

PROJECT FILE COPY (R/S)

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Before
Federal Communications Commission
Washington, DC 20554

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In the Matter of)
)
DAVID L. TITUS)
)
Amateur Radio Operator and Licensee of)
Amateur Radio Station KB7ILD)

EB Docket No. 07-13
FRN No. 0002074797
File No. EB-06-IH-5048

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ORDER

Issued: October 15, 2007

Released: October 16, 2007

By Notice of withdrawal filed on or about October 6, 2007, former counsel for David L. Titus ("Titus"), withdrew from this proceeding.

On or before Friday, October 12, 2007, Mr. Titus informally informed counsel for the Enforcement Bureau ("Bureau") and the Office of Administrative Law Judge ("OALJ") that he would seek additional time to obtain new counsel, and to meet outstanding procedural dates related to trial preparation. See *ORDER* FCC 07M-38 released October 10, 2007, memorializing agreed dates that were set at a transcribed Prehearing Conference on September 19, 2007, at which Mr. Titus was represented by his former counsel.

To accommodate the parties, a telephone conference was held on Monday, October 15, 2007, at which arguments of Mr. Titus and Bureau counsel were heard concerning scheduling. The following rulings of the Presiding Judge were made without objection:

October 19, 2007 – Mr. Titus to categorically state whether or not he intends to retain an expert witness to testify on his behalf.

October 26, 2007 – Mr. Titus to provide (1) names and addresses of non-expert witnesses and brief proffer of each witnesses expected sworn statement; (2) identity of any expert, and *vita curricula* and statement of expert's opinion.

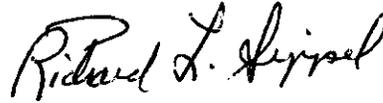
November 1, 2007 – Status Report(s) to be submitted which may be joint or individual, and new counsel for Mr. Titus to file and serve a Notice of Appearance.¹

¹ November 1st is last day for counsel to enter appearance. Any new counsel must file a Notice of Appearance as soon as possible after retention.

November 5, 2007 - Prehearing Conference at 9:30 a.m. to set dates for depositions, completion of discovery and hearing in Washington, D.C.

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION²



Richard L. Sippel
Chief Administrative Law Judge

² Courtesy copies of this *Order* e-mailed to Mr. Titus and Bureau counsel on date of issuance.