

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

In the Matter of)	
)	
Communications Assistance for)	ET Docket No. 04-295
Law Enforcement Act and)	
Broadband Access and Services)	RM-10865

**MOTION FOR EXTENSION OF TIME
FOR INTERESTED PARTIES TO FILE REPLY COMMENTS**

The United States Department of Justice ("DOJ"), pursuant to Section 1.46(b) of the Commission's rules,¹ files this motion seeking an extension of the deadline to December 21, 2004, for all interested parties to file reply comments in the above-captioned proceeding.² DOJ avers that this brief two-week extension of time will permit interested parties to submit more complete and meaningful responses to the numerous complex issues raised by the Commission in the *Notice*, as well as the comments filed in the proceeding, thereby assisting the Commission in making its decision. Further, this modest extension will not prejudice any interested parties.

DOJ's request is based on several factors. Due to the significant number of issues raised in the *Notice* and the number of initial comments filed in response to the *Notice*, DOJ and other parties would benefit from an additional two weeks to review and respond to the comments. In addition, the Thanksgiving holiday falls shortly before the *Notice's* reply comment deadline, thus reducing the time available to prepare and file reply comments. Moreover, because the extension request is quite modest, it should not interfere with any Commission plans for taking action in this docket.

¹ 47 C.F.R. § 1.46(b) (2003).

² *Communications Assistance for Law Enforcement Act and Broadband Access and Services*, Notice of Proposed Rulemaking and Declaratory Ruling, 19 FCC Rcd 15676 (2004) ("*Notice*"); see 69 Fed. Reg. 56976 (Sept. 23, 2004) (setting deadlines of November 8, 2004, for comments and December 7, 2004, for reply comments).

As the Commission has found in the past, the grant of such a short extension would enable parties to submit more complete and meaningful reply comments on the complex issues raised in the proceeding.³ Accordingly, for the reasons stated herein, DOJ respectfully requests that the Commission grant its motion for an extension of time until December 21, 2004, for interested parties to file reply comments on the *Notice*.

Dated: November 22, 2004

Respectfully submitted,

THE UNITED STATES DEPARTMENT OF JUSTICE

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³ See, e.g., *Wireline Competition Bureau Extends Reply Comment Deadlines for IP-Enabled Services Rulemaking and SBC's "IP Platform Services" Forbearance Petition*, Public Notice, DA 04-1685, WC Docket Nos. 04-29, 04-36 (rel. June 9, 2004); *Wireline Competition Bureau Extends Reply Comment Due Date in the Commission's Eligible Telecommunications Carrier and High-Cost Proceeding*, Public Notice, DA 04-2687, CC Docket No. 96-45 (rel. August 26, 2004) ("Due to the complexity and volume of the record in this proceeding, the Wireline Competition Bureau extends the deadline for reply comments").

and

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