

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

<b>In the Matter of</b>	)	
	)	
<b>Amendment of Part 97 of the Commission's</b>	)	<b>RM-11831</b>
<b>Rules Governing the Amateur Radio Service</b>	)	
<b>Rules to Reduce Interference and</b>	)	
<b>Add Transparency to</b>	)	
<b>Digital Data Communications</b>	)	

**To: The Chief, Wireless Telecommunications Bureau**

**Via: ECFS Electronic Filing**

**March 30, 2019**

**COMMENTS OF DAN WHITE, W5DNT**

Thank you for allowing me to voice **STRONG SUPPORT** for this proposed rulemaking request, **RM-11831**, filed by Mr. Ron Kolarik, K0IDT. The proposed RM-11831 (Kolarik petition FCC ID 100918881206) solves many long-standing problems with the now suspended NPRM 16-239, RM-11708, and associated RM-11759 and the previously withdrawn RM-11306. The ARRL/ARSFI driven “wideband digital” issue has been petitioned, opposed, withdrawn, petitioned again in various form, opposed again, suspended, and dragged on since before 2007. The issue at every turn has met widespread objection from the amateur radio community at large. There is no point in a detailed review of those well founded and numerous objections. Mr. Kolarik’s proposal, RM-11831, addresses both interference and encryption concerns that stem from the proliferation of wideband digital modes on HF.

By background, I am a Registered Professional Engineer and an Amateur Extra Class license holder, first licensed in 1971. I have operated most all modes of amateur communication, including WINLINK and PACTOR, and am involved in

Emergency Communications in an official leadership capacity in two Texas counties, as the RACES Radio Officer and ARES Emergency Coordinator for both counties. My interests in amateur radio are very diverse and widespread, not those of a “special interest group” such as those that have pushed for RM-11708 and NPRM 16-239, as a way to provide free encrypted email and bypass commercial maritime services under the guise of “emergency communications” while exhibiting total disregard for incumbent spectrum users.

Furthermore, I am a Life Member of the ARRL and have been a major financial contributor to the ARRL over many years. Having said that, it has brought me no pleasure to openly and strongly disagree with the ARRL over the past several years with regard to all of their filings related directly or indirectly to their push for wideband digital expansion on HF. All of these actions failed to address the protection of incumbent users of the spectrum and violations of FCC Part 97 rules on a large scale. Sufficient time and debate have now occurred to verify these all constitute a badly engineered patchwork of “special interest driven” flawed proposals that collectively constitute defective regulatory policy, do not serve the public good, and have wasted unjustified amounts of time and FCC resources.

### **PLEASE EXPEDITE ADOPTION OF RM-11831**

- Finally, with RM-11831, a thoughtful proposal has been made that addresses serious issues associated with the problematic proposed expansion and proliferation of wideband encrypted digital modes and their associated automatically controlled data stations (ACDS) and email servers on HF.
- RM-11831 ensures the ability to identify and monitor the radio transmissions of any data signal using readily available over-the-air interception methods by third parties, as required by Part 97.113(a)(4) and 97.119(a).
- Without open, over-the-air interception capability for all transmissions in the amateur radio spectrum, there is no way to determine if there is commercial, or other prohibited inappropriate content in ongoing communications over the amateur radio spectrum. FCC DA 13-1918 ¶ 6

- RM-11831 assures that the amateur radio service will not be used to bypass commercial internet or email services or be used for commercial use as required by Part 97.1, 97.3(4), 97.113(a)(5)
- Eliminating Part 97.221(c) as RM-11831 proposes would solve long standing interference issues suffered by radio amateurs wishing to use the HF RTTY/Data sub bands for other mainstream and emerging digital modes rather than ACDS purposes.

**PLEASE REJECT RM-11708, RM-11759 and NPRM 16-239, as in the previous case of RM-11306.**

**PLEASE REJECT and DISMISS WITH PREJUDICE RM-11828, as the FCC has previously ruled on these matters before as well.**

Therefore, in closing, I respectfully request that the Commission issue a Notice of Proposed Rule Making at an early date, to delete Section 97.221(c) and modify Section 97.309(a)(4) of the Commission's rules as described in RM-11831.

I also request SUMMARY DISMISSAL of RM-11708, RM-11759 and NPRM 16-239, as well as RM-11828, based on contradictions and lack of merit, as well as points raised in this RM-11831 proceeding.

Respectfully submitted,

By: *Dan White*

Dan White, W5DNT

Dan White, W5DNT  
8803 Bellechase Road  
Granbury, Texas 76049  
W5DNT@ARRL.NET

**Please incorporate by reference my following comments:**

**RM-11708**

<https://ecfsapi.fcc.gov/file/1080718725279/FCC%20NPRM%20on%20RM%2011708%20W5DNT%20Comments.pdf>

<https://ecfsapi.fcc.gov/file/60001841871.pdf>

<https://ecfsapi.fcc.gov/file/7521362275.pdf>

**NPRM 16-239**

<https://ecfsapi.fcc.gov/file/1080718725279/FCC%20NPRM%20on%20RM%2011708%20W5DNT%20Comments.pdf>

<https://ecfsapi.fcc.gov/file/111076483052/W5DNT%20Reply%20to%20Comments%2016-239%20RM-11708.pdf>

<https://ecfsapi.fcc.gov/file/11140234116663/W5DNT%20Reply%20to%20Helfert%20Comments%20on%20FCC%2016-239.pdf>

<https://www.fcc.gov/ecfs/filing/122773711727>

**FCC 17-344**

<https://ecfsapi.fcc.gov/file/102200516111058/W5DNT%20Reply%20to%20ARRL%20Comments%20on%20FCC%2017-344.pdf>

<https://ecfsapi.fcc.gov/file/102201434429498/W5DNT%20Reply%20to%20Waterman%20Comments%20on%20FCC%2017-344.pdf>

**RM-11828**

<https://ecfsapi.fcc.gov/file/103170645904577/W5DNT%20Comments%20on%20FCC%20RM-11828.pdf>