Attorney's Office, and some other municipalities. All agencies are accommodated on the radio system to provide interoperability and inter-agency communications. Despite its diligent efforts, Tren Urbano will be unable to meet the December 15, 2007, deadline for submitting its cost estimate to Sprint, as required in the September 12 Notice.

Shortly after the release of the September 12 Notice, Tren Urbano discussed with Motorola the need for the timely provision of its costs for the services, software, firmware and equipment that it would be providing in connection with Tren Urbano's rebanding project in order to meet the December 15, 2007, deadline. As its equipment supplier, Motorola has a central role in the rebanding effort. However, at the mid-September 2007 kick-off meeting, Motorola advised that it would not be in a position to provide its costs data sooner than February 15, 2008. Tren Urbano pointed out to Motorola that its system is relatively modest as compared to many Public Safety systems subject to rebanding and requested Motorola to make every reasonable effort to provide its costs so that Tren Urbano could meet the December 15, 2007 due date.

Motorola advised it has many 800 MHz rebanding projects, Tren Urbano's position in queue could not be changed and the Company could not meet Tren Urbano's request. In early October, the Motorola account representatives conveyed to Tren Urbano Motorola's letter of October 2, 2007, from Tony Marshall, Motorola's National Rebanding Team, explaining that it will assist in seeking a justification for a waiver request to meeting the cost submission date of December 15, 2007. *See* Exhibit A, ("Motorola Letter"). Subsequent discussions between Tren Urbano and Motorola have confirmed that February 15, 2008 remains the earliest target date for Motorola to provide its projected cost estimate. Tren Urbano also understands that a final

frequency plan for 800 MHz rebanding in Puerto Rico is under consideration at this time and final rebanding efforts will be subject to finalization of this band plan. Thus, a modest extension of the start of negotiations with Sprint in this matter should not have an adverse effect on 800 MHz rebanding efforts in the Commonwealth.

Accordingly, Tren Urbano requests a waiver of the December 15, 2007 due date and an extension to March 7, 2008. Based on our experience of working with Motorola's proposed SOW, Tren Urbano will require at least three weeks from the receipt of Motorola's costs to evaluate the same, engage Motorola in clarifying discussions, as required, and complete the balance of its cost estimate for submission to Sprint.

WHEREFORE, THE PREMISES CONSIDERED, Tren Urbano respectfully requests that, in light of the inability of its primary equipment vendor to provide its costs to Tren Urbano in a timely manner and that vendor's willingness to commit only to provide the same by February 15, 2008, the Commission waive the December 15, 2007 due date for Tren Urbano submitting its cost estimate to Sprint and grant an extension to February 28, 2008 for Tren Urbano to submit the same to Sprint.

Respectfully submitted,

**COMMONWEALTH OF PUERTO RICO,
TREN URBANO**

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Date: December 14, 2007

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of December, 2007, the foregoing Request for Extension of Time of the Commonwealth of Puerto Rico, Tren Urbano, was submitted electronically to the Federal Communications Commission and served via electronic mail upon the following:

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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