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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

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

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In the Matter of)
)
Amendment of the Commission's Rules)
Regarding the 37.0-38.6 GHz and)
38.6-40.0 GHz Bands)
)
Implementation of Section 309(j) of)
the Communications Act - Competitive)
Bidding, 37.0-38.6 GHz and 38.6-40 GHz)
)

ET Docket No. 95-183
RM-8553

~~CONFIDENTIAL~~

COMMENTS

AT&T Corp. ("AT&T") respectfully submits these comments in support of the motion for an extension of time to file comments and reply comments on the above-captioned Notice of Proposed Rulemaking ("NPRM") which AT&T understands was filed today by the Fixed Point-to-Point Communications Section, Network Equipment Division of the Telecommunications Industry Association ("TIA"). AT&T has examined a draft version of that filing.

TIA's point that numerous parties did not receive a copy of the NPRM until recently is valid as to AT&T. For whatever reason, AT&T's normal procedures for obtaining a copy of Commission releases and distributing them to individuals responsible for responding appropriately thereto

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did not work in the case of the NPRM. The fact that the NPRM was released on the last day before the government shut-down may have caused, or at least contributed to, this failure of the normal procedure. A related point is that the NPRM did not appear in the Commission's Daily Digest until the January 11 issue.

In the ensuing weeks, as happens every year-end Holiday Season, many AT&T people were away from the office. Moreover, the severe winter weather that forced several closings of Commission offices, also disrupted operations at AT&T's New Jersey locations where analysis of the NPRM and crafting of AT&T's position would occur.

The fact is that a copy of the NPRM did not reach any of the relevant AT&T people until Friday, January 12. Distribution to AT&T's subject matter experts and others could not begin until yesterday. Thus, none of the 30 day comment period in the NPRM was in practice available to AT&T. Because the Commission was closed on account of the weather on January 12 and the Federal holiday on January 15, these comments are being filed at the earliest opportunity. Copies hereof are being hand delivered to responsible Commission personnel.

TIA is correct in seeking the very same 30 day comment period beginning now, rather than December 15, 1995. Moreover, the 30 day reply comment period sought by TIA, rather than the 15 day period in the NPRM, is justified in

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light of the extensive comments that can be expected. The Commission should grant TIA's motion.

Respectfully submitted,

AT&T CORP.

By Ernest A. Gleit
Ernest A. Gleit

Its Attorney

295 North Maple Avenue
Room 3252F3
Basking Ridge, New Jersey 07920
(908) 221-3053

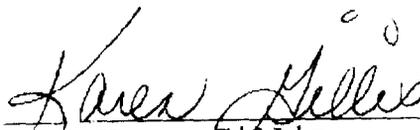
January 16, 1996

CERTIFICATE OF SERVICE

I, Karen Gillis, hereby certify that a true copy of the foregoing "Comments" was this date served by first class mail, postage prepaid, upon each of the following persons:

Robert J. Miller
Gardere & Wynne, L.L.P.
1601 Elm Street
Suite 3000
Dallas, TX 75201

George M. Kizer, Chairman
Denis Couillard, Vice Chairman
Eric Schimmel, Vice President of TIA
2500 Wilson Boulevard
Suite 300
Arlington, VA 22201


Karen Gillis

January 16, 1996