

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

December 10, 2012

Mr. Joseph J. Italiano
(Address withheld)
(Address withheld)

Re: **WARNING NOTICE**
Amateur Radio License N0WOP

Dear Mr. Italiano:

On Sunday, November 25, 2012, and Saturday, December 1, 2012, you were heard by staff at the Commission's monitoring station causing intentional interference to other stations operating in proximity to your desired operating frequency of 14.313 MHz.

On November 25, 2012, at 1802 UTC, you began broadcasting a recording of another amateur's voice in which this other amateur ostensibly announced that he ran his amateur station at 3KW so that everyone could hear him. You were using this recording in an apparent attempt to interfere with the ongoing communications of other amateurs. On December 1, 2012, at 1701 UTC, you were again heard broadcasting a recording of this same amateur's voice in another attempt to interfere with ongoing communications on 14.313 MHz. An employee of the Commission used direction finding equipment and confirmed the interfering transmissions were coming from your location. The employee recorded the offending transmissions, and provided undersigned counsel with recordings of the incident in question. Should you desire a copy of the recording, one will be made available to you.

This incident constitutes deliberate interference and retransmitting in violation of the Commission's rules. Your operation as described above is contrary to the basis and purpose of the amateur radio service as set out in Section 97.1 and is a violation of Section 97.113(5)(b) 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 subject to severe penalties, including license revocation, monetary forfeiture (fines),² or a modification

¹ See 47 C.F.R. §§ 97.1 and 113(5)(b).

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

proceeding to restrict the frequencies upon which you may operate.

Sincerely,

Laura L. Smith, Esq.
Special Counsel
Enforcement Bureau

Cc: Chicago Field Office
Northeast Regional Director