

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

In the Matter of)	
)	
Amendment of Parts 1, 22, 24, 27, 74, 80, 90, 95, and 101 to Establish Uniform License Renewal, Discontinuance of Operation, and Geographic Partitioning and Spectrum Disaggregation Rules and Policies for Certain Wireless Radio Services)	WT Docket No. 10-112
)	
Imposition of a Freeze on the Filing of Competing Renewal Applications for Certain Wireless Radio Services and the Processing of Already-Filed Competing Renewal Applications)	

To: The Commission

MOTION FOR EXTENSION OF TIME

On August 6, 2010, Green Flag Wireless, LLC, CWC License Holding, Inc., James McCotter, and NTCH-CA, Inc. (collectively, the “Petitioners”) filed a Petition for Reconsideration (the “Petition”) of the Commission’s Order in this docket.¹ As discussed below, there is uncertainty as to the procedural status of the Order and the rules applicable to when any Opposition to the Petition may be due. In the event that the Commission concludes that this matter is governed by Section 1.106 of its rules rather than Section 1.429,² AT&T Inc., on behalf of its licensee subsidiaries (collectively, “AT&T”), hereby requests a seven-day extension of time to file its Opposition to the Petition.

¹ See *In re Amendments of Parts 1, 22, 27, 74, 80, 90, 95 & 101 to Establish Uniform License Renewal, Discontinuance of Operation, & Geographic Partitioning & Spectrum Disaggregation Rules & Policies for Certain Wireless Radio Servs.*, WT Dkt No. 10-112, Order, FCC 10-86 (rel. May 25, 2010) (the “Order”).

² 47 C.F.R. §§ 1.106, 1.429.

AT&T believes that the Order and the Petition are part of a rulemaking proceeding and are governed by Section 1.429 of the Commission's rules. Under that rule, AT&T's Opposition would be due 15 days after notice of the Petition is published in the Federal Register.³ However, AT&T understands that certain members of the Wireless Telecommunications Bureau Staff have taken the position that the Order was a licensing decision, meaning that the matter would be governed by Section 1.106 of the rules.⁴ Under Section 1.106(g), AT&T's Opposition would be due ten days after the Petition was filed, *i.e.*, August 16, 2010.

Should the Commission conclude, contrary to AT&T's belief, that Section 1.106 governs, AT&T seeks an extension until August 23, 2010 to file its opposition. The extension is necessary in light of the complexity of the issues involved and the need to coordinate with multiple counsel and other parties affected by the Order and the Petition. Counsel for the Petitioners has authorized AT&T to represent that he does not object to this extension.

AT&T also requests a waiver of Section 1.46(b) of the rules. That section requires motions for extensions of time to be filed at least seven days before the filing is due.⁵ AT&T only became aware of the Petition on Monday, August 23, 2010 (seven days before the filing would be due under Section 1.106) and did not learn until the following day that members of the Wireless Telecommunications Bureau Staff have taken the position that the matter is governed

³ *See id.* § 1.429.

⁴ *Id.* § 1.106.

⁵ *Id.* § 1.46(b).

by Section 1.106 and not Section 1.429. Accordingly, AT&T has good cause for seeking a waiver of Section 1.46(b)'s seven-day requirement.⁶

Respectfully submitted,

AT&T Inc.

By: /s/ Robert Vitanza

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August 12, 2010

⁶ *See id.* § 1.3 (permitting waiver of the rules for good cause shown). AT&T orally has notified Richard Arsenault of the Wireless Telecommunications Bureau Staff of this Motion as required by the rules. *See id.* § 1.46(c)

CERTIFICATE OF SERVICE

I, Shelia Swanson, do hereby certify that on August 12, 2010, a true copy of the foregoing "Motion for Extension of Time" was served upon the following by email:

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