

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

_____ )	
In the Matter of )	
)	WT Docket No. 08-165
Petition for Declaratory Ruling to Clarify )	
Provisions of Section 332(c)(7)(B) to Ensure )	
Timely Siting Review and to Preempt under )	
Section 253 State and Local Ordinances that )	
Classify All Wireless Siting Proposals as )	
Requiring a Variance )	
_____ )	

**MOTION OF  
AIRPORTS COUNCIL INTERNATIONAL - NORTH AMERICA  
TO EXTEND THE TIME FOR FILING COMMENTS AND REPLY COMMENTS**

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The Airports Council International-North America (“ACI-NA”), by its attorney and pursuant to Section 1.46(b) of the Commission’s Rules, 47 C.F.R. § 1.46(b), hereby requests that the Commission extend the deadline for filing Comments and Reply Comments in the above-captioned proceeding. Specifically, ACI-NA requests that the period of time for filing Comments be extended from 30 days to 60 days and that the period for filing Reply Comments be extended from 15 days to 30 days from the deadline for filing Comments in this proceeding.

In support of its Motion, ACI-NA states as follows

1. A primary function of ACI-NA is, in rulemaking proceedings of this kind, to represent the interests of the local, regional and state governing bodies that own and operate the principal airports served by scheduled air carriers throughout North America. ACI-NA member airports are responsible for approximately 95 percent of the domestic and international scheduled airline passenger and cargo traffic in the United States and Canada. The Wireless

Association's ("CTIA's") petition requesting that the Federal Communications Commission ("FCC" or "Commission") issue a Declaratory Ruling clarifying provisions of the Communications Act of 1934, as amended, regarding state and local review of wireless facility siting applications, raises important issues of law and policy potentially affecting the interests of all of ACI-NA's members. The Petition for Declaratory Ruling raises many complex legal and factual issues which require additional time to consider and evaluate adequately.

2. ACI-NA notes, as have other parties filing similar requests for extensions of time to reply in this proceeding,<sup>1</sup> that CTIA's Petition was released by the Commission on August 14, 2008, the height of the summer when many persons are on vacation. It is important that ACI-NA coordinate with its member airports to understand the various impacts that the proposal will have on different airports. In fact, since the Petition seeks a Declaratory Ruling which could significantly affect the rights and obligations of airport operators throughout the United States, it is critical that the Commission have as detailed and accurate a picture of the application process as possible. Extending the time for filing Comments from 30 days to 60 days will allow ACI-NA to collect information from its members and provide the Commission with as accurate and informative a response as possible.
3. For ACI-NA, the deadline for filing Comments occurs shortly before the commencement of its annual conference, which was planned over a year ago. Due to work already in progress for pre-conference seminars as well as the conference itself, there is insufficient time to

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<sup>1</sup> See Montgomery County, Maryland, *Motion for Extension of Time*, WT Docket No. 08-165 (filed Aug 22, 2008) ("Montgomery County Motion"); *Motion of the National Association of Telecommunications Officers and Advisors, the National Association of Counties, the National League of Cities, and the United States Conference of Mayors to Extend the Time for Filing Comments and Reply Comments*, WT Docket No. 08-165 (filed Aug. 25, 2008); *Motion of the Greater Metro Telecommunications Association and Rainier Communications Commission to Extend the Time for Filing Comments and Reply Comments*, WT Docket No. 08-165 (filed Aug. 25, 2008).



## CERTIFICATE OF SERVICE

I, Monica Hargrove Kemp, hereby certify that a copy of the foregoing “Motion of Airports Council International-North America to Extend the Time for Filing Comments and Reply Comments” was served September 8, 2008, by first-class U.S. mail and electronic mail on:

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