FEDERAL COMMUNICATIONS COMMISSION
Enforcement Bureau
Spectrum Enforcement Division
1270 Fairfield Road
Gettysburg, Pennsylvania 17325-7245

VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED

February 21, 2007

Richard S. Laing
3922 Schintzius Road
Eden, NY 14057

RE: Amateur license WB2JPQ repeater operations; Case #EB-2002-158

Dear Mr. Laing:

Enclosed is a complaint from the licensee of a coordinated repeater system, with supporting documentation from the Western New York Southern Ontario Repeater Coordinator, alleging that your WB2JPQ repeater is operating without coordination on 444.100 MHz and causing interference. The complaint indicates that your repeater has been moved several times, the operating parameters changed resulting in loss of coordination, and that you have been contacted numerous times about this problem but have declined to address it.

Section 97.205 of the Commission's rules, 47 C.F.R. § 205, states that where there is interference between a coordinated and an uncoordinated repeater, "the licensee of the uncoordinated repeater has primary responsibility to resolve the interference". Section 308(b) of the Communications Act of 1934, as amended, 47 U.S.C. Section 308(b), gives the Commission the authority to request information from a licensee regarding the operation of a radio station. Accordingly, you are requested to respond to this letter within 20 days from the above date, furnishing the following information.

1). Is your repeater WB2JPQ coordinated for operation on 444.100 MHz? If so:

a). Furnish a copy of the coordination document

b). State the circumstances, if any, under which you are operating the repeater in a manner not consistent with the coordination, including changed location or power.

2). If your repeater WB2JPQ is not coordinated, or if it is coordinated but is not being operated in accordance with the coordination, state what, if any, action you have taken to obtain coordination.

3). Have you received complaints regarding the operation of the WB2JPQ repeater on 444.100 MHz? If so:

a). State the details of the complaints, if they were oral, and state what action, if any, you took to resolve them.

b). If the complaints were in writing, state what action, if any, you took in response to the complaints and furnish a copy of each complaint.

4). Describe in detail the configuration of the WB2JPQ repeater system, including all sites, links and addresses, using diagrams where necessary. Detail any changes in location since the coordination, if any, was issued.

We are required to advise you that Congress has made punishable a willfully false or misleading reply to a letter of this type. See Title 18, § 1001 of the United States Code. The information you submit will be used to determine what, if any, action to take in this matter.

Sincerely,

W. Riley Hollingsworth
Special Counsel

Enclosure: 4 pages
cc: FCC Northeastern Regional Director