



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

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

October 16, 2007

Todd E. Daugherty  
800 W Main Cross  
Taylorville, IL 62568

**SUBJECT: Amateur Radio license N9OGL; Case #EB-07-SE-371**  
**WARNING NOTICE and Request for Information**

Dear Mr. Daugherty:

Information before the Commission indicates that you are operating an unlicensed radio station on, among other frequencies, 6.950 and 13.556 MHz. The information indicates that the signal strength of these transmissions exceed the power limit of Part 15 of the Commission's rules for unlicensed transmitters. That limit is 30uV/M at 30 Meters.

Commission radio direction finding signals indicate that such transmissions were made from your location on 13.556 MHz at various dates in November 2006. This information raises serious questions regarding your qualifications to retain an Amateur license. Such unlicensed operation would also be a violation of Section 301 of the Communications Act of 1934, as amended, 18 U.S.C. § 301, and would subject you to a monetary forfeiture (fine) or imprisonment, or both.

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. **The Instructions for responding to this letter and the Definitions for certain terms used in this letter are contained in the attachment hereto.** We direct you, pursuant to sections 4(i), 4(j), 308(b) and 403 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j), 308(b) and 403, to provide the information and documents specified below within 20 calendar days from the date of this letter. Unless otherwise indicated, the period of time covered by these inquiries is January 2006 to the present. Accordingly, you are requested to respond to this office within 20 days of receipt of this letter furnishing the following information.

1. Have you made radio transmissions on frequencies outside the Amateur Radio bands? If so, describe the frequencies, dates and times.
2. For the dates and times listed above, state what frequencies and what transmitter powers were used.
3. For each date listed in Question 1, describe the manufacture and model number of the transmitter used to make the transmissions, and describe the antenna used.

4. For each transmitter listed in your answer to Question 3, furnish a copy of the specification sheet for that transmitter and indicate the date you obtained the transmitter.
5. Describe "Omega One Radio" and your relationship, if any, to it.
6. Have you used the name "Todd O'Dochartaigh N9OGL"? If so, describe the circumstances under which you used it and the dates.
7. Describe "Langley Park Studio" and your relationship, if any, to it.
8. Have you applied for a low power broadcast license? If so, state the date of each application, the name under which you filed, and the file number if one was assigned.

**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.<sup>1</sup>

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 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.**

Sincerely,

W. Riley Hollingsworth  
Special Counsel

Enclosures  
cc: FCC Northeastern Regional Director

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<sup>1</sup>*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).