



# PUBLIC NOTICE

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DA 11-559

Released: March 25, 2011

## WIRELESS TELECOMMUNICATIONS BUREAU EXTENDS PERIOD TO FILE REPLY COMMENTS ON PROGENY LMS, LLC PETITION FOR WAIVER OF CERTAIN MULTILATERATION LOCATION AND MONITORING SERVICE RULES

**WT Docket No. 11-49**

### **Reply Comment Date: April 11, 2011**

By this Public Notice, we extend the deadline for filing reply comments in response to the *Public Notice* seeking comment on the petition by Progeny LMS, LLC (“Progeny Petition”) for waiver of certain sections of the rules relating to the Multilateration Location and Monitoring Service (M-LMS) and request for expedited treatment.<sup>1</sup> Interested parties will now have until April 11, 2011, to file reply comments, as opposed to the April 4, 2011 deadline set forth in the *Public Notice*.

The *Public Notice* established that comments on the Progeny Petition were due on March 25, 2011. On March 25, 2011, Skybridge Spectrum Foundation, Telesaurus Holdings GB LLC, Environmental LLC, Verde Systems LLC, Intelligent Transportation & Monitoring Wireless LLC, V2G LLC, and Warren Havens (collectively “Petitioners”) filed a Request to Reissue Public Notice and Place in Existing Relevant Docket and Request to Extend Deadlines for Comments and Reply Comments (“Request”) in this proceeding.<sup>2</sup> Petitioners seek “(i) a new Public Notice regarding the Progeny waiver request captioned above establishing from the date of the Public Notice a comment period of 30 days and a reply period of 15 days, and (ii) filing of said new Public Notice in the M-LMS NPRM docket 06-46” or, alternatively, “a comment period of 30 days date from the release date of DA 11-446 (March 10, 2011), thus to the end of April 9, 2011, and a reply period of 15 days to the end of April 24 (with weekend days not counted).”<sup>3</sup> Progeny has filed an Opposition to the Request.<sup>4</sup>

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<sup>1</sup> *Wireless Telecommunications Bureau Seeks Comment on Request by Progeny LMS, LLC for Waiver of Certain Multilateration Location and Monitoring Service Rules*, WT Docket No. 11-49, Public Notice, DA 11-446 (released March 10, 2011) (“*Public Notice*”).

<sup>2</sup> Skybridge Spectrum Foundation, Telesaurus Holdings GB LLC, Environmental LLC, Verde Systems LLC, Intelligent Transportation & Monitoring Wireless LLC, V2G LLC, and Warren Havens, Request to Reissue Public Notice and Place in Existing Relevant Docket and Request to Extend Deadlines for Comments and Reply Comments (filed March 25, 2011).

<sup>3</sup> Request at 2.

<sup>4</sup> Opposition of Progeny LMS, LLC (filed March 25, 2011) (“*Opposition*”).

It is the general policy of the Commission that extensions of time shall not be routinely granted.<sup>5</sup> Petitioners filed the Request today, which is the comment filing deadline. Accordingly, we decline to extend the deadline for filing comments given the lateness of the Request.<sup>6</sup> In addition, we note that if we were to grant the Request, it is possible that some parties would be unaware of it and would file their comments by today's deadline. An extension of today's comment deadline may create an unfair advantage in that one or more interested parties would have additional time to file comments and to review the comments of others before filing comments. We do, however, find that a limited extension of the deadline for filing reply comments would serve the public interest, ensuring that the Commission obtains a complete and thorough record. Accordingly, we extend the deadline for filing reply comments until April 11, 2011.<sup>7</sup>

For further information, please contact Brenda Boykin, Spectrum & Competition Policy Division, Wireless Telecommunications Bureau, at (202) 418-2062, [Brenda.Boykin@fcc.gov](mailto:Brenda.Boykin@fcc.gov), or Bill Stafford, Spectrum & Competition Policy Division, Wireless Telecommunications Bureau, at (202) 418-0563, [Bill.Stafford@fcc.gov](mailto:Bill.Stafford@fcc.gov).

Action by the Chief, Spectrum & Competition Policy Division, Wireless Telecommunications Bureau.

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<sup>5</sup> 47 C.F.R. § 1.46.

<sup>6</sup> We note that Petitioners indicated that they will file their comments by the comment filing deadline if the Request is not granted today. *See* Request at 1.

<sup>7</sup> We note that the Request raises other issues. *See* Request at 2, 3. We do not need to address these issues in this Public Notice.