



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
REGION I**

New York Office
201 Varick Street
New York, NY 10014
(212) 337-1865

April 20, 2016

Daniel Delise
Astoria, New York

NOTICE OF UNLICENSED OPERATION

Case Number: EB-FIELDNER-16-00021400
Document Number: W201632380035

In response to complaints, on August 3, 2012, FCC Special Counsel issued you a Warning For Unlicensed Radio Operation for operating on frequencies in the Amateur Radio Service without authorization. Subsequently, FCC Special Counsel also had several telephone conversations with you regarding the complaints and gave you similar verbal warnings. In spite of these warnings, the New York Office continued to receive information that you were operating radio transmitting equipment on frequencies in the Amateur Radio Services, Land Mobile Radio Services, and Personal Radio Services without authorization. On April 7, 2016, agents from this office confirmed by direction finding techniques that radio signals on frequency 147.960 MHz were emanating you're your residence in Astoria, New York. The Commission's records show that you are not authorized to operate in the Amateur Radio Services.¹

Radio stations operating on many frequencies, including 147.960 MHz, must be licensed by the FCC pursuant to 47 U.S.C. § 301. Thus, this station is operating in violation of 47 U.S.C. § 301. You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator to severe penalties, including, but not limited to, substantial monetary fines, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (See 47 U.S.C. §§ 401, 501, 503 and 510).

UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY.

¹ On April 7, 2016, agents inspected your radio transmitting equipment at your residence and found that you had a handheld radio and seven mobile radios programmed to operate on various frequencies in the Personal Radio Service, Amateur Radio Service, and Land Mobile Radio Service. Three of the mobile radios were connected to antennas mounted on the rooftop of your residence building. When agents interviewed you, you admitted to operating on 147.96 MHz that evening and not having an amateur license.

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. 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.

A handwritten signature in blue ink that reads "David C. Dombrowski". The signature is written in a cursive style with a blue highlight effect.

David C. Dombrowski
Regional Director
Region 1
Enforcement Bureau

Attachments:

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