

WT 08-146
WT 08-167

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Federal Communications Commission
Washington, D.C. 20554

FILED/ACCEPTED
JAN - 6 2010
Federal Communications Commission
Office of the Secretary

The Honorable Jon Kyl
United States Senate
Washington, DC 20510-0304

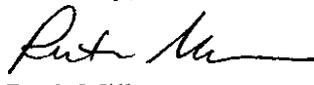
Dear Senator Kyl:

Thank you for your correspondence dated December 8, 2009, on behalf of your constituent, Mr. David Olson of Gilbert, Arizona. Mr. Olson expresses concern about the Federal Communications Commission's proposal to require wireless microphones to vacate the 700 MHz Band and states that houses of worship and other wireless microphone users will have to replace their equipment as a result of such a requirement.

As part of the DTV transition mandated by Congress, spectrum in the 700 MHz Band (698-806 MHz) that was formerly allocated for TV analog stations was reallocated to new services, including commercial wireless and public safety services.

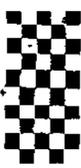
In 2008, the Commission released a Notice of Proposed Rulemaking (FCC 08-188) in which it tentatively concluded that low power auxiliary station equipment, including wireless microphones, should no longer be permitted to operate in the 700 MHz Band after the end of the DTV transition because such operations could cause harmful interference to new public safety and commercial wireless services in the band. The Commission has not yet issued a final decision in this proceeding.

A copy of your letter, Mr. Olson's email message, and this response will be placed in the rulemaking docket (WT Docket Nos. 08-166 and 08-167) so that it will be included in the record for this proceeding. If you have any further questions, please feel free to contact me.

Sincerely,

Ruth Milkman
Chief
Wireless Telecommunications Bureau

cc: Emily Pitha,
Constituent Services Representative

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Other*

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Ms. Emily Pitha

Constituent Services Representative

Phoenix Office of U.S. Senator Jon Kyl

602-840-1891(v) 602-957-6838(f)

Emily_Pitha@kyl.senate.gov

TO: Mr. Michael Perko, Congressional Liaison

OF: Federal Communications Commission, 202-418-2806

RE: Mr. David Olson

DATE: *10/08/09*

Message: For your review and consideration. Thank you. emily

Pages Including Cover: 3

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DEC. 8. 2009 10:33AM

SENATOR JON KYL

NO. 5451 P. 2

JON KYL

ARIZONA

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COMMITTEE ON FINANCE

COMMITTEE ON THE JUDICIARY

REPUBLICAN WHIP

United States Senate

WASHINGTON, DC 20510-0304

December 8, 2009

STATE OFFICES:

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(602) 840-1891

6840 NORTH ORACLE ROAD
SUITE 160
TUCSON, AZ 85704
(520) 575-8631

Mr. David Olson
2604 East Del Rio Court
Gilbert, Arizona 85295

Dear Mr. Olson:

Thank you for contacting my office with your concerns.

In an effort to be of help, I have taken the liberty of forwarding your correspondence to officials at the Federal Communications Commission to ask that your comments be given appropriate consideration.

Please feel free to contact me if I may be of assistance with any other federal matters.

Sincerely,



JON KYL
United States Senator

JK:PHX1

<IP>68.230.125.21</IP>
<APP>SCCMAIL
<PREFIX>Mr.</PREFIX>
<FIRST>David</FIRST>
<LAST>Olson</LAST>
<ADDR1>2604 E Del Rio Ct</ADDR1>
<ADDR2></ADDR2>
<CITY>Gilbert</CITY>
<STATE>AZ</STATE>
<ZIP>85295</ZIP>
<PHONE>4802985853</PHONE>

<EMAIL>drummer.dao@gmail.com</EMAIL>

<ISSUE>COMMUN</ISSUE>
<RSP>Y</RSP>
<MSG>Senator Kyl,

I'm not usually the type of person who would approach a political forum to find resolution of a problem, but as an individual dedicated to a role at my church, I can't overlook that the religious, educational, and civil institutions of America are being overlooked by the FCC in the name of money. I'm sure you're wondering what I'm talking about, so here's my little summary of the situation:

The FCC sold a large amount of the wireless bandwidth to corporations in America. This frequency bandwidth is a common bandwidth used by churches, schools, entertainment venues, and private end users. The FCC didn't consider how much this would cost each of those institutions to replace their now illegal gear. This change by the FCC is not just a low blow but a multiple low blow. My church HAS to replace illegal gear or we risk interference from Google, Verizon, Microsoft, or Apple devices, we risk lawsuits from those same companies (as Verizon has already been issuing cease and desist letters to Houses of Worship nationwide), and we risk charges being filed resulting in fines from the FCC. Another blow coming from this is the timing of the change. My church doesn't have the money to replace 9 wireless units at \$500-800 each. Even with the \$100 rebates generously offered by wireless manufacturers (who I must note completely fought on the side of the users when they knew that they would make a ton of money off of end users being forced to replace gear), institutions like Sun Valley Community Church can't possibly take a hit of \$6k-\$10k on a whim. I can't imagine what a smaller church, who has a 'volunteer' sound guy who doesn't really know what he's doing, will say when all of the sudden they have constant interference or get hit with a fine for using illegal gear.

It's unthinkable that a government agency would 'auction' off something that they are supposed to protect for the public. It's already hard enough to find frequencies that are clear for us to use on a weekly basis, let alone have to deal with an even smaller selection because a full 3rd range has been taken away.

It's an outrage. If the FCC is going to 'sell' airwaves that have been available to all for years, then they need to offer something to those who have been actively using it for years.</MSG>
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