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

In re Application of	)	WT Docket No. 08-20
	)	
WILLIAM F. CROWELL	)	FCC File No. 0002928684
	)	
	)	
For Renewal of Amateur Radio Advanced Class Operator License	)	
	)	

DOCKET FILE COPY ORIGINAL

To: Marlene H. Dortch, Secretary
Federal Communications Commission

Attn: Robert L. Sippel,
Administrative Law Judge

REPLY TO E.B.'s OPPOSITION TO MOTION
FOR FIELD HEARING
[Title 47 CFR, Chapter I, Subchapter A, Part 1, Subpart A, Sec. 1.45(c)]

The Enforcement Bureau filed a lame and pitiful Opposition to my Motion to for a field hearing herein, in which Bureau Counsel Patricia Kane attempts to pose and posture by claiming that the Bureau is concerned with the "public interest" herein, and that the "public interest" requires that a hearing be held in Washington, D.C. so that I cannot participate therein. What a joke! Nothing could be further from the truth.

The Bureau has an extremely weak case and is desperate to win by a technicality, as it does in virtually all of its enforcement cases in the amateur radio service. For example, in Titus[1] (a case involving the improper application of the Commission's so-called "Character Rule" to the amateur radio service), the Bureau took unfair advantage of the licensee, who filed his Reply to the Bureau's exceptions to the Initial Decision of the ALJ a few days late, by opposing his motion for relief from said time limit. In the usual Commission cheap shot, both the ALJ and the Commission denied Titus's motion to enlarge the time for filing his said Reply, so Titus's arguments were not considered on the appeal *precisely because* the Bureau's position (objecting to Titus filing his reply a few days late) rendered it impossible for the appeal to the Commission to be heard on its merits.

Then, in a disgusting display of disingenuousnsess, the Commission entirely failed to note that its decision was not on the merits of the case (it was instead based entirely on said procedural technicality). Of course, in its usual lying fashion, now the E.B. tells the amateur community that Titus was a decision on the merits of the case; that, despite the Character Rule's plain language to the contrary, Titus establishes the Character Rule as applicable to the amateur service; and that it serves as precedent for all future such cases. *This* is really the Enforcement Bureau's concept of the "public interest", and it serves as a good example of why amateur radio operators hate the FCC and the Enforcement Bureau so much.

Apparently the Bureau's concept of the "public interest" does not include allowing a licensee to present his case fairly and openly at a hearing, or to present his case for decsion at all, for that matter. Bureau Counsel should be ashamed of herself for taking such a position, but trying to shame people like that accomplishes nothing because have no sense of shame in the first place.

1 David L. Titus, E.B. Docket No. 07-13 (Initial Decision released March 9, 2010)

That is the *only* way the Bureau can win cases, and the ALJ needs to realize it. The ALJ needs to cease living in his dream world, wherein he believes the E.B. treats licensees fairly. The Bureau is so corrupt, wrongheaded and ignorant about the amateur service that it simply can't win when the facts and law of any enforcement case are fully presented to a trier of fact and on appeal, so they try to win every case by taking a cheap shot. The ALJ really needs to put an end to this kind of rotten practice on the part of the Enforcement Bureau because it is destroying the amateur radio service.

Therefore, in the interests of justice and the continued viability of the amateur radio service, the ALJ needs to order a Field Hearing herein.

I declare under penalty of perjury that the foregoing is true and correct, and that this Petition is signed on April 5, 2017 at Diamond Springs, El Dorado County, California.

Respectfully submitted,

William F. Crowell

William F. Crowell
Applicant-licensee

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PROOF OF SERVICE BY MAIL
[47 C.F.R. Part I, Subpart A, §1.47]

I am a citizen of the United States and a resident of El Dorado County, California. I am the Applicant-licensee herein. I am over the age of 18 years. My address is: 1110 Pleasant Valley Road, Diamond Springs, California 95619-9221.

On April 5, 2017 I served the foregoing Reply to Opposition to my Motion to Appear at All Conference Hearings By Telephone/Speakerphone on all interested parties herein by placing true copies thereof, each enclosed in a sealed envelope with postage thereon fully prepaid, in a United States mail box at Diamond Springs, California, addressed as follows:

Office of the Secretary, Federal Communications Commission
Attention: ALJ Sippel
445 – 12th Street S.W., Washington, D.C. 20554
(original and 6 copies)

Pamela S. Kane, Special Counsel
Investigations & Hearings Division, Enforcement Bureau
Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554

I further declare that, on this same date, I emailed a copy of this document to the ALJ and to Bureau Counsel, and that I filed this document under the Commission's Electronic Comment Filing System.

I declare under penalty of perjury that the foregoing is true and correct, and that this proof of service was executed on April 5, 2017 at Diamond Springs, California.

William F. Crowell

William F. Crowell