

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

In the Matter of)
)
Weslaco Independent School District, Texas) WT Docket No. 02-55
Licensee of Station Call Sign WPTL714)

ORDER

Adopted: May 30, 2014

Released: May 30, 2014

By the Deputy Chief, Policy and Licensing Division, Public Safety and Homeland Security Bureau:

I. INTRODUCTION.

1. Under consideration is the May 23, 2014 Further Request for Extension of Time to Submit Cost Estimate for Frequency Reconfiguration (Request) filed by the Weslaco Independent School District, Texas (Weslaco) seeking an extension of time until July 1, 2014 to submit a cost estimate to Sprint Corporation (Sprint) and the 800 MHz Transition Administrator. For the reason set out below we grant the Request.

II. BACKGROUND.

2. Section 1.46(a) of the Commission’s rules states that “[i]t is the policy of the Commission that extensions of time shall not be routinely granted.”¹ The Public Safety and Homeland Security Bureau has emphasized that the “import of that rule is especially relevant to 800 MHz rebanding where delay in rebanding by one licensee can cause a ‘domino effect’ delay in the rebanding efforts of other licensees that have met the Commission’s 800 MHz band reconfiguration deadlines with a consequent delay of the overall program. We therefore afford a high degree of scrutiny to the reasons licensees advance for extensions of time.”²

III. DISCUSSION

3. Applying that heightened scrutiny here, we conclude that the requested one month extension is warranted. Weslaco received two previous extensions of time until June 1, 2014 to submit its cost estimate,³ but claims that additional time is required. Weslaco states that its vendor, Motorola, advised that the Motorola Reconfiguration Implementation Phase Agreement (RIPA) cost proposal could not be delivered until May 17, 2014.⁴ Without further explanation, Weslaco states, that “the assumptions underlying the May 17th date subsequently were substantially revised calling for significant revisions to

¹ 47 C.F.R. § 1.46(a).

² Regents of the University of California, WT Docket No. 02-55, *Order*, 28 FCC Rcd 15920, 15921 (PSHSB 2013).

³ Improving Public Safety Communications in the 800 MHz Band, WT Docket No. 02-55, *Order*, 29 FCC Rcd 2163, Appendix A (PSHSB 2014).

⁴ Request at 1.

the RIPA,”⁵ and that Motorola will not commit to supplying a revised RIPA until June 25, 2014.

4. We remain concerned about the delay encountered by licensees in obtaining cost proposals from Motorola. The delay in obtaining a revised cost proposal from Motorola appears, however, to be a matter outside Weslaco’s control, and we credit Weslaco’s undertaking to review the Motorola cost proposal and submit its own cost estimate to Sprint and the 800 MHz Transition Administrator within one week. Accordingly, we are granting the Request with the understanding that we will not be receptive to further requests for extension of time from Weslaco.

IV. ORDERING CLAUSES.

5. Accordingly IT IS ORDERED that the Further Request For Extension of Time to Submit Cost Estimate for Frequency Reconfiguration filed May 23, 2014 by the Weslaco Independent School District, Texas IS GRANTED.

6. IT IS FURTHER ORDERED that the Weslaco Independent School District shall file a cost estimate with Sprint Corp. and the 800 MHz Transition Administrator no later than July 1, 2014.

7. This action is taken under delegated authority pursuant to Sections 0.191(a) and 0.392 of the Commission's Rules, 47 C.F.R. §§ 0.191(a), 0.392.

FEDERAL COMMUNICATIONS COMMISSION

Michael J. Wilhelm
Deputy Chief, Policy and Licensing Division
Public Safety and Homeland Security Bureau

⁵ *Id.*