



Federal Communications Commission
Washington, D.C. 20554

February 6, 2017

By Electronic Mail: bryan@bryanfields.net

Bryan Fields
501 80th Ave
St Pete Beach, FL 33706

Re: FCC FOIA Control No. 2017-000268

Dear Mr. Fields:

This letter responds to the request that you filed under the Freedom of Information Act (FOIA) in FOIAonline on January 12, 2017, that was received by the Federal Communications Commission (Commission or FCC) FOIA Control Staff and perfected on January 13, 2017, and assigned FCC FOIA Control Number 2017-000268.

Your FOIA request seeks copies of documents that contain the following information: (1) Commission legal finding or other documents under 47 CFR Part 97 or other FCC regulation which authorize the Commission to recognize a "Frequency Coordinator" as defined in §97.3(a)(22) of the Commission's Rules; (2) What authority does a "Frequency Coordinator" have to grant permission to operate an Amateur station on frequencies in the Amateur Radio Service?; (3) What is the procedure to become a recognized "Frequency Coordinator" as defined in §97.3(a)(22); (4) Please provide a list of all recognized "Frequency Coordinator(s)" as defined §97.3(a)(2); and (5) Please provide copies of all letters between the FCC and the Florida Repeater Council, Inc. pertaining to their recognition as a "Frequency Coordinator" and other coordination/interference issues. We have searched the Commission records and located one document (consisting of six pages) responsive to your request. It is attached to this letter.

As you do not appear to be a "commercial use requester," an "educational . . . institution requester," "a non-commercial scientific institution requester," or a representative of the news media, pursuant to Section 0.470(a)(3) of the Commission's rules, 47 CFR § 0.470(a)(3), we include you among "[a]ll other requesters" and, thus, would ordinarily charge fees that cover the full, reasonable direct cost of searching for and reviewing responsive records as well as the cost of reproducing any records released in response to your request, except that the first 100 pages of reproduction and the first two hours of search and review time would be furnished without charge.

In this case, we completed our work to date in responding to the above FOIA request without releasing more than 100 pages or devoting more than two hours to search and review our records. Accordingly, no fee is being charged.

If you consider this to be a denial of your FOIA request, you may seek review by filing an application for review with the Office of General Counsel. An application for review must be *received* by the Commission within 90 calendar days of the date of this letter.¹ You may file an application for review by mailing the application to Federal Communications Commission, Office of General Counsel, 445 12th St SW, Washington, DC 20554, or you may file your application for review electronically by e-mailing it to FOIA-Appeal@fcc.gov. Please caption the envelope (or subject line, if via e-mail) and the application

¹ 47 CFR §§ 0.461(j), 1.115; 47 CFR § 1.7 (documents are considered filed with the Commission upon their receipt at the location designated by the Commission).

itself as “Review of Freedom of Information Action” and reference FCC FOIA Control Number 2017-0268.

If you would like to discuss this response before filing an application for review to attempt to resolve your dispute without going through the appeals process, you may contact the Commission’s FOIA Public Liaison for assistance at:

FOIA Public Liaison
Federal Communications Commission, Office of the Managing Director, Performance Evaluation
and Records Management
445 12th St SW, Washington, DC 20554
202-418-0440
FOIA-Public-Liaison@fcc.gov

If you are unable to resolve your FOIA dispute through the Commission’s FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman’s office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road—OGIS
College Park, MD 20740-6001
202-741-5770
877-684-6448
ogis@nara.gov
ogis.archives.gov

Questions regarding the foregoing may be referred to Stana Kimball (email address: stanislava.kimball@fcc.gov), an attorney in this Division.

Sincerely,



Scot Stone
Deputy Chief, Mobility Division
Wireless Telecommunications Bureau