



FEDERAL COMMUNICATIONS COMMISSION  
Enforcement Bureau, Investigations and Hearings Division  
445 12<sup>th</sup> Street, SW, Suite 4-C330  
Washington, D.C. 20554

December 18, 2008

VIA HAND DELIVERY AND EMAIL

Honorable Arthur I. Steinberg  
Administrative Law Judge  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room 1-C861  
Washington, D.C. 20554

Re: EB Docket No. 07-147

Dear Judge Steinberg:

In accordance with Paragraph 10 of the Protective Order, adopted by your Order (FCC 07-44), please see the attached executed Declarations, from court reporters appointed for transcribing the Enforcement Bureau's depositions in EB Docket No. 07-147, which were filed with the Commission today.

Please contact the undersigned with any questions concerning this matter.

Sincerely,

Gary A. Oshinsky  
Anjali K. Singh  
Attorneys  
Investigations and Hearings Division  
Enforcement Bureau

cc (via electronic mail):  
William D. Silva, Esq.  
David J. Kaufman, Esq.  
Robert J. Keller, Esq.  
Jay R. Bishop

Attachments

No. of Copies rec'd 0+1  
List A B C D E

FILED/ACCEPTED  
DEC 18 2008  
Federal Communications Commission  
Office of the Secretary

**CERTIFICATE OF SERVICE**

Kerri Johnson, a Paralegal Specialist in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has, on this 18<sup>th</sup> day of December, 2008, sent by first class United States mail or electronic mail, as noted, copies of the foregoing letter from the Enforcement Bureau to the Honorable Arthur I. Steinberg, Administrative Law Judge, with attached Declarations, to:

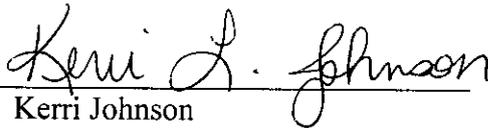
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Attorney for Preferred Communication Systems, Inc., Preferred Acquisitions, Inc., and Charles M. Austin

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Washington, DC 20015-2003  
bill@luselaw.com  
Attorney for Pendleton C. Waugh

Administrative Law Judge Arthur I. Steinberg\*  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 1-C861  
Washington, D.C. 20054

  
Kerri Johnson

- \* Hand-Delivered and Courtesy Copies Sent Via E-Mail
- \*\* Service Copies May Be Sent Via E-Mail (E-Mail service acceptable in lieu of hard copies for files 4 MB or less per agreement with counsel.)

Attachment to Protective Order

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of ) EB Docket No. 07-147  
)  
PENDLETON C. WAUGH, CHARLES M. ) File No. EB-06-IH-2112  
AUSTIN, and JAY R. BISHOP ) NAL/Acct. No. 200732080025  
)  
PREFERRED COMMUNICATION ) FRN No. 0003769049  
SYSTEMS, INC. )  
)  
Licensee of Various Site-by-Site Licenses in )  
the Specialized Mobile Radio Service. )  
)  
PREFERRED ACQUISITIONS, INC. ) FRN No. 0003786183  
)  
)  
Licensee of Various Economic Area Licenses )  
in the 800 MHz Specialized Mobile Radio )  
Service )

DECLARATION

I, Neal R. Gross, hereby declare under penalty of perjury that I have read the Protective Order in this proceeding, and that I agree to be bound by its terms pertaining to the treatment of Confidential Information submitted by parties to this proceeding. I understand that the Confidential Information shall not be disclosed to anyone except in accordance with the terms of the Protective Order and shall be used only for purposes of the proceedings in this matter. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission. I acknowledge that this Protective Order is also a binding agreement with the Submitting Party.

(signed) Neal R. Gross  
(printed name) Neal R. Gross  
(representing) Neal R. Gross + Co.  
(title) president  
(employer) Neal R. Gross + Co.  
(address) 1225 Rhode Island Ave, NW, WDC 20005  
(phone) 202-234-4433  
(date) 1/4/08

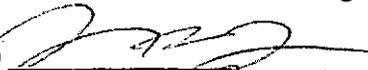
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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of	)	EB Docket No. 07-147
	)	
PENDLETON C. WAUGH, CHARLES M. AUSTIN, and JAY R. BISHOP	)	File No. EB-06-IH-2112 NAL/Acct. No. 200732080025
	)	
PREFERRED COMMUNICATION SYSTEMS, INC.	)	FRN No. 0003769049
	)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.	)	
	)	
PREFERRED ACQUISITIONS, INC.	)	FRN No. 0003786183
	)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service	)	

DECLARATION

I, Rick W. Russell, hereby declare under penalty of perjury that I have read the Protective Order in this proceeding, and that I agree to be bound by its terms pertaining to the treatment of Confidential Information submitted by parties to this proceeding. I understand that the Confidential Information shall not be disclosed to anyone except in accordance with the terms of the Protective Order and shall be used only for purposes of the proceedings in this matter. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission. I acknowledge that this Protective Order is also a binding agreement with the Submitting Party.

(signed) 

(printed name) Rick W. Russell

(representing) Neal R. Gross Co.

(title) Chief of Operations

(employer) Neal R. Gross Co.

(address) 1323 Rhode Island Ave, NW, WDC 20005

(phone) 202-234-4433

(date) 12/15/08

Attachment to Protective Order

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of	)	EB Docket No. 07-147
	)	
PENDLETON C. WAUGH, CHARLES M. AUSTIN, and JAY R. BISHOP	)	File No. EB-06-IH-2112 NAL/Acct. No. 200732080025
	)	
PREFERRED COMMUNICATION SYSTEMS, INC.	)	FRN No. 0003769049
	)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.	)	
	)	
PREFERRED ACQUISITIONS, INC.	)	FRN No. 0003786183
	)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service	)	

DECLARATION

I, Stefen Styrsky, hereby declare under penalty of perjury that I have read the Protective Order in this proceeding, and that I agree to be bound by its terms pertaining to the treatment of Confidential Information submitted by parties to this proceeding. I understand that the Confidential Information shall not be disclosed to anyone except in accordance with the terms of the Protective Order and shall be used only for purposes of the proceedings in this matter. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission. I acknowledge that this Protective Order is also a binding agreement with the Submitting Party.

(signed) Stefen Styrsky  
(printed name) Stefen Styrsky  
(representing) Neal R. Gross Co.  
(title) Pre Production Assistant  
(employer) Neal R. Gross Co.  
(address) 1323 Rhode Island Ave NW WDC 20005  
(phone) 202-234-4433  
(date) 12/15/08

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Before the  
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Washington, D.C. 20554

In the Matter of	)	EB Docket No. 07-147
	)	
PENDLETON C. WAUGH, CHARLES M. AUSTIN, and JAY R. BISHOP	)	File No. EB-06-IH-2112 NAL/Acct. No. 200732080025
	)	
PREFERRED COMMUNICATION SYSTEMS, INC.	)	FRN No. 0003769049
	)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.	)	
	)	
PREFERRED ACQUISITIONS, INC.	)	FRN No. 0003786183
	)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service	)	

DECLARATION

I, Matthew C. Thompson, hereby declare under penalty of perjury that I have read the Protective Order in this proceeding, and that I agree to be bound by its terms pertaining to the treatment of Confidential Information submitted by parties to this proceeding. I understand that the Confidential Information shall not be disclosed to anyone except in accordance with the terms of the Protective Order and shall be used only for purposes of the proceedings in this matter. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission. I acknowledge that this Protective Order is also a binding agreement with the Submitting Party.

(signed) Matthew C. Thompson  
(printed name) Matthew C. Thompson  
(representing) Neal R. Gross + Co.  
(title) Production Supervisor  
(employer) Neal R. Gross + Co.  
(address) 1323 Rhode Island Ave, NW, WDC 20005  
(phone) 202-234-4433  
(date) 12/15/08

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	)	
PREFERRED COMMUNICATION SYSTEMS, INC.	)	FRN No. 0003769049
	)	
Licensee of Various Site-by-Site Licenses in the Specialized Mobile Radio Service.	)	
	)	
PREFERRED ACQUISITIONS, INC.	)	FRN No. 0003786183
	)	
Licensee of Various Economic Area Licenses in the 800 MHz Specialized Mobile Radio Service	)	

DECLARATION

I, Tracy Cain, hereby declare under penalty of perjury that I have read the Protective Order in this proceeding, and that I agree to be bound by its terms pertaining to the treatment of Confidential Information submitted by parties to this proceeding. I understand that the Confidential Information shall not be disclosed to anyone except in accordance with the terms of the Protective Order and shall be used only for purposes of the proceedings in this matter. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission. I acknowledge that this Protective Order is also a binding agreement with the Submitting Party.

(signed) [Signature]  
(printed name) Tracy Cain  
(representing) Neal R. Gross + Co.  
(title) Production Assistant  
(employer) Neal R. Gross + Co.  
(address) 1323 Rhode Island Ave, NW, WDC 20005  
(phone) 202-234-4433  
(date) 2/15/08