

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

FILED/ACCEPTED

AUG 30 2012

Federal Communications Commission
Office of the Secretary

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

RESPONSE TO INTERROGATORIES

Maritime Communications/Land Mobile, LLC (“Maritime”) hereby respectfully tenders these responses to the *Enforcement Bureau’s Second Set of Interrogatories to Maritime Relating to Nonconstruction and Discontinuance of Site-Based Operations*, served on August 7, 2012.

1. *Identify all individuals who, on behalf of Maritime, participated in negotiations with any Applicant Party or its Representative(s) concerning the acquisition or lease of any Site-based Authorization.*

ANSWER: John Reardon, Robert T. Smith (hereinafter, “Tim Smith”), and employees of Spectrum Bridge, Inc. (acting as brokers), including Lou Eisenberg and Micky DeChellis.

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ORIGINAL

Spectrum Bridge currently gives its headquarters address as 1064 Greenwood Blvd, Suite 200, Lake Mary FL 32746.

2. *Describe each Communication between Donald DePriest and any Applicant Party or Third-Party referring or relating to Maritime's Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.*

ANSWER: Maritime objects to this interrogatory because it is overbroad and vague.

Without waiving this objection, Donald DePriest met with Grace Lindblom of Central Communications Network ("CCN") on one occasion in an effort to collect a large amount of money owed to Maritime pursuant to an existing spectrum lease. Donald DePriest also met Pinnacle Wireless personnel (including Mike Hayford) on two occasions. Maritime does not recall the specific dates and times of these communications. While it is possible there were other communications within the scope of this request, Maritime does not recall them and they would have, in any event, been very few in number. In his general role as business and financial adviser to Maritime, Donald DePriest typically did not directly participate in communications or negotiations regarding the lease or acquisition of site-based licenses. That is generally handled by John Reardon.

3. *Describe each Communication between Maritime (or any Representative of Maritime) and any Applicant Party or Third Party referring or relating to Maritime's Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.*

ANSWER: Maritime objects to this interrogatory because it is overbroad and vague.

Without waiving this objection, Maritime had many communications with various third parties about possible service, acquisition, or leases with respect to incumbent licenses but did not make records of and cannot possibly remember each and every such communication with all third

parties. With respect to Applicant Parties, Maritime had various communications with Duquesne Light Company and Puget Sound Energy, with whom it ultimately entered into spectrum lease agreements as to incumbent licenses, but Maritime does not recall the dates, times, or participants in each and every such communication.

4. *Describe all activities or transactions conducted by Donald DePriest on behalf of Maritime.*

ANSWER: Donald DePriest is an authorized manager and authorized signer of Maritime documents on behalf of Sandra R. DePriest, who appointed him to that position in February 2005. He is not, however, an on-site manager, does not work in the Maritime office, and does not manage day-to-day operations of Maritime. His role has been primarily to advise and assist the company on an occasional, as-needed basis, particularly with regard to financing and major business transactions.

5. *Describe all activities or transactions conducted by Sandra DePriest on behalf of Maritime.*

ANSWER: Sandra DePriest is not actively involved in the day-to-day operations of Maritime, but has and exercises ultimate authority over all major decisions. She thus oversees the activities of John Reardon. Her Maritime role can be analogized to that of a corporate CEO and Chairman.

6. *Describe all activities or transactions conducted by John Reardon on behalf of Maritime.*

ANSWER: John Reardon manages the day-to-day operations of Maritime and is involved in pursuing business opportunities and negotiating sale and lease transactions on behalf of Maritime. He coordinates his activities with Tim Smith, Sandra DePriest, and Donald DePriest. He reports to and advises Sandra DePriest, who has the ultimate final approval on all

major actions or transactions. Reardon's role can be analogized to that of general manager or operations manager.

7. *Describe all activities or transactions conducted by Robert "Tim" Smith on behalf of Maritime.*

ANSWER: Tim Smith is Maritime's chief engineer and technical manager. His duties include overseeing the operation and maintenance of facilities, technical analysis of configuration and coverage, assisting in the preparation of related FCC filings, and dealing with customers, lessees, site owners, and other Maritime contractors and vendors. He also advises and assists Mr. Reardon on various matters, including the negotiation of acquisition and lease agreements. Mr. Smith is also responsible for managing the operation of Maritime's office in Clarksville, Indiana.

8. *Identify the individual(s) who performed for Maritime during the period February 15, 2005 through January 6, 2006 the duties and/or responsibilities performed for Maritime by John Reardon after January 6, 2006.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. Without waiving this objection, the individual who would have performed the duties now handled by Mr. Reardon would have been Mr. Ronald Fancher, a business consultant. Mr. Fancher's current contact information is: Fancher Management & Consulting, 5485 Belt Line Road Suite 200, Dallas TX 75254.

9. *Identify the entity or individual to whom 22 partnership units of Maritime were issued in 2008.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence.

Without waiving this objection, 22 partnership units in Maritime (representing a 2.2% membership interest) were issued to Mr. Fred Goad.

10. *Explain why the entity or individual identified in response to Interrogatory No. 9, above, was issued 22 partnership units of Maritime.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. See the objection and answers to Interrogatory 9, above, and Interrogatory 11, below.

11. *Explain what role or responsibilities, if any, the individual identified in response to Interrogatory No. 10, above, has or had with regard to Maritime.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. Without waiving this objection, Mr. Goad has no role or responsibility with regard to Maritime other than being the passive holder of a 2.2% membership interest.

12. *Identify the partner(s) of S/RJW Partnership, L.P. other than Communications Investments, Inc. or Medcom Development Corporation from January 1, 2002 through the present.*

ANSWER: Maritime objects to this interrogatory because it is overbroad and seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. Without waiving this objection, from the formation of Maritime to the present, Communications Investments, Inc., has been at all relevant times, and remains the sole general partner of S/RJW Partnership, L.P.

13. *Identify any Member of Maritime other than the Managing Member, S/RJW Partnership, L.P.*

ANSWER: Maritime objects to this interrogatory because it is overbroad and seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant

evidence. Without waiving this objection, the only members of Maritime are S/RJW Partnership, L.P., and Fred Goad. See the objections and responses to Interrogatories 9 through 11, above.

14. *Identify all individuals involved in Maritime's decision to purchase any Mobex asset, including but not limited to the Site-Based Authorizations.*

ANSWER: Sandra DePriest, Donald DePriest, and Ronald Fancher. See also the responses to Interrogatories 17 through 19, below.

15. *Describe Sandra DePriest's involvement in the decision to purchase any Mobex asset, including but not limited to the Site-Based Authorizations.*

ANSWER: She participated in and/or was kept informed about the negotiations, considered advice received from Donald DePriest and Ronald Fancher, and gave final approval to the acquisition.

16. *Describe all Communications between Sandra DePriest and John Reardon in 2005, including but not limited to the subject matter of any such Communication(s) and the date any such Communication(s) occurred.*

ANSWER: Maritime does not recall the specific dates and times of each such communication, but believes they were few. The only such communications relevant to Issue G would have been miscellaneous communication relating to the preparation and execution of legal documents in connection with Maritime's acquisition of Mobex's incumbent AMTS licenses and the related FCC assignment applications. Most of those communications, moreover, were not directly between Mr. Reardon and Mrs. DePriest, but were indirect through Ronald Fancher, Gary Geeslin, and Donald DePreist.

Sometime in the Fall of 2005, Sandra DePriest spoke with John Reardon regarding Maritime's possible acquisition of an AMTS license from a Mrs. Pappammal Kurian who was attempting to get control of the authorization in connection with a divorce proceeding.

Mr. Reardon knew both women and was thus able to make the necessary introductions. As Maritime recalls, nothing ever came of this because Mrs. Kurian did not obtain the license.

17. *Identify all individuals who, on behalf of Maritime, participated in negotiations with Mobex concerning the acquisition of any Mobex assets, including but not limited to the Site-Based Authorizations.*

ANSWER: Donald DePriest, Ronald Fancher, and Gary Geeslin, Esq., 518 Second Ave N, Columbus MS 39701, in consultation with and under the direction of Sandra DePriest.

18. *Describe each Communication between Donald DePriest and Mobex (or any Representative(s) of Mobex) referring or relating to the Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.*

ANSWER: Maritime does not have records or recollection of all such communications. Such responsive information as Maritime does have is included in the response to Interrogatory 19, below.

19. *Describe each Communication between Maritime (or any Representative(s) of Maritime) and Mobex (or any Representative(s) of Mobex) referring or relating to the Site-based Authorizations, including, but not limited to, the date any such Communication(s) occurred, the names and affiliation of each individual who participated in or received any such Communication(s), and the subject matter of such Communication.*

ANSWER: Maritime does not remember or have any record of the dates, times, locations, or participants of each and every such communication, but to the best of its recollection provides the following information. Tim Smith and John Reardon first met Donald DePriest in early 2005 and discussed the possibility of Maritime acquiring the incumbent AMTS licenses held by Mobex. Several communications relating to this ensued in the following months. The participants in these communications would have been, in various combinations and at various times, John Reardon, Tim Smith, Dave Predmore (former Mobex officer and general counsel), Ronald Fancher, Gary Geeslin, Dennis C. Brown, and Sandra DePriest. The in-person

meetings that Maritime can recall were a lunch meeting between John Reardon and Donald DePriest in Alexandria VA in February 2005; a meeting in Atlanta between John Reardon and Ronald Fancher in late February or early March 2005; a meeting between John Reardon, Tim Smith, and Donald DePriest at a trade show in Las Vegas in March 2005; and a visit by Ronald Fancher (and possibly Donald DePriest) to Mobex's office in Jeffersonville, Indiana in April or May of 2005. There were several conversations throughout 2005 regarding the negotiation and execution of the Mobex/Maritime purchase agreement and the related FCC assignment applications, and these would have included John Reardon, Tim Smith, Gary Geeslin, Donald DePriest, Sandra DePriest, and Dennis C. Brown, but again, Maritime is unable to recall the exact dates, times, or participants of each and every such communication.

20. *Describe the role and responsibilities of Medcom Development Corporation as a General Partner of S/RJW Partnership, L.P. from January 1, 2002 through February 18, 2005.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence.

21. *Identify the individual who signed Maritime's Certificate of Formation.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence.

Without waiving this objection, the document was signed, but without Maritime's knowledge, by attorney Gary Geeslin or someone in his office in furtherance of the formation of the entity.

22. *Describe any relationship between Maritime and the National Rural Telecommunications Cooperative from January 1, 2002 through the present.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. This entity has no involvement with respect to Maritime's incumbent licenses. Without waiving this

objection, the National Rural Telecommunications Cooperative and its members lease and in some cases are seeking to purchase spectrum under Maritime's geographic/auctioned licenses in various markets, including Indiana (Jackson County Rural Electric), Louisiana (Dixie Electric Membership Corp.), Texas (Denton County Electric), and Virginia (Shenandoah Valley Electric and Rappahannock Electric).

23. *Describe each Communication between Maritime (or any Representative(s) of Maritime) and the National Rural Telecommunications Cooperative from January 1, 2002 through the present, including but not limited to the subject matter of any such Communication(s), the date any such Communication(s) occurred; and the names and affiliation of each individual who participated in or received any such Communication(s).*

ANSWER: See the objection and answer to Interrogatory 22, above.

24. *Describe what role or responsibilities, if any, the National Rural Telecommunications Cooperative has or had with regard to Maritime.*

ANSWER: See the objection and answer to Interrogatory 22, above. Without waiving this objection, NRTC has an obligation to pay for spectrum it leases under Maritime's geographic AMTS authority, but has no role in the operation or management of Maritime. NRTC acts as the broker of Maritime spectrum to its rural electric cooperative members.

25. *Identify all "Managers" of Maritime and describe the role and responsibilities of each such individual.*

ANSWER: John Reardon functions as the general manager of Maritime's day-to-day operations. See the answer to Interrogatory 6, above. He is assisted and advised by Tim Smith and Donald DePriest, is overseen by and answers to Sandra DePriest who has final approval on all major decisions.

26. *Identify all individuals involved in Maritime's decision to use Spectrum Bridge, Inc. as a broker for the sale or lease of the Site-Based Authorizations.*

ANSWER: Sandra DePriest, John Reardon, Donald DePriest, and Tim Smith.

27. *Identify the date(s) and duration of each trip taken by Sandra DePriest in her capacity as an Episcopal priest, including but not limited to trips out of the country, from February 15, 2005 through the present.*

ANSWER: Maritime objects to this interrogatory because it seeks information that is not relevant and not reasonably calculated to lead to the discovery of relevant evidence. The request is also inappropriate and offensive.

28. *Identify the members of the "Board" referenced in Maritime's response to question number 1 of the Enforcement Bureau's February 26, 2009 letter of inquiry.*

ANSWER: Maritime assumes this is intended to refer to the Enforcement Bureau's February 26, 2010 (not 2009) letter of inquiry. Without waiving this objection, Sandra DePriest is the sole member of the board member of Maritime.

29. *Describe all Communication(s) of the "Board" referenced in Maritime's response to question number 1 of the Enforcement Bureau's February 26, 2009 letter of inquiry, including but not limited to the subject matter of any such Communication(s); the date any such Communication(s) occurred; and the names and affiliation of each individual who participated in or received any such Communication(s).*

ANSWER: See the objection and answer to Interrogatory 28, above. The interrogatory is also unclear, vague, and confusing in that Maritime's response to question number 1 of the letter of inquiry does not appear to reference any communications of any "board" of Maritime.

30. *Describe all actions taken by the "Board" referenced in Maritime's response to question number 1 of the Enforcement Bureau's February 26, 2009 letter of inquiry, including but not limited to the date any such action(s) occurred and the names of each individual who participated in taking such action(s).*

ANSWER: See the objection and answer to Interrogatory 28, above. The interrogatory is also unclear, vague, and confusing in that Maritime's response to question number 1 of the letter of inquiry does not appear to reference any communications of any "board" of Maritime.

Respectfully Submitted,



Robert J. Keller
Counsel for Maritime Communications/
Land Mobile, LLC

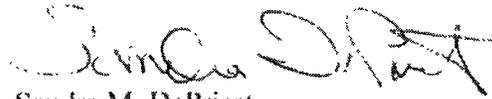
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Dated: August 30, 2012

VERIFICATION

I, Sandra M. DePriest, in my capacity as President and sole Director of Maritime Communications/Land Mobile, LLC ("Maritime"), verify that the foregoing answers to interrogatories being submitted in Federal Communications Commission EB Docket No. 11-71, are true and correct, except as to those matters as to which I lack personal knowledge, and as to those matters I state that, based on the information available to me, they are true and correct to the best of my knowledge, information, and belief.

A handwritten signature in black ink, appearing to read "Sandra DePriest", written in a cursive style.

Sandra M. DePriest

Date: August 30, 2012

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of August, 2012, I caused copies of the foregoing document to be served, by U.S. Postal Service, First Class postage prepaid, on the following:

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