FILED/ACCEPTED
FEB 9 - 2012
Federal Communications Commission
Office of the Secretary

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

In re	)	
	)	
MARITIME COMMUNICATIONS/LAND MOBILE, LLC	)	EB Docket No. 11-71 File No. EB-09-IH-1751 FRN: 0013587779
Participant in Auction No. 61 and Licensee of Various Authorizations in the Wireless Radio Services	)	
Applicant for Modification of Various Authorizations in the Wireless Radio Services	)	Application File Nos. 0004030479, 0004144435, 0004193028, 0004193328, 0004354053, 0004309872, 0004310060, 0004314903, 0004315013, 0004430505, 0004417199, 0004419431, 0004422320, 0004422329, 0004507921, 0004153701, 0004526264, 0004636537, and 0004604962
Applicant with **ENCANA OIL AND GAS (USA), INC.; DUQUESNE LIGHT COMPANY; DCP MIDSTREAM, LP; JACKSON COUNTY RURAL MEMBERSHIP ELECTRIC COOPERATIVE; PUGET SOUND ENERGY, INC.; ENBRIDGE ENERGY COMPANY, INC.; INTERSTATE POWER AND LIGHT COMPANY; WISCONSIN POWER AND LIGHT COMPANY; DIXIE ELECTRIC MEMBERSHIP CORPORATION, INC.; ATLAS PIPELINE – MID CONTINENT, LLC; DENTON COUNTY ELECTRIC COOPERATIVE, INC. , DBA COSERV ELECTRIC; AND SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY**	)	

To: Marlene H. Dortch, Secretary

Attention: Chief Administrative Law Judge Richard L. Sippel

ENFORCEMENT BUREAU'S MOTION FOR LEAVE TO FILE A RESPONSE TO MARITIME'S UNAUTHORIZED PLEADING

1. On February 6, 2012, Maritime filed a pleading entitled "Maritime's Status Report on Discovery and Request for Partial Extension of Time" requesting additional time to produce its documents and proposing a method of making those documents available for

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production. Notwithstanding the Presiding Judge's *interim* ruling on Maritime's extension request,[1] on February 8, 2012, the Enforcement Bureau (Bureau) filed a timely response in order to ensure that the Presiding Judge has a complete record before him as he considers the issues raised by Maritime's document production proposal.[2] By mischaracterizing the Bureau's February 8th responsive filing as a petition for reconsideration,[3] Maritime granted itself the opportunity to file an additional (and unauthorized pleading)[4] directed to the issue of its document production which it filed on February 9, 2012.

2. As with its original extension request, Maritime's unauthorized pleading obscures the relevant facts. The Bureau believes it is in the public interest for the Presiding Judge to have an accurate record as he considers this issue. Accordingly, the Bureau hereby respectfully requests leave to file a response to Maritime's additional and unauthorized pleading, filed concurrently with this Motion.

3. For the foregoing reasons, the Bureau respectfully asks the Presiding Judge to grant the Bureau's motion for leave to file a response to Maritime's additional and unauthorized pleading.

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[1] *See* Order, FCC 12M-8 (ALJ, rel. Feb. 7, 2012). The Bureau construes "interim" as meaning subject to such information as may come to the Presiding Judge's attention in the form of a responsive pleading, such as the Bureau's instant Opposition.

[2] *See* Enforcement Bureau's Comments on Maritime's Status Report on Discovery and Request for Partial Extension of Time, filed February 8, 2012.

[3] *See* Maritime's Opposition to Petition for Reconsideration, filed on February 9, 2012.

[4] Pursuant to Section 1.294 of the Commission's Rules, 47 C.F.R. § 1.294, replies are not authorized for discovery-oriented interlocutory requests.

Respectfully submitted,

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February 9, 2012

CERTIFICATE OF SERVICE

Makia Day, an Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 9th day of February, 2012, sent by first class United States mail copies of the foregoing "ENFORCEMENT BUREAU'S MOTION FOR LEAVE TO FILE A RESPONSE TO MARITIME'S UNAUTHORIZED PLEADING" to:

The Honorable Richard L. Sippel
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