

Federal Communications Commission

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

In the Matter of)	
)	File No.: EB-09-LA-0110
Irma Frausto)	
)	Citation No.: C200932900004
Compton, California)	

CITATION

Released: August 20, 2009

By the District Director, Los Angeles Office, Western Region, Enforcement Bureau:

1. This is an Official Citation issued pursuant to Section 503(b)(5) of the Communications Act of 1934, as amended (“Act”),¹ to Irma Frausto for violation of Section 15.5(b) of the Commission’s rules (“Rules”).²

2. Investigation by the Enforcement Bureau’s Los Angeles Office revealed that on August 13, 2009, a Part 15 device³ at Ms. Frausto’s residence in Compton, California, was causing interference to Verizon Wireless’ cellular phone f(XXX) XXXX-XXXX6 MHz.

3. Section 15.5(b) of the Rules states “[o]peration of an intentional, unintentional, or incidental radiator is subject to the conditions that no harmful interference is caused”⁴

4. On August 11, 2009, the Los Angeles Office received a complaint of interference to Verizon Wireless’ cellular phone frequency 840.356 MHz. On August 13, 2009, agents from the Los Angeles Office investigated the allegation and located the interfering signal emanating from Ms. Frausto’s residence. Further investigation revealed that the source of the interfering signal was a Philips amplified television antenna, model Mant300, installed on top of a television set in the residence.

5. Violations of the Act or the Commission’s Rules may subject the violator to substantial monetary forfeitures,⁵ seizure of equipment through *in rem* forfeiture action, and criminal sanctions, including imprisonment.⁶

¹ 47 U.S.C. § 503(b)(5).

² 47 C.F.R. §§ 15.5(b).

³ 47 C.F.R. § 15.1 *et seq.*

⁴ 47 C.F.R. § 15.5(b).

⁵ 47 C.F.R. § 1.80(b)(3).

⁶ 47 U.S.C. §§ 401, 501, 503, 510.

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6. Ms. Frausto may request an interview at the closest FCC Office, which is Federal Communications Commission, 18000 Studebaker Rd., Suite 660, Cerritos, California 90703⁷ You may contact this office by telephone, (562) 865-0598, to schedule this interview, which must take place within 14 days of this Citation. Ms. Frausto may also submit a written statement to the above address within 14 days of the date of this Citation. Any written statements should specify what actions have been taken to correct the violations outlined above. Please reference file number EB-09-LA-0110 when corresponding with the Commission.

7. Any statement or information provided by you may be used by the Commission to determine if further enforcement action is required.⁸ Any knowingly or willfully false statement made in reply to this Citation is punishable by fine or imprisonment.⁹

8. **IT IS ORDERED** that copies of this Citation shall be sent by First Class U.S. Mail and Certified Mail, Return Receipt Requested to Irma Frausto at her address of record.

FEDERAL COMMUNICATIONS COMMISSION

Nader Haghghat
District Director, Los Angeles Office
Western Region
Enforcement Bureau

⁷ 47 U.S.C. § 503(b)(5).

⁸ See Privacy Act of 1974, 5 U.S.C. § 552a(e)(3).

⁹ See 18 U.S.C. § 1001 *et seq.*