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**To:** K2DOM.K2PO1(GTRISTAN,MPOWELL,SNES,WKENNARD),K2DOM...  
**Date:** Sat, Jan 30, 1999 11:49 PM  
**Subject:** RE : MM Docket 95-25 vs. Current Enforcement

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99-25

To The Commissioners,

The press release for Docket 95-25 was rather poorly planned. Had you waited a bit and gathered more details and technical specifications before the absurdly vague press release everyone would have been better served. The news media has announced that you are allowing new stations NOW and people are trying to buy them from us. Here we sit, without enforcement of existing regulations and now we must try to figure out what new ones will be equally unenforced.

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

There is NO (and I mean NONE) current enforcement on blatant illegal transmitter manufacturing. Now you have made an announcement which will compel every illegal equipment company to make bigger transmitters as fast as possible (and, by the way, start selling them long before you even figure out your new rules). I am trying to determine why LPB followed the rules for so long and lost so many sales to these people. The FCC is responsible for a substantial loss of income for our company because we played by the rules and your enforcement was an empty threat.

It would appear that you are about to make rules which will reward those that have been breaking the rules and not stop any of them. Its well known that enforcement against religious pirates has been utterly ignored (spend 5 minutes in New York City) and lesser community pirates only get caught when FAA issues are at stake. You haven't enforced the rules very well so far, why should they expect a change? What possible compulsion do pirates have to apply for licenses, especially if they end up at auction and cost substantial amounts of money? The answer is simple - NONE.

With the possible elimination of 2nd and 3rd adjacent rules, you will increase the crowding on the band and create the same problems which have plagued the AM band, forcing its expansion. I fear that you are about to recreate the chaos of CB radio in the FM band and no one is stopping this. Are there any engineers left at the FCC?

I am sending you this out of utter frustration. We have worked for so long (since 1960!!!!) to follow the rules, educate clients and stop pirates despite continued lack of enforcement and the laughter of illegal equipment suppliers. I welcome your suggestions on how we continue.

John Devecka  
 LPB, Inc.

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