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VIA EXPRESS MAIL

FEDERAL COMMUNICATIONS COMMISSION,
1919 M Street, N.W.,
Washington, District of Columbia 20554
Attention of the Commission Secretary.

3 September 1997

References: Petition, RM-9150; and
A request for extension of time to file Comments.

Dear Sirs:

Introduction

I am an attorney duly admitted to practise before your honorable Commission for over 30 years. I am also an FCC-licensed amateur radio operator since 1921 (my first license was signed by Herbert Hoover, then Sec'y of Commerce); and I am the publisher/editor of the above totally free to all subscribers and with no advertising whatsoever, newsletter devoted to amateur radio, etc.

Although I had been following the petition of THE AMERICAN RADIO RELAY LEAGUE, (hereinafter called the "League"), now FCC-identified as RM-9150 from its initiation, I failed to find notice until yesterday (2 Sept.) that Comments were due to be filed by 31 August 1997.

I had wished, and still want to present what I deem to be excellent evidence that the FCC should deny the petition for many reasons. Among these are that while the petition states a complete program how the an alleged Malicious (amateur radio operator) Interference (MI) case before an Administrative Law Judge (ALJ) would be handled by League Amateur Auxiliaries in place of Commission personnel etc., the following (which are only part of the Comments I wish to file) should be noted.

Part of My Comments in Opposition

(a). The petition by-passes 47 USC 401, 47 USC 150(j), 47 USC 409 and 47 USC 503(b)(2)(D), some of which were carefully crafted either to infer or provide that the Commission's proceedings... "will conduce... to the ends of justice." Some of the Sections also provide for hearings in other than Washington, the city on which the petition insists, since that is where the ALJ is located; and which would undoubtedly make any hearing attendance, when necessary, highly expensive for both the accused and the League Auxiliary personnel performing as the "prosecutors." I intend to identify other locations, already provided in Part 97, better suited for any such hearings.

(b). The petition forces extensive legal duties on the Auxiliaries who are to present the MI cases before the ALJ, in a trial-like environment of the hearing

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in which they are inexperienced. There is no provision for a "prosecuting attorney" to present the MI cases on behalf of the League Auxiliaries who are really only witnesses.

(c). In addition to the fact, taken from the petition itself, that no more than 12 miscreant, MI, amateur radio operators per year are involved, which is a tiny *16/10,000ths of 1% of the nearly three-quarters of a million (750,000)* licensed, amateur radio operators in our nation, there is already provision in 47 USC 503(3)(A) in accordance with Section 555 of title 5, for a hearing before an Administrative Law Judge. Both of the above cause the petition to be unnecessary.

My Request.

Because unfortunately I missed the final "Comments" date (31 Aug. 1997), I respectfully request an extension of at least two weeks time from my receipt of your consent (if given) to this my request, in order for me to present considerably detailed, comprehensive Comments in opposition to an FCC's enactment of the petition above identified, which will include pertinent citations of Law as well as extensive, pertinent statements of facts not mentioned or detailed in the petition as filed.

May I thank you in advance for whatever courtesies are extended me.

Very truly yours,

Karl A. Kopetzky, LL.B., K9AQJ,
Publisher / Editor

cc - Christopher D. Imlay, Esq.,
BOOTH FRERET IMLAY & TEPPER, P.C.,
Attorneys for THE AMERICAN RADIO RELAY LEAGUE, Inc.,
the petitioner herein.