



**CINNAMON
MUELLER**

ELVIS STUMBERGS

Admitted in California & District of Columbia
estumbergs@CinnamonMueller.com

WASHINGTON, DC
1333 New Hampshire Ave, NW
Floor 2
Washington, D.C. 20036

direct: 202-872-6881
fax: 202-449-1355

ST. LOUIS
1714 Deer Tracks Trail
Suite 215
St. Louis, MO 63131

CHICAGO
307 N. Michigan Ave
Suite 1020
Chicago, IL 60601

phone: 312-372-3930

VIA ECFS AND ELECTRONIC MAIL

April 26, 2013

Mr. Thomas Beers
Chief, Policy and Licensing Division
Public Safety and Homeland Security Bureau
445 12th Street SW
Washington, D.C. 20554
Tom.Beers@fcc.gov

Re: Baja Broadband Operating Company, LLC
Petition for a Limited Waiver of the CAP Compliance Obligations
EB Docket No. 04-296

Dear Mr. Beers:

Baja Broadband Operating Company, LLC (“Baja”) hereby withdraws its waiver petition seeking temporary relief from Section 11.56 of the Federal Communications Commission’s rules that required Emergency Alert System (“EAS”) participants to process Common Alerting Protocol (“CAP”) formatted alert messages.¹ On June 27, 2012, Baja requested a four-month waiver for its systems in Las Animas, CO and Springfield, CO due to a delay in the delivery of equipment necessary for EAS CAP compliance.² This equipment was subsequently delivered and installed at these systems on or around September 6, 2012.

Should you have any questions or require further information regarding this matter, please contact the undersigned.

Respectfully Submitted,

/s

Elvis Stumbergs

*Counsel to Baja Broadband Operating
Company, LLC*

¹ See Baja Broadband Operating Company, LLC, Petition for a Limited Waiver of the CAP Compliance Obligations, EB Docket No. 04-296 (filed June 27, 2012) (“Petition”); 47 C.F.R. § 11.56.

² Petition at 1-2.