



THE BOZZUTO GROUP

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September 19, 1996

Mr. William F. Canon
Acting Secretary
Federal Communications Commission
1919 M Street, NW, Room 222
Washington, DC 20554

MAIL ROOM

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Dear Mr. Canon:

I am writing in response to the FCC's Report and Order and Further Notice of Proposed Rulemaking released on August 6, 1996, which asks for comments "with regard to placement of antennas on common areas or rental properties, property not within the exclusive control of a person with an ownership interest, where a community association or landlord is legally responsible for maintenance and repair and can be liable for failure to perform its duties properly. I am enclosing six (6) copies of this letter, in addition to this original.

Bozzuto Management Company is in the residential real estate business. We manage over 5,000 rental units in the greater Washington, D.C. metropolitan area.

I have spoken to several people on the staff but nonetheless wanted to convey my strong opposition to your proposed ruling in writing. Granting persons who do not have an ownership interest in the property they rent a right to install a satellite dish in the common area of that property will severely and adversely effect our ability to manage these properties for the good of all residents. Most importantly, our ability to provide any security to other residents becomes jeopardized by the proposed ruling. Secondly, our responsibility to maintain the common area of a building when that common areas can be injured by third parties puts us in a position of being unable to live up to our legal responsibility to our residents.

The weight or wind resistance of a satellite and the quality of installation may create maintenance problems and--more importantly--a hazard to the safety of residents, building employees, and passers-by. Damage to the property caused by water seepage into the building interior, corrosion of metal mounts, or weakening of concrete could lead to safety hazards and very costly maintenance and repair. Slipshod or faulty contractors could create all kinds of safety problems. Even good installers cannot guarantee against weather damage.

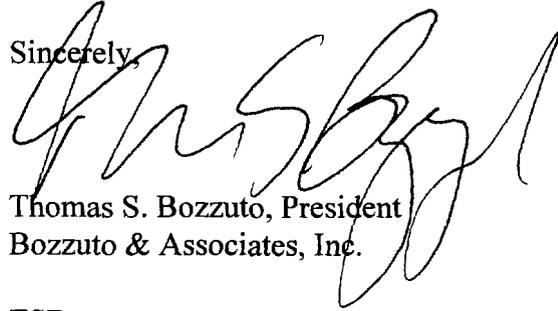
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Finally we urge the FCC to avoid interfering in the contractual relationship between us and our customers. It is very clear that issuance of the rules as currently being contemplated is a violation of the constitutional right to own private property. Passage of such bills will result in needless and expensive legislation.

Sincerely,

A handwritten signature in black ink, appearing to read 'T. S. Bozzuto', written in a cursive style.

Thomas S. Bozzuto, President
Bozzuto & Associates, Inc.

TSB:mo