

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

In the Matter of)
)
Revision of Part 15 of the Commission's) ET Docket No. 13-49
Rules to Permit Unlicensed National)
Information Infrastructure (U-NII) Devices in)
the 5 GHz Band)

To: The Commission

REPLY COMMENTS OF JAMES EDWIN WHEDBEE

COMES NOW the undersigned, JAMES EDWIN WHEDBEE, and pursuant to Section 1.415 of the Commission's rules and regulations [47 C.F.R. §1.415] respectfully submits his reply comments relative to the Notice of Proposed Rule Making, FCC 13-22, 78 Fed. Reg. 21320, 28 FCC Rcd. 1769, released February 20, 2013 (NPRM) as follows.

1. I associate myself with the remarks of the American Radio Relay League, Incorporated (ARRL) and the National Telecommunications & Information Administration (NTIA) in these proceedings. For the reasons both have amply stated without my need to amplify, both are correct: this matter demands further study prior to action being taken, in part or in whole.

2. As a licensee in this band in my own right, I object to the proposal as stated in the NPRM. There is as much reason to believe U-NII devices will receive interference as there is to believe those shall cause it. The impact of their presence throughout the band upon licensed and priority users is unacceptable without study and cooperative agreement between U-NII users and incumbents within the band. The Commission itself suggests this is the correct approach in ET Docket No. 13-101 wherein it recommends multi-stakeholder organizations to determine harm-claim thresholds. Now is as good a time as any to put the Commission's word into practice before taking any action on this NPRM.

WHEREFORE, the undersigned objects to the implementation of the NPRM in any form unless and until further study and cooperative agreement amongst all parties is reached.

July 24, 2013

Respectfully submitted,



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