



June 8, 2011

**By Electronic Filing**

Ms. Marlene H. Dortch  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

**Re: WT Docket No. 11-69**  
**ET Docket No. 09-234**

Dear Ms. Dortch:

As the Commission is aware, PowerTrunk, Inc. is a manufacturer of TETRA equipment and P25 equipment.<sup>1</sup> PowerTrunk writes at this time to submit a brief comment concerning petitions for reconsideration and/or clarification filed by various parties relative to the Notice of Proposed Rulemaking and Order, FCC 11-63, released April 26, 2011 (the "Order").<sup>2</sup> The petitions seek in one form or another to limit the scope of the waiver granted for the marketing of certain TETRA equipment which is not in strict accordance with Part 90 of the Rules.

As PowerTrunk reads the petitions, however, no issue has been raised regarding TETRA equipment previously authorized under reduced power. Such equipment is in conformity with the Rules, with or without the waiver, and nothing in the Order or the petitions takes issue with those authorizations. On the contrary, the Order references the fact that TETRA equipment has been authorized without a waiver using reduced power. Order at ¶ 23.

Thus, it is PowerTrunk's understanding that reduced power TETRA is independent of the waiver granted to authorize full RF power TETRA in some bands. Both implementations (reduced power and full power) are fully compliant with the TETRA standard at TIP level (TETRA Interoperability Profile) as defined by the TETRA Association.

PowerTrunk intends to market and sell its TETRA equipment under full power pursuant to the waiver and under reduced power compliant with Part 90. Moreover, as PowerTrunk sees it, whatever action the Commission may take on the petitions should not affect the compliance of PowerTrunk's previously authorized equipment with the marketing or Part 90 rules. A statement to that effect in resolving the petitions for reconsideration might nonetheless be appropriate.

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<sup>1</sup> See, e.g., ex parte filed June 16, 2010.

<sup>2</sup> E.g., Petition for Clarification and/or Declaratory Ruling filed by Telecommunications Industry Association; Request for Clarification filed by Motorola Solutions, Inc.; Request for Clarification or, In the Alternative, for Limited Reconsideration filed by Enterprise Wireless Alliance; and National Public Safety Telecommunications Council.

A copy of this letter is being submitted for the dockets, and is being served on the petitioners.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Jose M. Martin", enclosed within a hand-drawn oval shape.

Jose M. Martin  
Executive Vice President & Chief Operating Officer

Certificate of Service

I, Stephanie Lemke, hereby certify that I have caused a copy of the attached letter to be deposited in the U.S. Mail, first class postage prepaid, this 8th day of June 2011, addressed as follows:

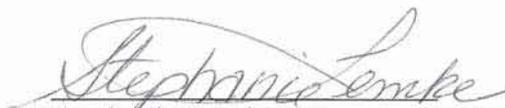
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