

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

FILED/ACCEPTED  
APR 24 2008  
Federal Communications Commission  
Office of the Secretary

In the Matter of	)	EB Docket No. 07-147
	)	
<b>PENDLETON C. WAUGH, CHARLES M. AUSTIN, and JAY R. BISHOP</b>	)	File No. EB-06-IH-2112
	)	NAL/Acct. No. 200732080025
	)	
<b>PREFERRED COMMUNICATION SYSTEMS, INC.</b>	)	FRN No. 0003769049
	)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.	)	
	)	
<b>PREFERRED ACQUISITIONS, INC.</b>	)	FRN No. 0003786183
	)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service	)	
	)	

To: The Honorable Judge Arthur I. Steinberg

**ENFORCEMENT BUREAU'S REQUEST FOR PREHEARING CONFERENCE**

The Enforcement Bureau ("Bureau") moves, pursuant to 47 C.F.R. § 1.248, for the scheduling of a Prehearing Conference. In support hereof, the Bureau states as follows:

- As discussed at the last Prehearing Conference on February 21, 2008, the Bureau sought a procedural schedule extension in order to "get all of [its] discovery completed and rulings on any disputes that would have arisen . . . ." <sup>1</sup> Since that time, the Bureau *still* has not received all outstanding discovery responses and responsive documents from several other parties – Preferred Communication Systems, Inc. ("PCSI"), Preferred Acquisitions, Inc. ("PAI"), Charles M. Austin ("Austin"), and Jay R.

<sup>1</sup> Tr. at 45:12-14.

Bishop ("Bishop"). This discovery is subject to numerous pleadings filed by the Bureau and the other parties' responses thereto, pending consideration by the Presiding Judge.<sup>2</sup> But, to date, the above-mentioned parties have not submitted their outstanding discovery and responsive documents.

2. Due to these parties' delays, the Bureau respectfully submits that it has not been able to complete its discovery efforts and anticipates that it will not be able to do so by the current deadline of May 19, 2008. Accordingly, the Bureau respectfully requests a Prehearing Conference on or before May 19, 2008 in order to discuss a potential extension of the current procedural schedule.

Respectfully submitted,  
Kris Anne Monteith  
Chief, Enforcement Bureau



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April 24, 2008

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<sup>2</sup> The following pleadings discuss currently outstanding discovery: (1) Motion to Compel Document Production and Interrogatory Answers from Bishop, filed February 19, 2008; (2) Motion to Compel Document Production and Interrogatory Answers from Austin, filed February 19, 2008; (3) Motion to Compel Document Production and Interrogatory Answers from PAI, filed February 19, 2008; (4) Motion to Compel Document Production and Interrogatory Answers from PCSI, filed February 19, 2008; (5) Response to Motion to Compel re Document Production from Austin, filed March 6, 2008; (6) Response to Motion to Compel re Document Production from PAI, filed March 6, 2008; (7) Response to Motion to Compel re Document Production from PCSI, filed March 6, 2008; (8) Response of Austin to Motion to Compel [sic.] Interrogatory Answers, filed March 10, 2008; (9) Response of PAI to Motion to Compel [sic.] Interrogatory Answers, filed March 10, 2008; (10) Response of PCSI to Motion to Compel [sic.] Interrogatory Answers, filed March 10, 2008; (11) Request for Leave to File Consolidated Reply to Responses to Motions to Compel Production of Documents, and attached Consolidated Reply to Responses to Motions to Compel Production of Documents, filed March 17, 2008; and (12) Second Motion to Compel Interrogatory Answers from PCSI, filed April 15, 2008.

**CERTIFICATE OF SERVICE**

Kerri Johnson, a Paralegal Specialist in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 24th day of April, 2008, sent by first class United States mail or electronic mail, as noted, copies of the foregoing

"Enforcement Bureau's Request for Prehearing Conference," to:

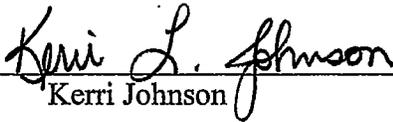
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