



**FEDERAL COMMUNICATIONS COMMISSION**  
Enforcement Bureau  
South Central Region  
Miami Office  
PO Box 520617  
Miami, FL 33152

December 3, 2009

License Holdings, LLC dba 2 Go Media  
Fort Lauderdale, Florida

**NOTICE OF UNLICENSED OPERATION**

Case Number: EB-09-MA-0195  
Document Number: W201032600018

On November 27, 2009, the Commission's Miami Office of the Enforcement Bureau received an interference complaint from AT&T Mobility ("AT&T") that a very strong interfering signal was seriously degrading communications to an AT&T cellular radio site in Fort Lauderdale, Florida. An AT&T representative indicated that the source of interference was emanating from a commercial building at 110 E. Broward Blvd, Ft. Lauderdale, Florida.

On November 30, 2009, in response to the interference complaint, an agent from this office confirmed by direction finding techniques that radio signals, including those on 825.51 MHz, were emanating from an antenna installed inside your suite at the above referenced location in Ft. Lauderdale. After performing an inspection, the agent determined that you were operating a bi-directional amplifier ("BDA") or signal booster<sup>1</sup> in the suite at the time of inspection. During the inspection, an employee turned off the device, and the interference to AT&T ceased.

AT&T has licenses to provide cellular communications in the 824-849 and 869-894 MHz bands. Section 22.383 of the Commission's Rules, which applies to public mobile service licensees like AT&T, provides that "[l]icensees may install in-building radiation systems without applying for authorization or notifying the FCC, provided that the locations of the in-building radiation systems are within the protected service area of the licensee's authorized transmitter(s) on the same channel or channel block."<sup>2</sup> A licensee's authority to install a BDA does not permit a subscriber to install a BDA, unless that subscriber has received explicit authorization from the licensee to do so. In response to an inquiry from an FCC agent, AT&T reported that it did not provide you authorization to install a BDA.

Operation of radio transmitting equipment without a valid FCC authorization or license is a violation of Section 301 of the Communications Act of 1934, as amended,<sup>3</sup> and may subject the responsible parties to

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<sup>1</sup> Section 22.99 of the Rules defines "signal booster" as a "stationary device that automatically reradiates signals from base transmitters without channel translation, for the purpose of improving the reliability of existing service by increasing the signal strength in dead spots." 47 C.F.R. § 22.99.

<sup>2</sup> 47 C.F.R. § 22.383.

<sup>3</sup> 47 U.S.C. § 301.

substantial monetary forfeitures, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment.<sup>4</sup> Because unlicensed operation creates a danger of interference to important radio communications services and may subject the operator to severe penalties, this warning emphasizes the importance of complying strictly with these legal requirements.

**UNLICENSED OPERATION MUST NOT RESUME.**

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the FCC or have obtained consent from a licensed Common Carrier. To resolve the issues with respect to your authority to operate this device, and pursuant to Section 403 of the Communications Act of 1934, as amended,<sup>5</sup> provide an explanation as to what has been done to correct the interference issue and to ensure that it will not recur; provide any agreements made with any cellular carrier to operate the system and include any relevant documents. Identify the make, model and serial number of each piece of equipment including the antennas if applicable.

Your response should be sent to the address in the letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Attachments:

Excerpts from the Communications Act of 1934, As Amended  
Enforcement Bureau, "Inspection Fact Sheet", March 2005

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Steven DeSena  
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Miami Office  
South Central Region  
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<sup>4</sup> See 47 U.S.C. §§ 401, 501, 503, 510.

<sup>5</sup> 47 U.S.C. § 403.