



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

Memorandum

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

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

SUBJECT: *Marc D. Sobel v. FCC*, No. 04-1045. Filing of a Notice of Appeal in the United States Court of Appeals for the District of Columbia Circuit.

DATE: February 24, 2004

This is to advise you that, on February 11, 2004, Marc D. Sobel ("Sobel") filed a Notice of Appeal in the U.S. Court of Appeals for the D.C. Circuit, pursuant to 47 U.S.C. § 402(b), of the following orders: *Marc D. Sobel*, WT Docket No. 97-56, *Decision*, 17 FCC Rcd 1872 (2002), *Memorandum Opinion and Order*, 17 FCC Rcd 8562 (2002), and *Memorandum Opinion and Order*, 19 FCC Rcd 801 (2004).

Sobel appeals from above-referenced orders finding that he transferred control of some of his Specialized Mobile Radio Service ("SMR") land mobile radio facilities without FCC authorization and that he lacked candor about the status of these pleadings in a sworn affidavit. The orders revoked several of Sobel's licenses and denied Sobel's applications for several stations in the 800 MHz band.

The Court has docketed this case as No. 04-1045. The attorney assigned to handle the litigation of this case is Roberta L. Cook.