

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

In the Matter of )  
 )  
Improving Public Safety Communications ) Docket No. 02-55  
in the 800 MHz Band )  
 )  
McAllen Independent School District Police )  
Department, Texas )

**ORDER**

**Adopted:** December 6, 2013

**Released:** December 6, 2013

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

**I. INTRODUCTION**

1. Under consideration is the request for extension filed by McAllen Independent School District Police Department, Texas (McAllen ISD) seeking an extension of time within which to file a rebanding cost proposal with Sprint Corporation (Sprint) as part of the Commission’s 800 MHz band reconfiguration initiative.<sup>1</sup>

**II. DISCUSSION**

2. McAllen ISD states it is in the process of working with Tri County Communications to complete rebanding.<sup>2</sup> McAllen ISD requests an extension to work out some technical issues at its tower site.<sup>3</sup> McAllen requests a short extension of time until December 11, 2013 to submit its cost estimate to Sprint.<sup>4</sup>

**III. DECISION**

3. Section 1.46 of the Commission’s rules provides “It is the policy of the Commission that extensions of time shall not be routinely granted.”<sup>5</sup> 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

---

<sup>1</sup> Letter from Cris Esquivel, Jr. Chief of Police, McAllen Independent School District Police Department to FCC (filed Nov. 18, 2013).

<sup>2</sup> *Id.*

<sup>3</sup> *Id.*

<sup>4</sup> *Id.*

<sup>5</sup> 47 C.F.R. § 1.46.

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.<sup>6</sup>

4. In the instant matter, the extension of time requested is relatively modest and it is apparent that the licensee has exercised diligence in attempting to comply with the Commission's requirements. We therefore are granting the requested extension, with the caveat to the licensee that, upon submission of the cost proposal, it must diligently pursue the negotiation process with Sprint and timely conclude a Frequency Reconfiguration Agreement.

#### **IV. ORDERING CLAUSES**

5. Accordingly, IT IS ORDERED that the Request for Extension filed by McAllen Independent School District Police Department, Texas, IS GRANTED.

6. IT IS FURTHER ORDERED that McAllen Independent School District Police Department, Texas, SHALL SUBMIT to Sprint Corporation, a cost proposal for reconfiguration of 800 MHz facilities by December 11, 2013.

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

FEDERAL COMMUNICATIONS COMMISSION

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

---

<sup>6</sup> See Regents of the University of California, WT Docket 02-55, *Order*, DA 13-2234 (PSHSB rel. Nov. 21, 2013).