



PUBLIC NOTICE

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SEVEN-DAY EXTENSION OF TIME TO FILE REPLY COMMENTS ON MOBILE WIRELESS COMPETITION NOTICE OF INQUIRY

WT Docket No. 09-66

Revised Reply Comment Deadline: October 22, 2009

On August 27, 2009, the Commission released the *Mobile Wireless Competition Notice of Inquiry*, which originally provided that comments were due on September 28, 2009 and that reply comments were due on October 13, 2009.¹ On September 10, 2009, the Commission, to help ensure the development of a more complete record, extended the comment date to September 30, 2009 and the reply comment date to October 15, 2009.²

On October 2, 2009, CTIA – The Wireless Association (“CTIA”) and Public Knowledge filed a joint request for a 14-day extension of the reply comment deadline in this proceeding to provide “sufficient time to meaningfully address the detailed economic and technical analyses submitted in the initial round of comments.”³ CTIA and Public Knowledge state that an extension “will enable affected stakeholders – industry and consumer groups alike – to more thoroughly evaluate the initial comments and, in turn, provide more substantive information in the reply comment cycle.”⁴

It is the policy of the Commission that extensions of time are not routinely granted.⁵ Such extensions may be warranted when, among other things, the additional time will serve the public interest. In the instant proceeding, we find that providing a limited extension of time of **seven days** would be beneficial to the development of a complete record and would serve the public interest, while also providing the Commission with sufficient time to review the record and fulfill its statutory requirement to

¹ Implementation of Section 6002(b) of the Omnibus Budget Reconciliation Act of 1993; Annual Report and Analysis of Competitive Market Conditions With Respect to Mobile Wireless including Commercial Mobile Services, WT Docket No. 09-66, *Notice of Inquiry*, FCC 09-67 (rel. Aug. 27, 2009) (“*Mobile Wireless Competition Notice of Inquiry*”).

² Commission Extends Comment and Reply Comment Deadlines for Mobile Wireless Competition Notice of Inquiry (FCC 09-67), *Public Notice*, WT Docket No. 09-66, FCC 09-72 (rel. Sept. 10, 2009).

³ CTIA – The Wireless Association and Public Knowledge Joint Request for Extension of Reply Comment Deadlines, WT Docket No. 09-66, GN Docket Nos. 09-51 and 09-157 (filed Oct. 2, 2009) (“*Joint Request*”). The *Joint Request* also included a request to extend the deadline for filing reply comments in response to the Commission’s *Wireless Innovation NOI* (Fostering Innovation and Investment in the Wireless Communications Market, GN Docket No. 09-157, *Notice of Inquiry*, FCC 09-66 (rel. Aug. 27, 2009)) by 21 days. *Id.*

⁴ *Id.*, at 4.

⁵ See 47 C.F.R. § 1.46(a).

submit an annual report to Congress on competition in the commercial mobile radio services market.⁶

Accordingly, we hereby grant a seven-day extension of time for reply comments filed in response to the *Mobile Wireless Notice of Inquiry* in WT Docket No. 09-66. The deadline for filing reply comments is extended to October 22, 2009.

This action is taken pursuant to authority found in Sections 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), and Sections 0.131, 0.331, and 1.46 of the Commission's rules, 47 C.F.R. §§ 0.131, 0.331, and 1.46.

For further information, contact Chelsea Fallon, Spectrum & Competition Policy Division, Wireless Telecommunications Bureau, at chelsea.fallon@fcc.gov or (202) 418-7991, or Pramesh Jobanputra, Spectrum & Competition Policy Division, Wireless Telecommunications Bureau, at pramesh.jobanputra@fcc.gov or (202) 418-1323.

By the Chief, Wireless Telecommunications Bureau

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⁶ 47 U.S.C. § 332(c)(1)(C). The Commission has stated that the next report will analyze competition in the broader mobile wireless market, including commercial mobile radio services. *See Mobile Wireless Competition Notice of Inquiry*, FCC 09-67 at ¶ 4.