

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

In the Matter of:)
)
Improving Public Safety Communications) **WT Docket 02-55**
In the 800 MHz Band)
)
City of Baltimore, Maryland, TAM 12054)

To: Chief, Public Safety and Homeland Security Bureau (filed electronically only)

PETITION FOR ADDITIONAL EXTENSION OF TIME

1. The City of Baltimore, Maryland (“Baltimore City” or “City”), by hereby requests an extension to April 30, 2008, of the current January 15, 2008, deadline for completion of planning and submission of its 800 MHz rebanding cost estimate to Sprint/Nextel. The current deadline was established by the Commission in its Letter dated November 2, 2007.¹ An additional extension to the originally requested deadline of April 30, 2008, is necessary to provide sufficient time for the completion of planning activities currently underway under contracts with Motorola, Inc. (“Motorola”) and RCC Consultants, Inc. (“RCC”), as well as completing Central Maryland Area Radio Committee (“CMARC”) interoperability planning as set forth in the Planning Schedule submitted with Baltimore City’s first extension request (“First Petition”), filed on October 12, 2007.

I. System Size, Complexity, and Interoperability

2. As described in the First Petition, Baltimore City operates a large 800 MHz public safety trunked voice and a conventional, non-trunked National Public Safety Planning Advisory Committee (“NPSPAC”) analog mutual aid system. The mutual aid system is networked with

¹ Letter from David Furth, Associate Bureau Chief, Public Safety and Homeland Security Bureau, to Peter Tannenwald, dated November 2, 2007. Baltimore City originally requested an extension to April 30, 2008. The extension was granted only until January 15, 2008.

the State of Maryland and all other CMARC licensees. The size and complexity of the Baltimore City system was described in detail in Section I of the First Petition and need not be repeated here.

II. Baltimore City Continues To Be Diligent in the Planning Process.

3. Section II of the First Petition included an extensive description of the efforts Baltimore City had undertaken to complete planning within the time frame allotted by the Commission. Since the filing of the First Petition, the following events have occurred that demonstrate the need for additional time:

- A partial Statement of Work for the rebanding exercise has been received from Motorola. However, the partial Statement of Work does not include the City's trunked voice system; nor does it include the interoperability planning, a crucial public safety concern for CMARC jurisdictions.²
- It turns out that automated Fire Station Alerting ("FSA") system operated by the City has reached the end of its useful life; and it cannot be modified to accommodate rebanding without replacement of the radios at fire stations, because the product is no longer manufactured by Motorola.³ Replacement of radios impacts the RTU, which then requires validation or modification of the CAD Host command and control protocol.

² The timetable submitted with the First Petition indicated that Motorola expected to deliver a complete Statement of Work, excluding Interoperability planning, by November 28, 2007. That target was not met, as the implementation plan was delivered on December 21, 2007.

³ The FSA is an automated system where a Computer Aided Dispatch ("CAD") host computer sends command and control signals to a Remote Terminal Unit ("RTU") *via* an 800 MHz radio interfaced at each City fire station. This system decreases response times for 9-1-1 dispatch calls. Motorola reports that the replacement system is not an "over the counter" product, so it requires a custom quote that includes specific design, installation, and integration procedures and personnel training.

Investigation is under way with the CAD contractor and Motorola to identify options and choose the best approach.

- Motorola's current target for delivering a complete Statement of Work for the trunked system is January 28, 2008.⁴ The City will process the trunked system Statement of Work promptly and will do what it can to adhere to the timetable submitted with the First Petition; but the FSA problem and Motorola's workload have prevented compression of that timetable.

III. Current Status and Anticipated Schedule for Completion of Planning Activities.

4. Baltimore City has worked diligently to adhere to the planning schedule submitted with the First Petition. The obstacles described in the First Petition remain, however; and the need for FSA replacement has caused delay. The City responded promptly to the realization that the FSA system must be replaced and gathered information from the field for use by the Motorola FSA group. Motorola has begun its design review process to finalize the FSA system quote consisting of equipment, staging and field implementation.

5. The City has continued to confer on a regular basis with representatives of Sprint-Nextel, Motorola, and other CMARC jurisdictions to coordinate and to accelerate efforts for the CMARC Interoperability network to the extent possible. Joint CMARC, Motorola, and Sprint-Nextel meetings were held on October 3 and December 12, 2007, and January 2, 2008.

6. The City still hopes that the CMARC Interoperability Plan will be delivered to the CMARC rebanding committee on the original target date of February 27, 2008. The City will review the plan as quickly as it can, will return its comments to Motorola, negotiate as necessary with Motorola, and then await Motorola's updated complete proposal.

⁴ A current status report from Motorola is Attachment A to this Petition.

7. April 30, 2008, remains the city's target deadline for submission of a complete cost estimate to Sprint-Nextel. Despite the disruption created by the FSA development described above, the City will make every effort to deliver its cost estimate by its target date. The City's ability to meet that deadline will depend in part on timely completion by Motorola of its work.

CONCLUSION

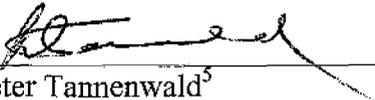
8. Baltimore City submits that the schedule in this extension request is reasonable and constitutes the minimum amount of time necessary to complete the complex and substantial planning effort required under the circumstances without compromising public safety during the planning process. For these reasons, Baltimore City requests an extension until April 30, 2008, to complete planning activities and submit a cost estimate to Sprint-Nextel.

Fletcher, Heald & Hildreth, P.L.C.
1300 N. 17th St., 11th Floor
Arlington, VA 22209-3801

Tel. 703-812-0404
Fax 703-812-0486

January 15, 2008

Respectfully submitted:



Peter Tannenwald⁵
Ronald P. Whitworth

Counsel for the Mayor and City Council of the
City of Baltimore, Maryland

⁵ Not admitted in Virginia. Admitted only in the District of Columbia.

Attachment A:

City of Baltimore, MD Re-banding Planning Project Quotation Process of Replacement FSA System and its impact Upon the Rebanding Schedule.

Special Status Report January 14, 2008

Start Date: 6/06/07

End Date: January 28, 2008

Overall Project Status:

This Project continues to be delayed pending a resolution to an issue regarding replacement of the Fire Station Alerting System. A concentrated effort by the Team is being focused on bringing in accurate and timely quotes from Motorola and other associated vendors to wrap into our rebanding proposal. This delay is not the result of any lack of diligence on the part of the team. It is due to the extreme overall complexity of this effort which was a last minute discovery. Proposal documents are complete otherwise.

Background

During an internal review it was discovered the present MOSCAD Fire Station Alerting System in use by the City of Baltimore could not be modified accommodate rebanding. The MOSCAD product is no longer manufactured by Motorola and had reached end of life. At that time the process of quoting a design for a new Fire Station Alerting System using ACE 3600 technology began. This process has an adverse affect on the schedule as this is not an “over the counter quote”. a quote for this system must be carefully considered to ensure it is correctly specified, designed, installed and integrated. This system is a critical part of the City’s public safety dispatch system and is a life safety issue for the citizen’s of the City of Baltimore.

System Quotation Challenges

The Following items must be carefully considered. The Fire Station Alerting (FSA) System must be quoted to be as close in operation as possible to the older MOSCAD System to ensure adherence to the Comparable Facilities Rule. This is particularly challenging due to differences of the older MOSCAD and new ACE 3600 platforms.

The FSA system is an adjunct of the Computer aided dispatch (CAD) System. The FSA system must be integrated to the CAD system. The CAD system is supplied and supported by another vendor. Integration planning efforts must be closely coordinated to preserve system integrity. The quotation of this process is extremely imported to preserve the Life Safety functions of this system.

The Servicing organization and the customer liaison must be trained in the maintenance and support of this system. They must be able to support the new FSA system as they have been supporting the old one. These items must be carefully quoted.

Attachment A (continued)

The new FSA system must be staged at the factory to ensure proper functionality.

Engineering support must be provided on site to ensure proper operation of the system. A Factory and Field Acceptance Test Plan (ATP) must be developed and executed to ensure proper operation of the FSA system to ensure the life safety of the Citizens of Baltimore. These items must be carefully quoted.

Summary

The process of providing an accurate quotation for the replacement of the City of Baltimore FSA System will take more than the expected amount of time. There is no difference, nor should there be, in the amount of time and diligence expended to properly develop a quote, whether the FSA system is ordered through sales channels or mandated by rebanding.

Schedule Status: The revised Proposal delivery date is January 28, 2008. This date could change.

Project Status meetings: Next Status Conference call TBD

Should you have any corrections or suggestions please call me at 850-745-0943

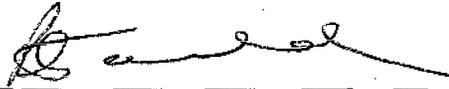
Steve Carney
Motorola Rebanding Project Manager

CERTIFICATE OF SERVICE

I, Peter Tannenwald, hereby certify that I have, this 15th day of January, 2008, caused to be sent copies of the foregoing Petition for Additional Extension of Time to the following persons by electronic mail:

David Furth, Associate Bureau Chief
Public Safety and Homeland Security Bureau
Federal Communications Commission
Washington, DC 20554
PSHSB800@FCC.GOV

Aspasia A. Paroutsas, Esq.
800 MHz Transition Administrator
c/o Squire, Sanders & Dempsey, LLP
1201 Pennsylvania Ave., N.W.
Washington, DC 20004-2401
APAROUTSAS@SSD.COM



Peter Tannenwald