

**Before the  
Federal Communications Commission  
Washington, DC 20554**

<b>In the Matter of</b>	)	<b>WT Docket No. 02-55</b>
	)	
<b>Improving Public Safety</b>	)	<b>City of Bedford</b>
<b>Communications in the</b>	)	<b>WPFR225</b>
<b>800 MHz Band</b>	)	

To: Public Safety and Homeland Security Bureau

**REQUEST FOR WAIVER  
OF THE  
JUNE 26, 2008 DEADLINE FOR COMPLETION OF 800 MHZ REBANDING**

Pursuant to Section 1.925 (47 C.F.R. § 1.925) of the rules of the Federal Communications Commission (Commission) and the Commission’s *Public Notice*,<sup>1</sup> the above-referenced licensee (“Licensee”) requests a waiver of the Commission’s requirement for the Licensee to complete its 800 MHz rebanding by June 26, 2008.<sup>2</sup> The Licensee recognizes that the Commission has noted: “Requests for extension will be subject to a high level of scrutiny. Licensees will be expected to demonstrate that they have worked diligently and in good faith to complete rebanding expeditiously, and that the amount of additional time requested is no more than is reasonably necessary to complete the rebanding process.”<sup>3</sup>

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<sup>1</sup> Federal Communications Commission Provides Guidance for Submission of Requests for Waiver of June 26, 2008 Deadline for Completion of 800 MHz Rebanding, *Public Notice*, FCC 08-23 (rel. Jan. 17, 2008).

<sup>2</sup> See Improving Public Safety Communications in the 800 MHz Band, *Report and Order, Fifth Report and Order, Fourth Memorandum Opinion and Order*, 19 FCC Rcd 14969 (2004), *Third Memorandum Opinion and Order*, 22 FCC Rcd 17209, 17224 ¶ 48 (2007).

<sup>3</sup> See FCC Announces Supplemental Procedures And Provides Guidance For Completion Of 800 MHz Rebanding, *Public Notice*, 22 FCC Rcd 17227, 17232 (2007).

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Specifically, the Licensee requests until December 12, 2011 to complete its 800 MHz rebanding.<sup>4</sup> The public interest would be served by granting the requested waiver because it would allow Licensee to reband its 800 MHz system in a reasonable, prudent and timely manner consistent with the goals of the 800 MHz rebanding program. In support of this Request for Waiver the Licensee provides the attached Waiver Request Information Form and the following explanation of the reason(s) for not completing reconfiguration by June 26, 2008, which is consistent with the assertion that a grant of the waiver would serve the public interest:

Licensee shares a number of talk groups and is party to a mutual aid agreement with the regional 800 MHz public safety radio system operated by the City of Fort Worth. Because of the interdependencies between Licensee and the Fort Worth system, Licensee cannot complete rebanding until Fort Worth has retuned its infrastructure. The Transition Administrator also recognized these interdependencies and proceeded accordingly in generating the consolidated schedule for Region 40 following its Implementation Planning Session.

Finally, the licensee seeks confidential treatment of the Waiver Request Information Form pursuant to Section 0.459 of the FCC's Rules because the information contained therein is highly sensitive regarding the operations of a public safety organization's communications system. Furthermore, the information contained in the form is not otherwise publicly available.

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<sup>4</sup> Consistent with the recommendations of the Texas State Interoperability Executive Committee, Licensee also intends to retain both old and new mutual aid channels until all licensees in the State of Texas, including those situated along the border with Mexico, have completed rebanding.

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The Licensee consents to the disclosure of the form to the 800 MHz Transition Administrator (“TA”) and Sprint Nextel and requests that they treat the form as confidential.

Respectfully Submitted,

/s/ \_\_\_\_\_  
Rick Nash  
Executive Fire Officer  
City of Bedford

March 14, 2008