

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

In The Matter Of	)	
	)	
Creation of a Low Power Radio Service	)	<b>MM Docket 99-25</b>
	)	
	)	<b>RM-9208</b>
	)	<b>RM-9242</b>

To: The Commission

**Objection to NAB Request for Extension of Filing Deadlines**

On April 26, 1999, the National Association of Broadcasters ("NAB") filed with the Commission an ex-parte letter addressed to FCC Chairman William E. Kennard, in which the NAB requested an extension of time of the filing deadlines previously established in this proceeding.

As the author of RM-9242 in this proceeding, I wish to register my objection to the request for extension of time to file comments as filed by the NAB. A copy of their request was not sent to me and I just became aware of their extension request through the media.

The NAB letter fails to present any new evidence or facts that would warrant grant of such an extension. The NAB has had ample time to perform whatever tests it felt were necessary since there was an extended public comment period on both RM-9242 and RM-9208. The Commission has already granted an extension of time at the request of the NAB, extending the comment period from April 27, 1999 to June 1, 1999 and extending the reply-comment period from May 26, 1999 to July 1, 1999 in MM 99-25. In addition, the Commission extended the original comment deadline of March 9, 1998 to April 27, 1998 and extended the reply-comments deadline to May 26, 1998 on the related rulemaking proposals RM-9208 and RM-9242. My petition for rulemaking, RM-9242, after which the

current FCC Notice of Proposed Rulemaking is closely patterned was filed as far back as February 20, 1998 with the Commission.

In its request the NAB made statements regarding the need for a receiver study to determine possible interference from relaxation or abolishment of 2nd and 3rd adjacent channel restrictions. I would point out that the NAB already had such a study conducted and included it attached to its comments in the grandfathered short-spaced FM proceeding, MM Docket No. 96-120 (RM-7651) adopted August 4, 1997. Thus, it would seem that the NAB request for an additional extension of time is merely a stalling tactic intended to delay this proceeding.

Since the Commission has provided adequate time to establish the record in this proceeding and has already granted two previous requests for extension of time to file comments, as detailed above, the Commission must deny the most recent NAB request for additional time to file comments in this proceeding. These comments are filed using the FCC Electronic Comment Filing System (ECFS).

Respectfully submitted,

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