

VIA CERTIFIED MAIL-RETURN RECEIPT REQUESTED

September 28, 2009

Mr. (Name withheld)
(Address withheld)
Marstons Mills, MA 02648

Re: EB-09-GB-0249

Dear Mr. Bevis:

On April 18, 2006, the Federal Communications Commission notified you that it had received complaints from (name withheld) that your electric fence might be causing harmful radio interference to his amateur radio equipment. (Name withheld)'s contact information is as follows:

(Name withheld)
(Address withheld)
Marstons Mills, MA 02648
Tel: (Number withheld)

The April 18, 2006 letter advised you that the interference, if unresolved, could be a violation of Commission rules. For this reason, we encouraged you to voluntarily resolve the matter without Commission intervention. The letter specifically stated, however, that if it became necessary for the Commission to facilitate a resolution, the Commission might investigate possible rule violations and address appropriate remedies, including monetary forfeitures.¹ Commission records indicate that you spoke with my predecessor, Riley Hollingsworth, regarding the matter. During the course of that conversation, it was agreed that when the interference occurred, (name withheld) would contact you and you would either clear the weeds or shut down the fence until you could locate and resolve the interference. (Name withheld) reports that the interference has begun again and he has called you several times without a response. Pursuant to your agreement with the Commission, this letter serves to notify you that you must take the steps necessary to either resolve the interference or shut off the fence.

In order to avoid enforcement action on this matter, you have thirty (30) days from the date of receipt of this warning to respond to this office at the following address: 1270 Fairfield Road, Gettysburg, PA 17325. The response must contain a statement of the specific action(s)

¹ Fines normally range from \$7,500 to \$10,000.

you have taken to eliminate the source(s) of (name withheld)'s radio interference. If you have any questions about this matter, please contact me at 717-338-2577.

Sincerely,

Laura L. Smith, Esq.
Special Counsel
Enforcement Bureau

cc: Boston Field Office
Northeast Regional Director