

OCT 16 2012

Federal Communications Commission
Office of the Secretary

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In re)	
)	
MARITIME COMMUNICATIONS/LAND MOBILE, LLC)	EB Docket No. 11-71
)	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)	Application File Nos. 0004030479, 0004144435, 0004193028, 0004193328, 0004354053, 0004309872, 0004310060, 0004314903, 0004315013, 0004430505, 0004417199, 0004419431, 0004422320, 0004422329, 0004507921, 0004153701, 0004526264, 0004636537, and 0004604962
Applicant with ENCANA OIL AND GAS (USA), INC.; DUQUESNE LIGHT COMPANY; DCP MIDSTREAM, LP; JACKSON COUNTY RURAL MEMBERSHIP ELECTRIC COOPERATIVE; PUGET SOUND ENERGY, INC.; ENBRIDGE ENERGY COMPANY, INC.; INTERSTATE POWER AND LIGHT COMPANY; WISCONSIN POWER AND LIGHT COMPANY; DIXIE ELECTRIC MEMBERSHIP CORPORATION, INC.; ATLAS PIPELINE – MID CONTINENT, LLC; DENTON COUNTY ELECTRIC COOPERATIVE, INC. DBA COSERV ELECTRIC; AND SOUTHERN CALIFORNIA REGIONAL RAIL AUTHORITY)	

To: Maritime Communications/Land Mobile, LLC

**ENFORCEMENT BUREAU’S THIRD SET OF REQUESTS
FOR THE PRODUCTION OF DOCUMENTS TO
MARITIME COMMUNICATIONS/LAND MOBILE, LLC.**

1. The Enforcement Bureau (“Bureau”), pursuant to Section 1.325 of the Commission's rules, 47 C.F.R. § 1.325, hereby requests that Maritime Communications/Land Mobile, LLC produce the Documents, as defined and specified

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herein, and deliver the Documents to the offices of the Investigations and Hearings Division, Enforcement Bureau, Suite 4-C330, 445 12th Street, S.W., Washington, DC 20554 (or at some other location that is mutually acceptable to the Bureau and Maritime Communications/Land Mobile, LLC) within ten (10) days of the date of this Document Request.

Definitions

a. As used herein, the term “you” or “your” or “Maritime” or “Maritime Communications/Land Mobile, LLC ” means Maritime Communications/Land Mobile, LLC, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants, attorneys, and any other persons working for or on behalf of any of the foregoing during the period January 1, 2002 through the present. For purposes of this definition, “affiliate” shall include, but not be limited to, Donald R. DePriest.

b. “Act” shall mean the Communications Act of 1934, as amended.

c. “AMTS” shall mean Automated Maritime Telecommunications Systems as defined in the Rules.

d. “Commission” or “FCC” shall mean the Federal Communications Commission.

e. “Rules” means the Commission’s regulations found in Title 47 of the Code of Federal Regulations.

f. “Site-Based Authorization” or “Site-Based Facility” shall mean each authorization identified in Attachment A to *Maritime Communications/Land Mobile*,

LLC, Order to Show Cause, Hearing Designation Order, and Notice of Opportunity for Hearing, EB Docket No. 11-71, FCC-11-64, rel. April 19, 2011 (“HDO”) except authorizations WQGF315, WQGF316, WQGF317, and WQGF318.

g. The terms/phrases “referring to,” “relating to” and/or “concerning,” as used herein, shall be interpreted broadly and shall include, but not be limited to, the following meanings: constituting, comprising, evidencing, reflecting, respecting, discussing, referring to, stating, describing, recording, noting, considering, embodying, evaluating, analyzing, mentioning, containing, concerning, regarding, indicating, pertaining to, showing, bearing upon, studying, memorializing, or commenting upon, or any other term synonymous with or similar to the foregoing.

h. “State” and “describe” mean to set forth a complete and detailed statement of all information, circumstances and facts that refer to, relate to, reflect, comprise or bear upon the matter concerning which information is requested.

i. The terms “identify” and “identification” when used in reference to an individual person mean to state his full name, residence and business telephone numbers, and present residence and business addresses if known, and his present or last known title, position and business affiliation.

j. The terms “identify” and “identification” when used in reference to a person other than a natural person mean to state the full and official name of the business entity, its principal place of business, and the main telephone number of such business entity.

k. The terms “identify” and “identification” when used in reference to a document mean to state its date, type (e.g., memo, telecopy, email), and its authors, addressees, title, if any, and, if no title, a brief description of the subject matter of the document and its

present or last known location and custodian. If any document once was, but is no longer, in your possession, custody, or control, state what disposition was made of it and the reason for such disposition.

1. The terms “identify” and “identification” when used in reference to any act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication, mean to: (a) describe the nature and substance of the act, activity, practice, policy, effort, event, transaction, negotiation, discussion, conversation, occasion, occurrence, meeting, representation, agreement or communication; (b) state the date when and place where it occurred; and (c) identify each person who was a participant therein.

m. The term “and” also means “or” and the term “or” also means “and.”

n. The term “each” also means “every” and the term “every” also means “each.”

o. The term “all” also means “any” and the term “any” also means “all.”

p. The term “Document” means the complete original (or in lieu thereof, exact copies of the original) and any non-identical copy (whether different from the original because of notations on the copy or otherwise), regardless of origin or location, of any taped, recorded, transcribed, written, typed, printed, filmed, videotaped, punched, computer-stored, or graphic matter of every type and description, however and by whomever prepared, produced, disseminated, or made, including but not limited to any book, pamphlet, periodical, contract, agreement, correspondence, letter, facsimile, e-mail, file, invoice, memorandum, note, telegram, report, record, handwritten note, working paper, routing slip, chart, graph, photograph, paper, index, map, tabulation, manual, guide, outline, script, abstract, history, calendar, diary, agenda, minutes, marketing plan,

research paper, preliminary drafts, or versions of all of the above, and computer material (print-outs, cards, magnetic or electronic tapes, disks and such codes or instructions as will transform such computer materials into easily understandable form) in the possession, custody, or control of Maritime.

q. “Discussion” means any assembly, congregation, encounter, meeting or conversation between or among two or more individuals for any purpose, whether or not planned, arranged, or scheduled in advance. “Discussion” includes, without limitation, all oral communications, whether or not in person, by telephone (including voicemails and similar recordings), or otherwise, and electronic communications (including emails) between two or more individuals.

r. “Communication” means any discussion or any written or electronic correspondence or recorded voice message of any kind.

s. “Employee” means any director, trustee, officer, employee, partner, corporate parent, subsidiary, affiliate or servant of the designated entity, whether active or retired, full-time or part-time, current or former, and compensated or not.

t. “Representative” means any consultant, expert, attorney, contractor or other individual or entity engaged by the designated entity to perform some task or assignment for the entity.

u. “Entity” means any corporation, company, partnership, proprietorship, joint venture, or business, as well as any governmental unit.

v. “Person” means any natural person or legal entity, including but not limited to any corporation, partnership, proprietorship, firm, trust, association, government entity, organization, or group of persons.

w. "Third-Party" shall mean any individual or entity who is not a party to the above-captioned matter.

x. "AMTS service" shall have the same meaning as accorded to this phrase by Maritime in its pleading entitled "Supplemental Responses Per Order FCC 12M-38" as filed on August 9, 2012.

y. "AMTS customers" shall have the same meaning as accorded to this phrase by Maritime in its pleading entitled "Supplemental Responses Per Order FCC 12M-38" as filed on August 9, 2012.

z. "End user subscribers" shall have the same meaning as accorded to this phrase by Maritime in its pleading entitled "Supplemental Responses Per Order FCC 12M-38" as filed on August 9, 2012.

DOCUMENTS REQUESTED

1. All Documents referring to or reflecting the notice that Maritime provided to any Entity or Person, including but not limited to its AMTS customers or end user subscribers, that Maritime would discontinue providing AMTS service pursuant to its Site-Based Facilities as of December 31, 2007.

2. All Documents reflecting an agreement between Maritime and any Entity or Person, including but not limited to AMTS customers or end user subscribers, for Maritime to provide AMTS service on the MPT system.

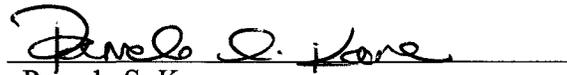
3. All Documents reflecting an agreement between Maritime and any Entity or Person, including but not limited to AMTS customers or end user subscribers, for Maritime to provide AMTS service on the Watercom system.

4. All Documents reflecting an agreement between Maritime and any Entity or Person, including but not limited to AMTS customers or end user subscribers, for Maritime to provide AMTS service on the Passport systems.
5. Documents sufficient to identify Maritime's AMTS customers or end user subscribers on the MPT system between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.
6. Documents sufficient to identify Maritime's AMTS customers or end user subscribers on the Watercom system between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.
7. Documents sufficient to identify Maritime's AMTS customers or end user subscribers on the Passport systems between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.
8. All Documents referring to Maritime's decision not to seek AMTS customers or end user subscribers for its Site-Based Facilities after December 31, 2007.
9. Documents sufficient to show payments made to Maritime by AMTS customers or end user subscribers on the MPT system for AMTS service between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.
10. Documents sufficient to show payments made to Maritime by AMTS customers or end user subscribers on the Watercom system for AMTS service between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.
11. Documents sufficient to show payments made to Maritime by AMTS customers or end user subscribers on the Passport systems for AMTS service between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.

12. Documents sufficient to show payments made to Maritime by lessees of Site-Based Facilities between the date(s) on which Maritime was assigned the Site-Based Authorizations and December 31, 2007.

Respectfully,

P. Michele Ellison
Chief, Enforcement Bureau



Pamela S. Kane
Deputy Chief
Investigations and Hearings Division
Enforcement Bureau

Brian J. Carter
Attorney
Investigations and Hearings Division
Enforcement Bureau

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October 16, 2012

CERTIFICATE OF SERVICE

Makia Day, an Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 16th day of October, 2012, sent by first class United States mail copies of the foregoing "ENFORCEMENT BUREAU'S THIRD SET OF REQUESTS FOR THE PRODUCTION OF DOCUMENTS TO MARITIME COMMUNICATIONS/LANDMOBILE, LLC." to:

The Honorable Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554 (by hand, courtesy copy)

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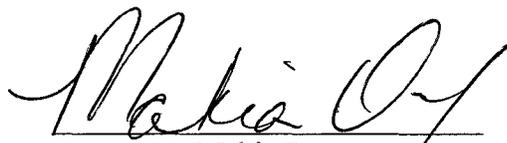
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