

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

In the Matter of)
)
Promoting Investment in the 3550-3700 MHz Band) GN Docket No. 17-258
)
)

ORDER GRANTING EXTENSION OF TIME

Adopted: September 27, 2024

Released: September 27, 2024

By the Chief, Wireless Telecommunications Bureau:

1. In this Order, the Wireless Telecommunications Bureau (WTB) of the Federal Communications Commission (Commission or FCC) grants a joint motion filed by the Wireless Innovation Forum, The OnGo Alliance and WISPA – The Association for Broadband Without Boundaries (collectively, Joint Petitioners) seeking a 30-day extension of time to file comments and reply comments in the above-captioned proceeding.¹ For the reasons stated below, we find that a 30-day extension of time is warranted and extend the comment and reply comment dates accordingly.

2. On August 16, 2024, the Commission released a *Notice of Proposed Rulemaking and Declaratory Ruling* (NPRM) that sought comment on further improvements to the 3.5 GHz band.² Comments in response to the NPRM are due October 7, 2024, and reply comments are due November 5, 2024.³

3. In their motion, Joint Petitioners—representing approximately 1,200 member companies, including Spectrum Access System administrators, Environmental Sensor Capability (ESC) operators, Citizens Broadband Radio Service users, and Citizens Broadband Radio Service Device manufacturers—assert that the NPRM “raises significant and complex issues about the Citizens Broadband Radio Service (“CBRS”) ecosystem that warrant detailed comments to build a robust record from those directly impacted.”⁴ The Joint Petitioners note that their members have deep expertise in the Citizens Broadband Radio Service and that their members appreciate the rare opportunity to provide well-informed feedback to the Commission on the rules governing the service.⁵ To that end, the Joint Petitioners contend that, while they and their members have been working diligently to develop consensus positions since the general topics in the NPRM were publicly disclosed—and that they have conducted extensive in person and virtual outreach to their members—their comments, and the overall record in the proceeding, would

¹ See Joint Motion of The Wireless Innovation Forum, OnGo Alliance and WISPA for Extension of Time to File Comments and Reply Comments, GN Docket No. 17-258 (filed Sep. 19, 2024), <https://www.fcc.gov/ecfs/document/109191539611233/1> (Joint Motion) (Joint Petitioners seek a 30-day extension of the comment and reply deadlines).

² See *Promoting Investment in the 3550-3700 MHz band*, GN Docket No. 17-258, Notice of Proposed Rulemaking and Declaratory Ruling (rel. Aug. 16, 2024) (“NPRM”).

³ Federal Communications Commission, *Promoting Investment in the 3550-3700 MHz Band*, 89 Fed. Reg. 72780 (Sep. 6, 2024).

⁴ Joint Motion at 1.

⁵ *Id.* at 3.

benefit significantly from additional time.⁶ In addition, the Joint Petitioners assert that they need additional time to complete technical studies—which the Commission specifically requested in the NPRM—including an examination of the coexistence of offshore devices with ESCs, the impact of modified out of band emission limits on the Citizens Broadband Radio Service ecosystem, and the potential costs of indoor higher power Category A devices.⁷ Joint Petitioners enumerate ten specific reasons unique to the NPRM supporting their extension request and argue that their need to seek input and consensus from their large and diverse memberships, and to address the myriad technical and logistical issues raised in the NPRM, warrants an extension of time to file comments and reply comments.⁸

4. As set forth in section 1.46 of the Commission’s rules, the Commission does not routinely grant extensions of time for filing comments.⁹ In this case, however, we find that Joint Petitioners have established that additional time is necessary to enable commenters to adequately assess highly technical data and to produce studies in response to the complex technical, legal, and policy issues presented in the NPRM. Given the importance of receiving robust input from all of Joint Petitioners’ respective members on the questions raised in the NPRM, along with the Commission’s stated desire for detailed technical analyses, we find there is good cause to extend the deadlines for comments and replies for a period of 30 days.

5. Accordingly, IT IS ORDERED that, pursuant to section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), and sections 0.131, 0.204, 0.331, and 1.46 of the Commission’s rules, 47 CFR §§ 0.131, 0.204, 0.331, and 1.46, the Motion for Extension of Time to File Comments and Reply Comments filed by the Joint Petitioners is GRANTED.

6. IT IS FURTHER ORDERED that the dates to file comments and reply comments in this proceeding ARE EXTENDED to November 6, 2024, and December 5, 2024, respectively.

FEDERAL COMMUNICATIONS COMMISSION

Joel Taubenblatt
Chief, Wireless Telecommunications Bureau

⁶ *Id.* at 1-5.

⁷ *Id.* at 3.

⁸ *See id.*

⁹ 47 CFR § 1.46.