

Motion to Dismiss for RM-11306, including the ex-Parte filing of Feb 14, And the "Erratum" filing on March 22

Michael Peak, WZ5Q
25 March 2007

To whom it may Concern,

I previously filed comments in opposition to RM-11306, including the ex-Parte filing of February 14 2007, and the Erratum filed on 22 March 2007. After reading the overwhelming opposition from the Amateur Operator community as a whole, as well as from a large portion of the ARRL membership, I now move to dismiss the ARRL's RM-11306 petition and subsequent filings on the basis that the original RM-11306 has been substantially altered by the ARRL, that the public has not been given any opportunity to officially comment on these changes within an approved period as required by the Commission's procedures for public review. The original RM-11306 has been altered by the ARRL's ex-Parte and recent Erratum filing such that it no longer represents the intent of the original document. Therefore RM-11306, the ex-Parte and the recent Erratum should be denied, indicating that a separate and more accurate petition should be filed in its place. This would allow for proper review and due process of public opinion.

Sincerely,
Michael Peak
WZ5Q