
Federal Communications Commission

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

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| In the Matter of |) | |
| |) | |
| Mike F. Conte |) | File No.: EB-FIELDNER-25-00038215 |
| Licensee of Amateur Station KA2FPZ |) | |
| |) | FRN: 0017256157 |
| Naples, Florida |) | |
| |) | |

NOTICE OF VIOLATION

Released: September 29, 2025

By the Regional Director, Region One, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to section 1.89 of the Commission's rules¹ to Mike F. Conte (Conte), licensee of amateur station KA2FPZ (Station) in Naples, Florida. Pursuant to section 1.89(a) of the Commission's rules, issuance of this Notice does not preclude the Enforcement Bureau from further action if warranted, including issuing a Notice of Apparent Liability for Forfeiture for the violation(s) noted herein.²

2. On March 17, 2025, agents of the Enforcement Bureau's New York Field Office, using direction finding techniques, located and monitored transmissions of the Station at 7.200 MHz emanating from a residence on North Lake Shore Drive in Brookfield, Connecticut, owned by Mike F. Conte (Residence), and observed the following violation(s):

- a. 47 CFR § 97.103(c) – Station licensee responsibilities: “The station licensee must make the station and the station records available for inspection upon request by an FCC representative.” On March 17, 2025, the agents knocked on the door of the Residence, identified themselves, and requested to inspect Conte's station. Agents were denied access to the Residence.
- b. 47 CFR § 97.113(b) – Prohibited transmissions: “An amateur station shall not engage in any form of broadcasting, nor may an amateur station transmit one-way communications except as specifically provided in these rules . . .” On March 17, 2025, agents monitored and recorded Conte's amateur radio station, KA2FPZ, engaging in one-way communications by pretending to speak with a station he identified as KB2VBO. There is no active amateur license assigned the call sign KB2VBO, and no one responded to Conte's communications. Conte later admitted to an agent that he was engaging in one-way communication that was neither allowed nor exempted under the rules.

3. Pursuant to section 308(b) of the Communications Act of 1934, as amended (Act), and section 1.89 of the Commission's rules, we seek additional information concerning the violations and any remedial actions taken.³ Therefore, Conte must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response (i) must fully explain each violation, including all relevant surrounding facts and circumstances, (ii) must contain a statement of the specific action(s)

¹ 47 CFR § 1.89.

² *Id.* § 1.89(a).

³ 47 U.S.C. § 308(b); 47 CFR § 1.89.

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taken to correct each violation and preclude recurrence, and (iii) must include a time line for completion of any pending corrective action(s). The response must be complete in itself and must not be abbreviated by reference to other communications or answers to other notices.⁴

4. In accordance with section 1.16 of the Commission's rules, we direct Conte to support his response to this Notice with an affidavit or declaration under penalty of perjury, signed and dated by Conte, verifying the truth and accuracy of the information therein, and confirming that all of the information requested by this Notice which is in the licensee's possession, custody, control, or knowledge has been produced.⁵ To knowingly and willfully make any false statement or conceal any material fact in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁶

5. All replies and documentation sent in response to this Notice should be marked with the File Number, specified above, and mailed to the following address:

Federal Communications Commission
Columbia Regional Office
9050 Junction Drive
Annapolis Junction, Maryland 20701

6. This Notice shall be sent to Mike F. Conte at his address of record in Naples, Florida, at his residence in Brookfield, Connecticut, and via electronic mail.

7. The Privacy Act of 1974⁷ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance.

FEDERAL COMMUNICATIONS COMMISSION

David Dombrowski
Regional Director
Region One
Enforcement Bureau

⁴ 47 CFR § 1.89(c).

⁵ Section 1.16 of the Commission's Rules provides that "[a]ny document to be filed with the Federal Communications Commission and which is required by any law, rule or other regulation of the United States to be supported, evidenced, established or proved by a written sworn declaration, verification, certificate, statement, oath or affidavit by the person making the same, may be supported, evidenced, established or proved by the unsworn declaration, certification, verification, or statement in writing of such person Such declaration shall be subscribed by the declarant as true under penalty of perjury, and dated, in substantially the following form . . . : 'I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct. Executed on (date). (Signature)'." 47 CFR § 1.16.

⁶ 18 U.S.C. § 1001, *et seq.*; *see also* 47 CFR § 1.17.

⁷ P.L. 93-579, 5 U.S.C. § 552a(e)(3).