



Federal Communications Commission
Washington, D.C. 20554

November 16, 2009

DA 09-2420

Frederick A. Zacher
DeWitt County Emergency Services and Disaster Agency
DeWitt County Building
201 W. Washington St.
Clinton, IL 61727

Dear Mr. Zacher:

This letter grants your request, dated November 12, 2009, on behalf of the DeWitt County Emergency Services and Disaster Agency (the County) for a waiver to permit certain Amateur Radio Service licensees who are County employees to transmit communications on behalf of their employer during an upcoming government emergency drill.

In your request, you state that the County will be holding an exercise on November 18, 2009 from 8:00 a.m. to 4:00 p.m. You state that this exercise will test emergency communications, particularly amateur radio as a secondary form of communication, in the event of a radiological event at the Clinton nuclear power plant. The drill will be held at various locations in DeWitt County, Illinois.

Section 97.113(a)(3) of the Commission's Rules, 47 C.F.R. § 97.113(a)(3), prohibits amateur licensees from transmitting communications in which they have a pecuniary interest, including communications on behalf of an employer. You therefore request a waiver of this rule to permit the following County employees to transmit communications on behalf of their employer in connection with the exercise: Frederick A. Zacher, KC9FYP; Marvin Murphy, KA9KEI; Eddie C. Lane, K9ISZ; Wayne Clymer, N9RYT; Calvin K. Lunny, N9IUA; Louis J. Rempe, K9LJR; Karen Murphy, N9RYP; John Reid, KC9GAW; Jerome Gawthorp, KC9J; Stephen J. Lighthall, KC9EUP; and David A. Short, N9ZLZ.

Section 1.3 of the Commission's Rules, 47 C.F.R. § 1.3, provides that the Commission may waive its rules if good cause for waiver is shown. We conclude that grant of the waiver request is appropriate under the circumstances presented. The public interest in facilitating the November 18 public safety exercise by permitting the specified amateur licensees to participate warrants this limited waiver of Section 97.113(a)(3). This waiver grant permits transmission of communications by the above-listed amateur employees on behalf of their employer during the November 18, 2009, exercise, and immediately prior to the exercise for the purpose of operational testing of equipment.

Accordingly, IT IS ORDERED that the waiver request of the DeWitt County Emergency Services and Disaster Agency, dated November 12, 2009, IS GRANTED.

This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

Scot Stone
Deputy Chief, Mobility Division
Wireless Telecommunications Bureau