

**MAILED**  
**MAY 29 2012**  
**FCC Mail Room**

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

FCC 12M-25  
09303

In the Matter of	)	EB Docket No. 11-71
	)	
<b>MARITIME COMMUNICATIONS/LAND</b>	)	File No. EB-09-IH-1751
<b>MOBILE, LLC</b>	)	FRN: 0013587779
	)	
Participant in Auction No. 61 and Licensee of	)	
Various Authorizations in the Wireless Radio	)	
Services	)	
	)	
Applicant for Modification of Various	)	Application File Nos.
Authorizations in the Wireless Radio Services	)	0004030479, 0004144435,
	)	0004193028, 0004193328,
	)	0004354053, 0004309872,
Applicant with <b>ENCANA OIL AND GAS (USA),</b>	)	0004310060, 0004314903,
<b>INC.; DUQUESNE LIGHT COMPANY, DCP</b>	)	0004315013, 0004430505,
<b>MIDSTREAM, LP; JACKSON COUNTY</b>	)	0004417199, 0004419431,
<b>RURAL MEMBERSHIP ELECTRIC</b>	)	0004422320, 0004422329,
<b>COOPERATIVE; PUGET SOUND ENERGY,</b>	)	0004507921, 0004153701,
<b>INC.; ENBRIDGE ENERGY COMPANY,</b>	)	0004526264, 0004636537,
<b>INC.; INTERSTATE POWER AND LIGHT</b>	)	and 0004604962
<b>COMPANY; WISCONSIN POWER AND</b>	)	
<b>LIGHT COMPANY; DIXIE ELECTRIC</b>	)	
<b>MEMBERHIP CORPORATION, INC.;</b>	)	
<b>ATLAS PIPELINE-MID CONTINENT, LLC;</b>	)	
<b>DENTON COUNTY ELECTRIC</b>	)	
<b>COOPERATIVE, INC., DBA COSERV</b>	)	
<b>ELECTRIC; AND SOUTHERN</b>	)	
<b>CALIFORNIA REGIONAL RAIL</b>	)	
<b>AUTHORITY</b>	)	
	)	
For Commission Consent to the Assignment of	)	
Various Authorizations in the Wireless Radio	)	
Service	)	

**ORDER**

Issued: May 21, 2012

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Released: May 21, 2012

Mr. Havens has again requested to attend a conference by government speakerphone. See Motion to Permit Attendance by Teleconference May 18, 2012 (**conference set for 10:00 a.m. on May 22 per Order ( FCC 12M-24).**)

Mr. Havens' request is being granted only as a matter of discretion. The speakerphone number is: **202 418-0166. The time to call is: 9:55 a.m.** His limited role is in providing information on behalf of companies he controls having possible relevant information, which companies are not being represented by Mr. Havens' retained counsel, Robert H. Jackson, Esquire.<sup>1</sup> We know that Mr. Havens is not permitted to represent any corporate entity for which he should be arranging counsel. See Memorandum Opinion and Order (FCC 12M-16) Mr. Havens can represent only his own personal interests, unless any personal interest appears to conflict with any interest of any company which is directly or indirectly a Havens-controlled company.

It is necessarily noted that Mr. Havens' multiple teleconference participations in this case have become burdensome to OALJ and to the Presiding Judge's management of this case. For the Presiding Judge and his staff must address these *seriatim* last-minute requests of Mr. Havens, contact any other teleconferencing party to urge a shared-cost call for the parties, and finally reduce directions and instructions to a written *Order*, as exemplified here. Now Mr. Havens will need to make all of his own arrangements and pay for all incidental costs, as no other party has requested teleconferencing. Of course, Mr. Jackson could take care of necessary logistics for his client, Warren Havens.

Finally, Mr. Havens offers a timid justification for his absence based on his normal day-to-day businesses "requirements" of "many companies". This apparently has become so burdensome that Mr. Havens only feels comfortable remaining in California "all next week." Life seems to be tough in running a conglomeration.

If Mr. Havens' "many companies" truly must deprive him and the conference attendees of the personal presence of a party having possibly important information to impart, it becomes further evidence that Mr. Havens should step aside and hire or rehire one or more of his many qualified lawyers. Also, the question necessarily arises of why Mr. Havens imposes such burdens on himself, the FCC, the OALJ, the Presiding Judge, and busy corporate parties who are each duly represented by highly able communications counsel.

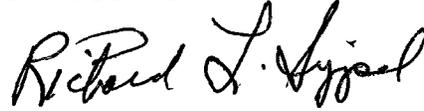
Therefore, with a continuing adverse situation, this may be the last teleconferencing permitted in this case, as there remains much more pressing, case-important work to be done without any further impediment.

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<sup>1</sup> The preferred methods for submitting information is in writing and/or by responsive documents, and finally by depositions where appropriate and useful. Mr. Havens has just filed several documents identified by him as "reports."

**SO ORDERED.** <sup>2</sup>

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, reading "Richard L. Sippel". The signature is written in a cursive style with a large, prominent initial "R".

Richard L. Sippel  
Chief Administrative Law Judge

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<sup>2</sup> Courtesy copies of this *Order* are being e-mailed to each counsel and Mr. Havens on issuance.

