



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

memorandum

TO: Director, Reference Information Center
Chief, Wireless Telecommunications Bureau

FROM: *DMA*
Daniel M. Armstrong
Associate General Counsel

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SUBJECT: *James A. Kay, Jr. v. FCC*, No. 02-1175. Filing of a Notice of Appeal in the United States Court of Appeals for the District of Columbia Circuit.

DATE: June 20, 2002

94-147
This is to advise you that on June 5, 2002, James A. Kay, Jr. ("Kay") filed a Notice of Appeal, pursuant to 47 U.S.C. § 402(b), of the following orders: *James A. Kay, Jr.*, WT Docket No. ~~97-147~~, 17 FCC Rcd 1834, *recon. denied in part and granted in part*, FCC 02-137 (rel. May 8, 2002).

Kay appeals from an order finding that Kay failed to respond to FCC inquiries and filed a pleading that lacked candor. The order revoked Kay's licenses for several SMR stations in the 800 MHz band and assessed a forfeiture of \$10,000 against Kay.

The Court has docketed this case as No. 02-1175. The attorney assigned to handle the litigation of this case is Roberta L. Cook.