

MICHAEL R. TURNER

CONGRESSMAN ARMED SERVICES

COMMISSION ON OVERSIGHT AND GOVERNMENT REFORM
RANKING MEMBER
SUBCOMMITTEE ON
INFORMATION POLICY, POLICY, AND NATIONAL ARCHIVES

COMMITTEE ON VETERANS AFFAIRS

LEGISLATIVE AND BUDGETARY WORK



Congress of the United States
House of Representatives
Washington, DC 20515

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20541
(202) 418-7400

DISTRICT OFFICES:

120 WEST 3RD STREET
SUITE 305
DAYTON, OHIO 45402
(937) 225-2843

111 EAST MAIN STREET, Suite 1
WASHINGTON, OHIO 45157
(614) 243-9921

FILED/ACCEPTED

JUL 01 2010

FAX TRANSMITTAL

Federal Communications Commission
Office of the Secretary

*WTPB
700 MHz
AW'S
938*

Date: June 9, 2010

To: Ms. Diane Atkinson

Office: FCC

Fax Number: (202) 418-1662

From: **Dayton Office of Congressman Mike Turner**
120 West Third Street, Suite 305, Dayton, Ohio 45402
Telephone: (937) 225-2843 • Fax: (937) 225-2752

- | | |
|---|---------------------------------------|
| <input type="checkbox"/> Mike Turner | <input type="checkbox"/> Scott Rogers |
| <input type="checkbox"/> Mike Wiehe | <input type="checkbox"/> Kim Holmes |
| <input checked="" type="checkbox"/> Marty Heide | <input type="checkbox"/> Dan Cline |
| <input type="checkbox"/> Jim Knupp | <input type="checkbox"/> Intern |

Remarks: Attached is original FAX plus 2nd
separate inquiry from a constituent.
This change has a very large impact on
several small children

10 PAGES, INCLUDING THIS COVER SHEET

"Confidentiality Notice"

The documents accompanying this facsimile transmission contain legally privileged, confidential or proprietary information belonging to the sender. The information is directed to the attention, and intended for the sole exclusive use, of the individual or entity named above. If you are not the intended recipient, you are hereby informed that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this facsimile transmission is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for destruction, or return to us, the contents of this transmission. Thank you for your cooperation.

No. of Copies rec'd 041
List A B C D E

E-Mail Viewer

Message Details Attachments Headers Source

HTML

From: "bmartin077@sbcglobal.net" <bmartin077@sbcglobal.net>
Date: 5/28/2010 10:24:34 AM
To: "TMAOH03@mail.house.gov" <TMAOH03@mail.house.gov>
Cc:
Subject: IMA MAIL ON WEBGLEG

<APP>SCCMAIL
<PREFIX>Mr</PREFIX>
<FIRST>Brad</FIRST>
<MIDDLE></MIDDLE>
<LAST>Martin</LAST>
<SUFFIX></SUFFIX>
<ADDR1>2432 Rosina Drive</ADDR1>
<ADDR2></ADDR2>
<CITY>Miamiburg</CITY>
<STATE>OH</STATE>
<ZIP>45342</ZIP>
<ZIP4></ZIP4>
<ISSUE>WEBGLEG</ISSUE>
<EMAIL>bmartin077@sbcglobal.net</EMAIL>

~~Separate from FAX sent 5/24/10 from Pastor @ Parkview United Meth. Church~~

<MSG>

I'm Pastor of Parkview United Methodist Church in Miamiburg, Ohio. I learned last week that we can no longer use our wireless microphones after June 12. The frequencies have been reassigned for another use. My understanding is a law was passed to reassign these frequencies for another use. (I am unclear if that is legislation passed by congress or rulings enacted by a government agency.) Here is the impact on us. We have had 6 wireless microphones. The replacement cost will be \$600 - \$900 each. For a medium sized church like ours, that is a significant expenditure even with several months lead time for planning. (At least \$3,600) Like everyone else, our church giving is impacted by a soft economy. This creates a difficult problem for us to solve. It would be nice if churches were given a grace period - a couple of years to comply with this law. My technical team leader told me he knew this law had been proposed, but in it's draft form, church were exempted from initial compliance. Is there any way you can help us with this problem?

Respectfully,
Pastor Brad Martin
</MSG>

</APP>

Close



Federal Communications Commission
Washington, D.C. 20554

July 1, 2010

The Honorable Michael R. Turner
United States House of Representatives
Washington, D.C. 20515-4002

Dear Representative Turner:

Thank you for your correspondence of June 9, 2010, on behalf of your constituent, Mr. Brad Martin, Pastor of Parkview United Methodist Church in Miamisburg, Ohio, who expresses concern about the Commission's decision on the operation of wireless microphones in the 700 MHz Band (channels 52-69).

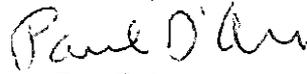
As part of the DTV transition mandated by Congress, spectrum in the 700 MHz Band that was formerly allocated for TV analog stations was reallocated to new services, including commercial wireless and public safety services. On January 15, 2010, the Commission issued an order that requires all wireless microphone users to exit the 700 MHz Band by June 12, 2010. The Commission took this action to prevent interference to public safety first responders who rely on the 700 MHz Band for mission-critical communications, and to facilitate the build-out of 4G wireless networks by wireless licensees. At the same time, the Commission recognized the need for and the significance of wireless microphones. The order provides wireless microphone users with authority to operate their equipment on TV spectrum. Prior to the release of the order, the vast majority of wireless microphone users were unauthorized and were not permitted to operate these devices. The order permits such users to operate wireless microphones on an unlicensed basis in the 700 MHz Band until June 12, 2010, and in the TV bands (channels 2-51, excluding channel 37) indefinitely.

The order adopts a number of safeguards for wireless microphone users. The order urges all manufacturers to extend or establish rebate and trade-in programs for 700 MHz Band wireless microphones, and to widely publicize these programs both directly and through their dealers and distributors. In addition, the order requires manufacturers and retailers of wireless microphones to provide clear notice to consumers about the basic terms and conditions under which they may use wireless microphones. Further, the Commission is engaged in a major consumer outreach campaign by posting information on its website and by making information available from its call center to help wireless microphone users understand the Commission's new rules and their options. As a part of this outreach, the Commission's staff also has informed organizations that represent wireless microphone users of its decision.

In a Further Notice of Proposed Rulemaking, also released on January 15, 2010, the Commission sought comment on proposed permanent rules that would authorize the use of wireless microphones in the TV bands by all users. A copy of your letter, including Mr. Martin's

correspondence, and this response will be placed in the record for this proceeding. Please let me know if I can be of any further assistance.

Sincerely,

A handwritten signature in black ink that reads "Paul D'Ari". The signature is written in a cursive style with a large initial "P" and a stylized "Ari".

Paul D'Ari
Deputy Chief
Spectrum & Competition Policy Division

cc: Marty Heide
Warren County Outreach for Michael R. Turner
Office of Congressman Mike Turner
120 West Third Street, Suite 305
Dayton, Ohio 45402