



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

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

September 17, 2007

Guy E. Weitzl
2568 Fairmont Avenue
San Diego, CA 92105

SUBJECT: Amateur Radio license WB6HGJ, Out of band Operation; Case #EB-2007-242

Dear Mr. Weitzl:

Enclosed is a complaint concerning the operation of your Amateur station. The complaint alleges numerous instances of out of band operation on Twenty Meter frequencies 14.003, 14.005, 14.011 and 14.106 MHz, frequencies for which you are not authorized as a General Class licensee. The complaint also alleges that you have been sent several notices about out of band operation.

The information contained in the complaint, if true, raises serious questions regarding your qualifications to retain an Amateur license. Section 308(b) of the Communications Act of 1934, as amended, 47 U.S.C. § 308(b), gives the Commission the authority to obtain information from applicants and licensees about the operation of their station and their qualifications to remain a licensee. Accordingly, you are requested to respond to this office within 20 days of receipt of this letter fully addressing each allegation of out of band operation. Respond to each frequency and date cited.

You are directed to support your response with a signed and dated affidavit or declaration under penalty of perjury, verifying the truth and accuracy of the information submitted in your response.

To knowingly and willfully make any false statement or conceal any material fact in reply to this inquiry is punishable by fine or imprisonment. *See* 18 U.S.C. § 1001; *see also* 47 C.F.R. § 1.17 (copy enclosed). Failure to respond appropriately to this letter of inquiry may constitute a violation of the Communications Act and our rules.¹

In an inquiry of this type we are required to notify you that under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), the Commission's staff will use all relevant information before it, including information that you disclose in your reply, to determine what, if any, enforcement action is warranted in

¹*See SBC Communications, Inc.*, 17 FCC Rcd 7589 (2002); *Globcom, Inc.*, 18 FCC Rcd 19893, n. 36 (2003), *forfeiture ordered*, 21 FCC Rcd 4710 (2006); *World Communications Satellite Systems, Inc.*, 19 FCC Rcd 2718 (Enf. Bur. 2004); *Donald W. Kaminski, Jr.*, 18 FCC Rcd 26065 (Enf. Bur. 2003).

this matter. Such action may include license revocation, suspension of your operator privileges, or monetary forfeiture (fine). **Fines normally range from \$7,500 to \$10,000.**

Please call me at 717-338-2502 if you have any questions about this matter.

W. Riley Hollingsworth
Special Counsel

Enclosure
cc: FCC Western Regional Director