



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

**VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

June 26, 2008

Gateway Coal Mine  
12626 Sarah Road  
Coulterville, IL 62237

**SUBJECT: WARNING NOTICE - UNLICENSED RADIO OPERATION**  
**Case #EB-2008-030**

Dear Sir:

The enclosed complaint before the Commission indicates that your company has been using unlicensed radio equipment. The frequency is 146.400 MHz and is an Amateur Radio Service frequency, not a business or public safety frequency.

Please be advised that operation of radio transmitting equipment without a license is a violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301, and will subject you to fine or imprisonment, as well as an *in rem* seizure of any non-certified radio transmitting equipment, in cooperation with the United States Attorney for your jurisdiction. **Monetary forfeitures normally range from \$7,500 to \$10,000.**

**Please contact your radio service technician in order to correct this situation.**

Sincerely,

W. Riley Hollingsworth  
Special Counsel

cc: FCC Northeastern Regional Director