



Federal Communications Commission
Washington, D.C. 20554

March 29, 2010

DA 10-543

Larry Eker
Program Coordinator
Homeland Security
WyCo/KCK Emergency Management
701 N. 7th St., Room B-20
Kansas City, KS 66101

Dear Mr. Eker:

This letter grants your request, dated March 23, 2010, on behalf of the Wyandotte County Emergency Management Department (the County) for a waiver to permit certain Amateur Radio Service licensees to transmit communications on behalf of their employer during an upcoming government emergency drill.

In your request, you state that the County will be participating in a Kansas City Metro Mass Causality Incident Exercise titled Perfect Storm, which will take place on April 7, 2010 from 8:00 a.m. to 5:00 p.m. at several locations in Platte County, Missouri, and Wyandotte and Johnson Counties, Kansas. The purpose of the exercise is to evaluate regional and local plans, emergency support functions, cooperative agreements, information sharing between multiple jurisdictions, public information, and resource management.

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 Amateur licensees who are County employees to transmit communications on behalf of their employer in connection with the exercise: Betty Amos, KD0CDP; Michael Baughman, KC0VVP; Christian Cooley, KD0BSI; Lawrence Eker, WA0YQM; Bob Evans, KC0VVQ; Jeffrey Froman, KD0CBT; Ralph Golubski, KD0JQL; Alan Hancock, W0SED; Merle McCullough, N0VDR; Edwin Rust, KD0BKH; Leslie Still, KD0CDG; and Joel Thornton, KD0GSP. Participants for Platte and Johnson Counties will be non-employee volunteers, whose participation does not require a waiver.

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 April 7 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 licensees on behalf of their employer during the April 7, 2010 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 Wyandotte County Emergency Management Department, dated March 23, 2010, 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