

**Charles J. Mishler, Jr**  
**1408 19th. Avenue**  
**Mitchell, NE 69357**  
**Tel. (308) 623-2994**

May 14, 1998

Secretary  
The Federal Communications Commission  
Washington, DC 20554

RE: RM 9267

Dear Mr. Secretary:

In view of the demand of the Land Mobile Communications Council to the Federal Communications Commission to reallocate the 70cm. Amateur Band to private mobile operations, I strongly protest such action as not in the interest of the general public.

Presently, the 70cm. band is used extensively by the Amateur Radio Service to provide essential link, repeater, repeater control, and data mode communications. Vast networks have been established with the donation of much money and time by thousands of dedicated licensed Amateur operators nationwide to provide what is, perhaps, the best emergency communications network on a local and statewide basis that has ever existed. Networks have been carefully and strategically placed to insure reliability and efficiency in times of disaster when commercial communications systems are rendered inoperable or overloaded.

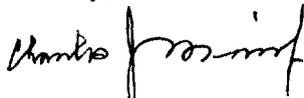
In addition to the thousands of voice repeaters nationwide on the 70cm band, it is used to control the many thousands of repeaters on the 144-148mhz. band. As you are probably aware, F.C.C. regulations require that remote control of repeaters must be on a different band than that of the repeater, and the 70cm band is essential to this requirement, as the propagation characteristics of both bands are basically the same.

The people of the Amateur Radio Service have spent countless hours establishing emergency communications networks directly with local, state, and national government organizations such as FEMA to insure reliable communications in times of disaster. Many of these systems are in place at the various disaster centers. The systems have proved reliable and efficient and are there ready to be used at a moments notice. All the Amateur bands mentioned in the demands of the LMCC are essential to the continued reliability of the Amateur Radio Emergency Service.

Therefore, I request that the Commission reject RM 9267 in its entirety. Amateur Radio is growing and the needs of this valuable service must not be infringed by commercial interests who have but one priority; PROFIT.

Thank you for your time and consideration in this matter.

sincerely,



Charles J. Mishler, Jr.

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MAY 23 1998

May 26, 1998

Secretary  
Federal Communications Commission  
1919 M Street., NW  
Washington, DC 20554  
re: RM-9267

In the matter of

Proposed Reallocation of 420  
to 430 MHz and 440 to 450 MHz  
>From the Federal Government to  
The Private Mobile Radio Service

As an amateur radio operator, I am often involved in public service and emergency communications, where the 70cm band is often used as a necessary alternative to the popular 2 meter band.

We have found in this past year that Amateur Radio has too often provided essential communications when phone service was cut off during ice storms, floods, tornadoes and hurricanes.

I am concerned that the proposed reallocation of these frequencies will result in overcrowding of the 2 meter band and interference during emergency communication.

Sincerely,



Mel Penner, N2YCR  
75 Snake Hill Road  
Garrison, NY 10524

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**DOCKET FILE COPY ORIGINAL**  
*Jackson Purchase 2-Way Radio, Inc.*

1201 South Third Street • Paducah, Kentucky 42003 • Phone (502) 443-6618

*MAY 23 1998*

May 26, 1998

Ms. Magalie Roman Salas  
Secretary, FCC  
Room 222  
1919 M Street, NW  
Washington, D.C. 20554

Subject: LMCC Petition for Rulemaking (RM-9267)

Dear Ms. Salas:

We are overjoyed that you have placed the Petition for Rulemaking by the LMCC seeking new spectrum for private wireless users so quickly.

We are a small communications business located in Paducah, Kentucky. We are seventeen years young and have nine employees. We sell, rent, and repair communication equipment in Western Kentucky. We provide a service of radio systems rentals on five different sites, areas where cellular and PCS cannot cover. We rent these systems to every type of business from the small Mom and Pop to large manufacturing companies. Our capacity is nearing full and without new frequencies we will be a dying breed.

New spectrums would allow us to expand our systems to better service our customers and residents of Western Kentucky.

I urge you to help favorably in the passing of LMCC petition for Rulemaking (RM-9267).

Sincerely,

Richard Crenshaw  
Vice-President

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DOCKET FILE COPY ORIGINAL

Secretary Federal Communications  
Commission, Washington DC 20554

RE: RM-9267

I would like to continue operating for years to come on my amateur radio frequencies allowed we "HAMS". I am urging you to please support RM-9267.

The loss of this radio spectrum will have a very negative effect on my ability to provide service to the public and other agencies which would not be supported should this section of the radio spectrum be lost to commercial interests.

Respectfully,

*Paul A. Kelwin*

Paul A. Kelwin(KC6UEF)

32112 Village 32

Camarillo, Calif.

93012-7161

Ph:(805) 987 1446

May 25, 1998

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DOCKET FILE COPY ORIGINAL

781 South Mentor Ave.  
Pasadena, CA 91106-4037  
23 May 1998

Federal Communications Commission  
1919 M. Street, NW  
Washington, D.C. 20554

Subject: Comments on RM-9267

I request that you do not grant petition RM-9267 which petitions the FCC to designate The Land Mobile Communications Council as primary user of frequencies in the present 70 cm (440 MHz) Amateur Radio band. I am currently a user of these Amateur Frequencies from 420 to 450 MHz. I believe that the proposed commercial land mobile service would completely displace all amateurs from the band.

I am a senior scientist who contributes to spacecraft communications technology. I am listed in Who's Who in America, and in Science and Engineering. I got my start in Amateur Radio and continue to learn advanced technology from my fellow Amateurs. It is my experience that Amateur Radio provides a unique training ground for communications skills and technologies. Articles in the Amateur literature often contain reference to the most recent advances in science and technology. Amateur Radio provides a pool of experienced and knowledgeable people who excel in the electronics and communications industries. The Amateur service is far from frivolous.

Displacement of Amateurs from the 70 cm band would pose a hardship because many Amateurs own hand-held and mobile communications equipment that work in this band only. Loss of this band would require us to purchase or build new equipment for other frequencies. This band plays a major role for Amateur Communications in support of emergency services in the event of a natural disaster. I do not need to remind you that many Amateurs have training and agreements with agencies such as fire, police, civil defense and Red Cross to provide assistance as needed.

Thank you for your consideration.

*A. R. Frederickson*

Dr. A. R. Frederickson  
W1EEL

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DOCKET FILE COPY ORIGINAL

Linda Reeder, N7HVF  
409 - 6th Avenue #1  
Salt Lake City, Ut 84103

May 24, 1998

RM 9267, Secretary  
Federal Communications Commission  
1919 M Street NW  
Washington, DC 20554

To Whom It May Concern:

I am writing in concern about the Land Mobile Communications Council taking over the 70 cm Band. I wonder if people are aware of the importance of Amateur Radio in the community.

There are many times when Amateur Radio have been able to assist in emergencies when all other communications have failed. Just recently Amateur Radio assisted in Southern Minnesota when there was a tornado. It was the Hams that were able to assist individuals in helping people get where they needed to go for assistance.

Throughout history Amateur Radio have saved many lives. If you take 70 cm away from Amateur Radio, it would be devastating. There are some things you can accomplish on 70 cm that cannot be done on 2 m. For example, you can talk on 70 cm from inside a building much better than you can on 2 m. So if you were trapped inside a building you could receive help easier on 70 cm than 2 m.

Also taking away 70cm would cause over-crowding on 2 m.

I hope you will take these things into consideration.

Sincerely,

*Linda Reeder*

Linda Reeder, N7HVF

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MAY 28 1993

May 21, 1998

FCC MAIL ROOM

DOCKET FILE COPY ORIGINAL

Secretary  
Federal Communications Commission  
Washington, D. C. 20554

Subject: RM 9267

Gentlemen:

I wish to raise my objections to the Land Mobile Communications Council *demand* for reallocation of most of the 70 centimeter Amateur band over to private mobile operations with private land mobile designated as the primary user.

The 70 centimeter band is the second most used band in the Amateur Radio Service. Amateurs use this band for mountain top repeaters with some 900 such repeaters in the state of California alone. In addition this band is used for link control frequencies, satellite downlinks, Amateur Television input and output links. All of these frequencies are heavily used particularly in disaster communications.

The Land Mobile Communications Council has stated a willingness to permit Amateur Radio to retain some sort of secondary status but only on a non-interfering basis. How this could be accomplished defies logic when Amateurs use virtually all frequencies in the 70 centimeter band for the purposes stated above.

Therefore, I raise my voice in opposition to the LMCC's proposal.

Sincerely,

Mike Dyll Jr. AB6QT  
35899 Canfield Rd.  
P.O. Box 200  
Palomar Mt. cal. 92060  
760-242-1573

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MAY 28 1998  
May 27, 1998

FCC MAIL ROOM

DOCKET FILE COPY ORIGINAL

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Federal Communications Commission  
Washington, D. C. 20554

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Sincerely,

Michael W. Bayle Jr. KF6PPS

P.O. Box 200

Palomar Mt. CA 92060

760-742-1573

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LM ABCDE

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MAY 28 1998

FCC MAIL ROOM

WB9TEW

William L. Anderson

103 SE 2<sup>nd</sup> Ave.

Galva, Illinois 61434-1854-02

RM 9267

Secretary Of the F.C.C.

Washington DC 20554

Mr. Secretary,

As an Amateur Radio Operator, I must strongly oppose any changes in the Second most popular and used Ham Band, 420 to 450 Mhz.

As the VHF Band becomes more and more populated with a increasing number of ham radio operators, the migration to UHF frequencies is increasing. The band is used by thousands and thousands of hams for storm spotting and emergency communications as well as general hamming. Hams provide these communications with out cost for most communities in the United States. During emergencies a back up repeater is desired, and, because all the VHF repeater frequencies are used, the natural and most available are is the 420 to 450 Mhz area.

I strongly oppose and changes to this frequency area. Land mobile already has occupied many, many Mhz in this part of the spectrum. The hamming community needs this small segment of the spectrum and could use a larger one as well!

Sincerely,



William L. Anderson WB9TEW

103 South East 2nd Ave.

Galva, Illinois 61434-1854-02

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MAY 28 1998  
FCC MAIL ROOM

5489 APPALOOSA AVE  
RIVERSIDE, CA 92509  
MAY 23, 1998

SECRETARY  
FCC  
WASHINGTON, DC. 20554

RE: RM 9267

NOT ENOUGH TIME LEFT FOR A FORMAL LETTER.  
SORRY.

MY WIFE (W4TYX) AND MY SELF (K4KCL)  
USE THE 440MHZ (70CM) BAND SEVERAL  
TIMES EACH DAY. IT HAS PROVEN ITS  
WORTH IN AID IN CRITICAL SITUATIONS FOR  
US AS WELL AS OTHERS.

440MHZ  
↓  
HAM BAND

AS A MEMBER OF RACES I KNOW IT WILL  
CONTINUE TO BE CRITICAL FOR SAVING LIFE  
AND PROPERTY FOR ALL CITIZENS.

No. of Copies rec'd  
UNAB CDE

0

Ronald B. [Signature]  
K4KCL

# WESTERN INTERTIE NETWORK

2040 Hawley Drive, Vista, CA 92084

Phone: 760/724-4020 Fax: 760/941-1601

DOCKET FILE COPY ORIGINAL

May 15, 1998

Secretary  
Federal Communications Commission  
Washington DC, 20554

RE: RM 9267

Gentlemen,

It has come to our attention that the LMCC is demanding that you immediately reallocate most of the 420 to 450 MHz band presently in the amateur radio service. We strongly oppose any such action!

The 420 to 450 MHz amateur radio UHF band is the second most popular of the amateur radio services' VHF and UHF allocations. There are thousands of FM repeaters operating daily from 440 to 450 MHz, and a variety of modes on the air every day in the 420 to 430 MHz segment, including thousands of point to point links, and a very mature amateur television fraternity.

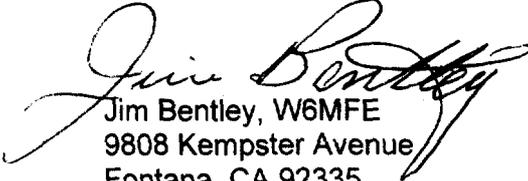
We at the Western Intertie Network (the WIN System) presently operate five high level UHF repeaters in the 440 to 450 MHz segment, covering from Southern Arizona to Central California, including all of the seven Counties of Southern California. We also operate ten point to point full duplex links.

Our group, the WIN System, has been affiliated with the San Diego County RACES emergency preparedness organization for years, and because of our wide area coverage, we have been able to handle innumerable pieces of emergency traffic during three major fires and two major earth quakes. It is impossible to estimate how many lives we have directly touched during emergencies, however, I am certain we have been a major communications force during these times of emergencies.

The WIN System also routinely operates many of our repeaters for public safety missions. Several times each year WIN System repeaters are used to handle communications at various Marathons, 10K runs, Bicycle Events, and Special Olympics Events for the handicapped. These public service communications activities would be impossible to achieve without the 440 MHz amateur band "wide area coverage" repeaters operated by the WIN System, and donated to public service.

We therefore strongly urge you to deny the demands of the LMCC. We as amateur radio operators continue to provide the above services free to the public. There is never a charge for either the 440 MHz repeater equipment, or the operators who donate their time and expertise during these times of public service. I do not think the LMCC would likewise provide such services free to the public. Their agenda is to make a profit from these frequencies, not to serve the public, free of charge, as is the amateur credo.

Sincerely,

  
Jim Bentley, W6MFE  
9808 Kempster Avenue  
Fontana, CA 92335  
(909) 823-5660

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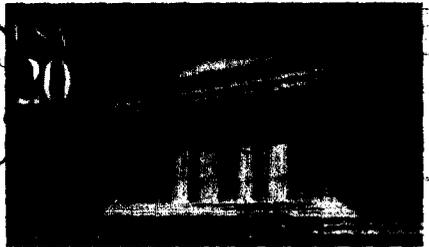
DOCKET FILE COPY ORIGINAL

Please pay attention to  
RM9267. It is important  
to me & other Amateur Radio  
operators Leonard Frank  
1164 VALLEY SPRING LA,  
K2TLW Studio City CA 91604

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AB CDE

222



Girard College Philadelphia, PA 1848-1998

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FEDERAL COMMUNICATION COMM

1919 M. STREET N. W.

WASHINGTON, D. C. 20554

RM 9267

DOCKET FILE COPY ORIGINAL

I am a ham KJ7NT and  
do emergency service RACES  
supporting fire, search and  
rescue, and missing persons.  
Please leave the 420 MHz -  
450 MHz band for ham use

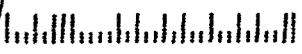
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30 DE

0 Jim Ludlow  
Fallsbrook, CA.

W31AR  
Ernest V Jones  
856 Corinthian Ave  
Phila, PA 19130



222  
MAY 28 1998  
FEDERAL COMMUNICATIONS COMM  
WASHINGTON D.C. 20554

to SECRETARY OF  
FCC 

MAY 22, 1998  
25L CORINTHIAN  
PHILA PA 19130-1442

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MAY 28 1998

DEAR SIR!  
MY CALL IS ~~FOR~~ ~~REVISION~~  
HAVE BEEN A LICENSED HAM 59 YRS.

I AM OPPOSED TO  
PROPOSAL RM 9267

73's  
Ernest U. J.

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# WESTERN INTERTIE NETWORK

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MAY 28 1998

Phone: 760/ 724-4020 Fax: 760/ 941-1601

FCC MAIL ROOM

May 15, 1998

Secretary  
Federal Communications Commission  
Washington DC, 20554

RE: RM 9267

Gentlemen,

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The 420 to 450 MHz amateur radio UHF band is the second most popular of the amateur radio services' VHF and UHF allocations. There are thousands of FM repeaters operating daily from 440 to 450 MHz, and a variety of modes on the air every day in the 420 to 430 MHz segment, including thousands of point to point links, and a very mature amateur television fraternity.

We at the Western Intertie Network (the WIN System) presently operate five high level UHF repeaters in the 440 to 450 MHz segment, covering from Southern Arizona to Central California, including all of the seven Counties of Southern California. We also operate ten point to point full duplex links.

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Sincerely,



Gary Cox, KE6YMA  
324 Gemma Circle  
Santa Rosa, CA 95404  
(707) 538-9795

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# WESTERN INTERTIE NETWORK

2040 Hawley Drive, Vista, CA 92084  
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Secretary  
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Sincerely,



Bill Richardson, KC6MOA  
722 G Street  
Ramona, CA 92065  
(760) 789-1144

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May 15, 1998

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MAY 28 1998

FEDERAL COMMUNICATIONS COMMISSION

Secretary  
Federal Communications Commission  
Washington DC, 20554

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Sincerely,



Betty Richardson, KC6REV  
722 G Street  
Ramona, CA 92065  
(760) 789-1144

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# WESTERN INTERTIE NETWORK

2040 Hawley Drive, Vista, CA 92084

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May 15, 1998

MAY 28 1998

FCC MAIL ROOM

Secretary  
Federal Communications Commission  
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Sincerely,



Dr. Russ Parmenter, KE6ZHS  
P. O. Box 383  
Bryn Mawr, CA 92318  
(909) ~~922-1856~~  
513-3303

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Up A B C D E

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# WESTERN INTERTIE NETWORK

2040 Hawley Drive, Vista, CA 92084

Phone: 760/724-4020 Fax: 760/941-1601

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May 15, 1998

MAY 28 1998

FCC MAIL ROOM

Secretary  
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Sincerely,

*Myron M. Balchin*

Myron Balchin, WB6TUG  
P. O. Box 1396  
Ramona, CA 92065  
(760) 788-5992

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RECEIVED  
MAY 13 1993  
RM-9267

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Office of the Secretary  
Federal Communications Commission  
Room 222  
1919 M Street NW  
Washington D.C. 20554

In the Matter of  
Proposed Reallocation of  
420 to 430 and 440 to 450 MHz  
from the Federal Government to the  
Private Mobile Radio Service

TO: The Commission

**FORMAL COMMENTS ON**

**PROPOSED RULE MAKING RM-9267**

**SUBMITTED BY**

**CHARLES E. BRASHEAR, KC8YCH  
STANISLAUS COUNTY DEPARTMENT OF ANIMAL SERVICES  
DISASTER SERVICES COORDINATOR  
COUNTY EMERGENCY COORDINATOR  
STANISLAUS COUNTY AMATEUR RADIO EMERGENCY SERVICE**

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#### Comments on RM-9267

1. The Land Mobile Communications Council (LMCC) has submitted a proposed rule change dated April 22, 1998. The FCC has accepted the request, identifying it as RM-9267, with comments due by June 1, 1998.
2. I am the Disaster Coordinator for the Stanislaus County Department of Animal Services, and the County Emergency Coordinator for the local chapter of the Amateur Radio Emergency Service (ARES) group that supported our needs during recent emergency situations. I am also a licensed amateur radio operator.
3. Stanislaus County has benefited from the emergency services of our ARES group on two separate occasions during floods in the last year and a half.
4. Animal Control in California is not afforded a common coordinating frequency in which to coordinate our disaster coordination between agencies. ARES was instrumental in assuring a common coordinating frequency was available to tie the animal care and control agencies in our county with the Emergency Operations Center, and various command posts set up due to the disaster. Budgets in these small departments are low and better radio equipment is not usually a priority.
5. ARES operators provided both 2-meter (144-148 MHz) and 70cm (420-450 MHz) bands. Coordination was established for Animal Services/Control facilities, field units, triage area's and volunteer personnel through the 420-450 MHz Band. ARES support in disaster situations involving evacuation and animals has been critical.
6. This support is threatened by RM-9267. We believe that adoption of RM-9267 would severely threaten the future emergency support ARES can provide us, and for that reason we strongly recommend RM-9267 NOT BE ADOPTED.
7. As an amateur radio operator myself and the Emergency Coordinator of ARES, I also realize that usage of this band by any Amateur Radio Licensee would be lost.
8. This is one of the most popular amateur radio bands, probably second only to the 2-meter amateur band. A majority of the radios sold now are of the dual-band variety (144-148 MHz/420-450 MHz) most amateur radio operators own at least one of these "dual band" radios. Should RM-9267 be adopted, all of the current "Cross-Band" repeating functions (Very Useful In Emergency Situations) would be lost.

9. "EMERGENCY COMMUNICATIONS" is usually carried out by VHF/UHF bands, High Frequency Radio is used but not at the "Tactical", "Critical" stages of an emergency. RM-9267 passes, it will take away about one half of the "Local Emergency Management Capabilities" ARES and other Emergency Radio groups have to be able to help our communities during emergency or disaster.
10. In addition to the "dual band" radios and 420MHz - 450MHz (single band) radios, there are over 8000 repeaters spread across the United States. Should Amateur radio become secondary to this new widespread LMCC usage, virtually all of those repeaters, and most simplex operations, would cause interference with LMCC, and would therefore have to cease operations.
11. I realize that RM-9267 calls for amateur radio sub-bands to remain "secondary" to the newly proposed LMCC usage's. Although Amateur Radio is currently "secondary", it is actually "secondary" to a very limited use by the Federal Government. As such, Amateurs enjoy virtually unlimited use of the sub-bands, and have developed their use accordingly.
12. I ask as a licensed amateur radio operator, as a public servant, and as the Emergency Coordinator for ARES in Stanislaus County, SUPPORT LOCAL EMERGENCY OPERATIONS, PLEASE DO NOT ADOPT RM-9267.

Thank You

  
Charles E. Brashear KC6YCH

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FEDERAL COMMUNICATIONS COMMISSION

May 26, 1998

FCC

C/O Ms. Magalie Roman Sales - Secretary  
1919 M Street, NW Room 222  
Washington, DC 20554

Reference: LMCC Petition for Rule Making (RM-9267)

Dear Ms. Salas:

In response to your petition for Rule Making (RM-9627), I support the LMCC actions seeking new spectrum allocations for private wireless users. I applaud the commission for its rapid action placing the petition on public notice.

Saia Communications, Inc. is in the business of providing private and commercial wireless communications to our more than 1800 customers in the Western and Central areas of New York State. Saia began in 1980 as a DBA with two employees and now employs 16, with two locations in the Buffalo, New York Area. We also use private wireless radio communications within our company for the day to day operations increasing the efficiency and safety of our operations and employees.

Due to the lack of private wireless frequency spectrum in our area (Canadian Border, above line A), the 150 Mhz, 450 Mhz, 800 Mhz, and 900 Mhz spectrum bands have affected our ability to meet the growing needs of our commercial customers requiring private wireless communications. Public Safety, commercial manufacturing, agriculture, transportation, and all aspects of our customer base jeopardize safety, productivity, and the protection of life and property.

Commercial systems such as cellular and PCS services cannot solve all of our communications needs. The immediate accessibility (dispatch), coverage in rural areas, wide area coverage that private wireless spectrum provides are features not found in Cellular/PCS services.

Having the availability of new spectrum will improve the problems that we face now because of the lack of frequencies listed above. Additionally, spectrum relief will increase the research and implementation of newer technologies such as AVL, Data Services, and Trunking throughout our industry that are impeded due to congestion issues presently.

In conclusion, I urge the Commission to address these issues quickly as the problems associated with the lack of spectrum are increasing.

Sincerely,

Michael A. Saia  
President

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