

Warren Havens

January 17, 2014

I am submitting the attached email in this docket No. 11-71.

/s/

Warren Havens
2509 Stuart Street
Berkeley, CA 94705
Ph: 510-848-7797
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Subject: Re: Re 14M-1, filing for Neil Ende, on 1-15-14, docket 11-71
From: eitt lif. koma nú. gríðastaðir (warren.havens@sbcglobal.net)
To: Richard.Sippel@fcc.gov; Austin.Randazzo@fcc.gov; ajc@catalanoplache.com; Brian.Carter@fcc.gov; czdebski@eckertseamans.com; livingston@khlaw.com; Gary.Schonman@fcc.gov; cole@fhhlaw.com; Howard.Lieberman@db.com; richards@khlaw.com; jim@jimchen.org; jsheldon@lb3law.com; jturner@wileyrein.com; nende@tlgdc.com; kdesoto@wileyrein.com; Laura.Phillips@db.com; mjp@catalanoplache.com; Pamela.Kane@fcc.gov; tpaoletta@wiltshiregrannis.com; Patrick.McFadden@db.com; feldman@fhhlaw.com; rhj@commlawgroup.com; rjk@TelComLaw.com; rkirk@wbklaw.com; gurss@fhhlaw.com; terry.cavanaugh@fcc.gov; tanzenberger@cctb.com; druhl@cctb.com; Mary.Gosse@fcc.gov;
Cc: john.longstreth@kkgates.com;
Date: Thursday, January 16, 2014 10:09 PM

Note. I am sending the below again. The first time had font errors.

Judge Sippel,

Re 14M-1, filing for Neil Ende, on 1-15-14, docket 11-71:

I will file a copy of this email in the docket on ECFS, and have a copy of the filing served.

My Letter and Motion of Wednesday, Jan. 15 contains the following footnote (the "Havens Objection to Ende Letter 1"):

7. With regard to Limited Counsel Neil Ende, his letter to you noted in the Order was filed without consultation with me, was not served on me (for reasons of which I am not aware) and did not have a certificate of service. I object to his letter commenting on what Mr. Chen's services to me may be, and other disclosures that are not public that I did not authorize. The letter is improper and I request that it be stricken or disregarded.

The letter from attorney Mr. Longstretch for Mr. Ende ("Ende Letter 2") that was attached to the immediately below email, that followed up on the Ende Letter I commented on in the footnote 7 included above ("Ende Letter 1") --

(1) Was not prepared in consultation with me or approved by me.

(2) Did not dispute the Havens Objection to Ende Letter 1.

(3) Did not have a certificate of service. (This time, at least Mr. Ende at least provided me a copy by email: Ende Letter one provided me no copy at all, and had no certificate of service.)

(4) Did not have my approval, including as to the following matters not required under the Order:

(a) a letter before the hearing under the Order, addressing matters in the Order;

(b) disclosures, statements and offers that are colorably contrary to the the privileges (and underlying rights and purposes) I asserted that the Ende Letter 2 purports to respect;

(c) characterization of "difficult issues raised," coupled with the offer "to engage with Your Honor and Mr. Havens to reach agreement..."

In this regard, I assert no such difficult issues, and I make no such offer, and the Order did not call for it. Mr. Ende did not comply with Order which resulted in the Ende Letter 1 (see Havens Objection to Ende Letter 1), and did not dispute that (see above '(2)'): and from that deficient position, the Ende Letter 2 then offers extra, on the eve of the hearing: extra information, and proposals for engagements to offer still more information (including in my name, without authorization or consultation) not asked for in the Order, and contrary to my position stated in my Letter and Motion of yesterday.

I maintain the "Havens Objection to Ende Letter 1" (defined above), and submit the above "Havens Objection" to Ende Letter 2" for reasons stated above. I do not waive any privilege, regardless of what Mr. Ende may have disclosed in the past or may do so in the future, whether he served me or not.

Respectfully submitted,

/s/

Warren Havens

Copies: As to parties provided copies: I continue to object to the ALJ Office including, in email related to the subject Order, persons that are not current parties or counsel to current parties. As my Motion and Letter of 1-15-14 stated: I object to the Order and actions thereunder involving anyone but myself and the defined assisting "Limited Counsel." With that objection, however, I am using the email list the ALJ Office has been using, assuming that was intentional and meant for me to follow, for some unexplained public interest purpose to be eventually revealed in the public light (I would appreciate a copy).

From: "Longstreth, John L." <john.longstreth@kkgates.com>
To: "Austin.Randazzo@fcc.gov" <Austin.Randazzo@fcc.gov>; "ajc@catalanoplache.com" <ajc@catalanoplache.com>; "Brian.Carter@fcc.gov" <Brian.Carter@fcc.gov>; "czdebski@eckertseamans.com" <czdebski@eckertseamans.com>; "livingston@khlaw.com" <livingston@khlaw.com>; Gary.Schonman <Gary.Schonman@fcc.gov>; Harry F. Cole <cole@fhhlaw.com>; Howard M. Liberman <Howard.Liberman@db.com>; Jack Richards <richards@khlaw.com>; James M. Chen <jim@jimchen.org>; Jeffrey L. Sheldon <jsheldon@lb3law.com>; Joshua S. Turner <jturner@wileyrein.com>; Neil Ende <nende@tlgdc.com>; Kurt E. DeSoto <kdesoto@wileyrein.com>; Laura H. Phillips <Laura.Phillips@db.com>; Matthew J. Plache <mjp@catalanoplache.com>; Pamela Kane <Pamela.Kane@fcc.gov>; Patricia J. Paoletta <tpaoletta@wiltshiregrannis.com>; Patrick R. McFadden <Patrick.McFadden@db.com>; Paul Feldman <feldman@fhhlaw.com>; Robert J. Jackson <rhj@commlawgroup.com>; Bob Keller <rjk@TelComLaw.com>; Robert Kirk <rkirk@wbklaw.com>; Robert M. Gurss <gurss@fhhlaw.com>; Terry Cavanaugh <terry.cavanaugh@fcc.gov>; "tanzenberger@cctb.com" <tanzenberger@cctb.com>; Danny Ruhl <druhl@cctb.com>; Mary Gosse <Mary.Gosse@fcc.gov>; Richard Sippel <Richard.Sippel@fcc.gov>; Warren Havens <warren.havens@sbcglobal.net>
Cc: "Stern, Marty" <marty.stern@kkgates.com>
Sent: Thursday, January 16, 2014 4:36 PM
Subject: Filing in EB Docket No. 11-71

The attached letter to Judge Sippel was filed in the docket today.



John Longstreth

Your submission has been accepted

ECFS Filing Receipt - Confirmation number: 2014116408954

Proceeding

Name	Subject
11-71	In the Matter of Maritime Communications/Land Mobile, LLC. 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. .

Contact Info

Name of Filer: Technology Law Group
Attorney/Author Name: John Longstreth
Lawfirm Name (required if represented by counsel): K&L Gates LLP

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Address For: Law Firm
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State: DISTRICT OF COLUMBIA
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Details

Small Business Impact: NO
Type of Filing: LETTER

Document(s)

File Name	Custom Description	Size
K&L_Gates_Letter_re_EB_11-71_1-16-14.pdf		31 KB

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CERTIFICATE OF SERVICE

The undersigned certifies that he has on this 17th day of January, 2014 caused to be served by first class United States mail copies of the foregoing filing to:

The Honorable Richard L. Sippel
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/ s / [Electronically signed. Signature on file.]

Warren Havens