

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

July 17, 2009

Mr. Jeff M. Potter
PO Box 244
Van Buren, ME 04785

Re: **WARNING NOTICE**
Amateur Radio License K7OP
EB-09-GB-0195

Dear Mr. Potter:

By letter dated June 29, 2009, the Commission notified you that it had received numerous complaints concerning the operation of your amateur radio station. The complaints alleged that you transmitted obscene or indecent words or language in violation of Section 97.113(a) (4) of the Commission's rules. The letter further noted that in addition to complaints from other licensees, the staff at the Commission's monitoring station heard and recorded you engaging in the above-referenced behavior. A copy of all of the recordings, both those submitted by the complainants and those made by the Commission's staff, were sent to you for your review.

You responded to the Commission's letter on July 12, 2009. In that letter, you acknowledged that it was indeed your voice that was recorded by the Commission's staff on the date in question and indicated that "given your speech pattern," you believed you had too much to drink that evening either before or while operating your station. In addition, you conceded that the language was "obnoxious" and indicated that in the future you would "refrain from being obscene" while operating your station and further agreed that should your judgment be clouded by intoxicants in the future you will "refrain from operating the radio all together."

Your operation as described above is contrary to the basis and purpose of the amateur radio service as set out in Section 97.1 of the Commission's rules.¹ Please be advised that the Commission expects you to abide by its rules. This letter serves as notice that, if operation of this type reoccurs after receipt of this letter, you could be

¹ See 47 C.F.R. § 97.1.

subject to severe penalties, including license revocation, monetary forfeiture (fines),² or a modification proceeding to restrict the frequencies upon which you may operate.

Sincerely,

Laura L. Smith
Special Counsel

Cc: Boston Field Office
Northeast Regional Director

² Fines normally range from \$7,500 to \$10,000.