

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

FCC 12M-48
09449

In re)	EB Docket No. 11-71
)	
MARITIME COMMUNICATIONS/LAND MOBILE, LLC)	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)	
)	
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.;)	Application File Nos. 0004030479, 0004144435, 0004193028, 0004193328, 0004354053, 0004309872, 0004310060, 0004314903, 0004315013, 0004430505, 0004417199, 0004419431, 0004422320, 0004422329, 0004507921, 0004153701, 0004526264, 0004636537,
ATLAS PIPELINE - MID CONTINENT, LLC; DENTON COUNTY ELECTRIC COOPERATIVE, INC. DBA COSERV ELECTRIC; AND SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY)	and 0004604962

ORDER

Issued: October 24, 2012

Released: October 24, 2012

By the Presiding Judge:

On September 18, 2012, Environmental, LLC, Intelligent Transportation and Monitoring Wireless, LLC and Verde Systems, LLC (collectively "SkyTel-O") filed its Opposition to the Motion for Partial Summary Decision filed by Maritime Communications/Land Mobile, LLC (Maritime). In this Opposition, SkyTel-O raised its discovery difficulties with regard to 93 boxes of documents that were once thought to have been destroyed but have been located at a storage facility. SkyTel-O believes that the issues are not ripe for summary decision without further discovery of the documents contained in those boxes.¹

¹ See SkyTel-O, Errata to Opposition to Motion for Partial Summary Judgment at 4-5 (filed Sep. 19, 2012).

In determining whether the documents are sufficiently relevant to raise a material issue of fact, it is necessary that each party with knowledge² provide a status report with respect to the above-mentioned documents, and specifically report: (1) which litigants requested access to these documents; (2) the date when such requests were made; (3) whether litigants are in receipt of the requested documents; (4) the dates when such documents were obtained; (5) the subject matter of the documents; (6) whether any of the documents are known or believed to relate to the issue of Watercom's station construction (state which and give reasons); (7) whether there are documents yet to be reviewed, and if so, the approximate number of such documents and the estimated time needed to review; and (8) any additional information regarding the documents that litigants believe will be useful in determining whether the documents raise a material issue of fact.

Accordingly, IT IS ORDERED that the parties to this proceeding submit a Status Report before 5:30 PM EST on November 1, 2012 addressing the eight issues listed above.

IT IS FURTHER ORDERED that the Status Report should be filed jointly, if feasible and practical.

FEDERAL COMMUNICATIONS COMMISSION³

A handwritten signature in black ink that reads "Richard L. Sippel". The signature is written in a cursive, flowing style.

Richard L. Sippel
Chief Administrative Law Judge

² Enforcement Bureau, Maritime, and Warren G. Havens and the SkyTel-related companies (referred to herein as the "litigants").

³ Courtesy copies of this *Order* sent by e-mail on issuance to each counsel and Mr. Havens.