

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	File Number: EB-07-TP-164
Henry Gaye)	
)	NAL/Acct. No. 200832700006
Lake Park, Florida)	
)	FRN: 0016964439
)	

ORDER

Adopted: February 19, 2008

Released: February 21, 2008

By the Regional Director, South Central Region, Enforcement Bureau:

I. INTRODUCTION

1. In this *Order*, we cancel the proposed forfeiture in the amount of ten thousand hundred dollars (\$10,000) issued to Henry Gaye for the apparent willful and repeated violation of Section 301 of the Communications Act of 1934, as amended (“Act”).¹ The noted violations involved Mr. Gaye’s apparent operation on an unlicensed radio transmitter.

III. DISCUSSION

2. On January 9, 2008, the Commission’s Tampa Office of the Enforcement Bureau (“Tampa Office”) issued a *Notice of Apparent Liability for Forfeiture* to Mr. Gaye in the amount of ten thousand dollars (\$10,000), for the apparent willful and repeated violation of Section 301 of the Act.² The Tampa Office has since learned that Mr. Gaye passed away. Because Mr. Gaye is no longer living, we cancel the *NAL*.

IV. ORDERING CLAUSES

3. Accordingly, **IT IS ORDERED** that, pursuant to Section 503(b) of the Communications Act of 1934, as amended, and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission’s Rules, the Notice of Apparent Liability for Forfeiture issued to Henry Gaye **IS HEREBY CANCELED**.³

FEDERAL COMMUNICATIONS COMMISSION

Dennis P. Carlton
Regional Director, South Central Region
Enforcement Bureau

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200832700006 (Enf. Bur., Tampa Office, January 9, 2008) (“*NAL*”).

³ 47 U.S.C. § 503(b); 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).