Dear FCC:  
  
I am against Docket 16-239 NPRM, and related petitions RM-11708 and RM-11759 that deal with the amateur radio service.  
  
I am a licensed amateur radio operator of 48 years, a life member of the American Radio Relay League, with call sign N5XZ, and I am replying since I will be greatly impacted by any rulings surrounding these rulemaking proposals and the NPRM.  
  
The many comments in these proceedings demonstrate vast number of amateur operators are against both RM 11708 and Docket 16-239 NPRM. The amateur community, through the FCC ECFS system, has very clearly rejected both the ARRL's RM-11708 petition and the FCCs proposed solution.  More than 90% of the over 100 replies filed in the NPRM are firmly against the FCC proposal, and urge that the FCC, and not the ARRL, provide narrowband emission limits that protect existing narrowband communication (less than 200 Hz CW and data operators, and less than 400 or 500 Hz RTTY and data operators).  
  
The vast number of commenters urge that some band width limit be Instituted and regulated by the FCC, and that the CW/RTTY/narrow band operators must be protected with a regulatory, not voluntary, bandwidth emission limit of 200 HZ and 400/500 Hz in the lower portions of every data sub-band.  
  
Most replies noted the current violations of ACDS/robo-stations and the use of non-published protocols (Pactor II/III), along with out of band emissions of the ACDS stations. Commenters are clear that the FCC must clarify its rules for open transmissions that are published and not proprietary, and must clean   
up current ACDS/robot stations before allowing any expansion of bandwidth or their privileges.  
  
Many commenters also urge the FCC to determine if using https// web browsing (which ensures encryption even when using an open air interface) and if email is properly allowed on HF/MF   
amateur radio bands. Given the documented evidence of business use, bypass of other commercial means, and out of band ACDS transmissions, the Commission must carefully consider the impact of its rulings on open, transparent, or encrypted transmissions that the FCC and others cannot detect.

Thanks for your consideration,

Allen R. Brier, N5XZ

N5XZ@arrl.net