

I. FORMAL COMPLAINT

A. Factual Allegations

1. Complainant United is a corporation, doing business under the name Hotline Cleaning Center and Maintenance Company, engaged in the sales and service of high pressure cleaning equipment and the performance of contract cleaning. Mr. Robert L. Springfield ("Springfield") is the sole shareholder of United. Springfield retired from full-time employment in September of 1995, turning day-to-day operations over to his son, but he retains his voting control and continues to oversee all major business decisions. United's business address and telephone number are:

United Corporation of Southern California
542 East Central Park
Anaheim, CA 92802
714-533-4906

2. Complainant Kay is an individual engaged in the land mobile radio business, including the operation of Specialized Mobile Radio Systems, in the Los Angeles, California, area. Complainant Kay is a commercial competitor of both Defendant Doering and Defendant Pick in the Los Angeles mobile radio business. Kay's full name, business mailing address, and business telephone number are:

James A. Kay, Jr.
P.O. Box 7890
Van Nuys, CA 91409-7890
818-997-7700

3. Defendant Doering is an individual, doing business under the name J. Doering Communications, engaged in the land mobile radio business, including the operation of Specialized Mobile Radio Systems, in the Los Angeles, California, area. Doering and Kay are commercial competitors in the Los Angeles mobile radio business. Complainant's full name, mailing address, and telephone number are:

James Doering
511 South Palm Avenue, Unit 2
Alhambra, CA 91803
818-308-0398

Defendant Doering is believed to be represented by the following legal counsel in this matter:

Lewis H. Goldman, Esq.
1850 M Street, N.W. - Suite 1080
Washington, D.C. 20036

4. Defendant Pick is an individual, doing business under various names, including Communications Consultants Systems, engaged in the land mobile radio business, including the operation of Specialized Mobile Radio Systems, in the Los Angeles, California, area. Pick and Kay are commercial competitors in the Los Angeles mobile radio business. Pick's full name, mailing address, and telephone number are:

Harold Pick
350 Mesa Drive
Santa Monica, CA 90402
310-454-9561

Complainants do not know whether Defendant Pick is represented by legal counsel in this matter.

5. In connection with its business operations, United uses, and has at various times in the past used, one or more mobile radios for dispatching and communications. To provide for these communications needs, United obtained an FCC authorization for Business Radio Service Station WNMT733, to operate a repeater on the frequency pair 808/853.0375 MHz at Santiago Peak in El Toro (Orange County) California. In November of 1993 the FCC renewed United's authorization for a new term expiring November 11, 1998. Exhibit No. 1 appended hereto is a true and accurate copy of United's authorization.

6. The Santiago Peak repeater was operated and maintained for United by Defendant Pick. At some point in mid-to-late 1995, but prior to September 16, 1995, Springfield entered into an oral agreement with Pick that provided for the assignment of the license from WNMT733 from United to Pick, subject to receipt of prior FCC approval, and for United to continue to receive repeater service through the facility from Pick at no charge.

7. Springfield is not involved in the land mobile radio industry and therefore does not have a sophisticated understanding of the FCC procedures and regulations applicable to these systems. Springfield understood, based on statements made to him by Pick, that it was necessary for United to assign its license to Pick in order to continue receiving repeater service. Springfield has only recently learned that there are several other options.

8. In reliance on statements made by Pick, Springfield signed an FCC Form 1046 with the understanding that it was to be used as part of an application for FCC consent to the assignment of the license from United to Pick. Springfield does not recall the exact date on which he signed the form, but it was definitely prior to September 16, 1995, the date on which Springfield was married and since which he has been retired from full-time employment. At the time Springfield signed the FCC Form 1046, it did not designate Jim Doering or J. Doering

Communications as the assignee. At that time Springfield did not know, had never met, and had never heard of Jim Doering or J. Doering Communications.

9. Springfield retired from active, full-time employment with United as of September 16, 1995, the date on which he got married. Mr. Springfield was out of the country on a honeymoon cruise from September 18, 1995 through September 22, 1995. During that time he was not asked to and he did not sign any documents relating to Station WNMT733.

10. Defendant Pick never filed an application with the FCC seeking assignment of the license for WNMT733 from United to Pick.

11. On March 21, 1997, through legal counsel, United advised Pick, in writing, that any undertaking to assign the authorization to Pick was expressly revoked because (a) more than 18 months had passed since Springfield's execution of FCC Form 1046, and (b) Pick had never filed the application with the FCC. Exhibit No. 2 appended hereto is a true and accurate copy of that notice. Pick has never responded to this written notification.

12. United has never authorized the assignment of the license for WNMT733 to any other person or entity.

13. On or about December 14, 1995, Defendant Doering caused to be filed with the Federal Communications Commission ("FCC") an application (hereinafter referred to as the "Assignment Application"), including FCC Forms 600 and 1046, seeking, among other things, FCC consent to the assignment of the license for Station WNMT733 from United to Doering. Exhibit No. 3 appended hereto is true and accurate copy of the Assignment Application.

14. Included in the Assignment Application is an FCC Form 1046 purporting to have been signed by Mr. Robert J. Springfield on September 19, 1995 and designating "Jim Doering d/b/a J. Doering Communications" as the assignee.

15. Springfield was out of the country on September 19, 1995. Springfield did not execute any FCC Form 1046 on September 19, 1995, or on any date after September 15, 1995. Springfield has never signed an FCC Form 1046 designating Jim Doering d/b/a J. Doering Communications, or any variation thereof, as the assignee.

16. Included in the Assignment Application is a document entitled, "Certificate of Construction," dated September 20, 1995, and bearing the name "Robert L. Springfield." The Certificate of Construction has the letters, characters, and words "By: Robert L. Springfield" typewritten beneath the signature line; the letters,

characters, and words "/s/ Robert L. Springfield" typewritten above the signature line, and the letters, characters, and words "Dated: September 20, 1995" typewritten to the right of the signature line.

17. Springfield did not sign the Certificate of Construction or any document resembling it on September 20, 1995, or at any other time. Springfield has never authorized anyone to represent or indicate that he had signed or would sign any such document.

18. The Certificate of Construction includes the statement, among others, that Station WNMT733 was fully constructed on November 18, 1988. The Springfield Certificate also includes the statement, among others, that the proposed assignor does not anticipate that the proposed assignee will make any substantial changes to the station except as set forth in the Assignment Application.

19. Springfield has never advised Doering or any other person of the construction completion date for Station WNMT733. Springfield has never made any statement to any person regarding his expectations about changes of station operations after assignment of the authorization to Doering. Springfield was never advised that Doering was seeking to take assignment of the authorization.

20. On or about September 20, 1995, Defendant Doering signed the Assignment Application at Item 42 of FCC Form 600 therein, thereby certifying that the information contained therein was true and accurate.

21. As of September 20, 1995, the date on or about which the Assignment Application was signed, Defendant Doering had never met Springfield and had no agreement or understanding with Springfield or United regarding assignment of the license for Station WNMT733.

22. As of December 15, 1995, the date on or about which the Assignment Application was submitted to the FCC, Defendant Doering had never met Springfield and had no agreement or understanding with Springfield or United regarding assignment of the license for Station WNMT733.

23. Defendant Doering has never had an agreement or understanding with Springfield or United regarding assignment of the license for Station WNMT733.

24. Defendant Doering caused the Assignment Application to be prepared, filed with the FCC, and prosecuted without the knowledge or consent of Springfield or United.

25. Defendant Doering knew or should have known that the Assignment Application contained false and misleading statements and included forged or altered documents.

34. During the period including September 1995 through December 1995, Defendant Pick was in Chapter 7 bankruptcy. On May 12, 1995, the United States Bankruptcy Court for the Central District of California, in Case No. LA93-38738LF, issued an order authorizing the Chapter 7 bankruptcy trustee to sell Pick's assets, including FCC radio authorizations. Exhibit No. 4 appended hereto is a true and accurate copy of that order.

35. Defendant Pick arranged for the license for Station WNMT733 to be assigned to Defendant Doering in order to avoid possible seizure and sale of the authorization by the bankruptcy trustee.

36. Defendant Doering knew or should have known that the arrangement to assign the authorization from United to Doering rather than to Pick was part of a scheme to shield assets from possible seizure and sale by the bankruptcy trustee.

37. Exhibit No. 5 appended hereto is a copy of the Declaration of Robert L. Springfield, the original of which was previously filed with the Wireless Telecommunications Bureau staff in Gettysburg, Pennsylvania. Springfield's declaration provides a sworn statement averring to most of the above factual allegations. As to any factual allegations above not addressed in Springfield's declaration and not subject to official notice, they are based on information and belief and are believed in good faith by Complainants to be true. /

38. Suit has not been filed in any court or other government agency on the basis of the same cause of action. This matter has been addressed to the staff of the Wireless Telecommunications Bureau in Gettysburg, PA, who have thus far refused to take any action on it.

B. Legal Conclusions

1. Part of the relief sought herein is the reinstatement to United of the license that was fraudulently assigned to Doering without United's knowledge or consent. As the rightful licensee of Station WNMT733 and the victim of a scheme to fraudulently assign the license, Complainant United clearly has standing as a party-in-interest in this matter.

2. Part of the relief sought herein is the imposition of regulatory sanctions against Defendants Doering and Pick, including the institution of license revocation proceedings and the denial of Defendants' pending applications. As a commercial competitor of both Doering and Pick in the Los Angeles mobile radio business, Kay has standing as a party-in-interest in this matter.²

² *FCC v. Sanders Brothers*, 309 U.S. 470 (1940).

3. The facts clearly demonstrate that the assignment of the authorization to Doering was accomplished by means of fraud on both United and the Commission. In similar circumstances, and on the basis of mere unsworn allegations and far less proof than shown here, the Commission has summarily reinstated an authorization to the previous holder.³ No less is required in this instance.⁴

4. The facts alleged above present a *prima facie* case that Defendants Doering and Pick have caused to be filed with the Commission a fraudulent assignment application containing false statement and forged documents. FCC applicants and licensees have a duty of candor which requires them to be "fully forthcoming as to all facts and information relevant" to such applications. *Swan Creek Communications v. FCC*, 39 F.3d 1217, 1222 (D.C. Cir. 1994). Relevant information is defined as "information that may be of decisional significance." *RKO General, Inc. v. FCC*, 670 F.2d 215, 229 (D.C. Cir. 1981), *cert. denied*, 456 U.S. 927 and 457 U.S. 1119 (1982). It is difficult to imagine a more decisionally significant piece of information than the fact that the proposed assignor has no knowledge of and did not consent to the assignment application before the Commission. Yet, Doering not only withheld this information from the Commission, he took affirmative steps to represent contrary information. There is also sufficient reason to believe that Pick had a motive for, was aware of, and may even have participated in this misrepresentation.

5. This case involves false statements of fact made with an intent to deceive. *Fox River Broadcasting, Inc.*, 93 FCC 2d 127, 129 (1983). The Commission "must demand candor from those who come before it and must refuse to tolerate deliberate misrepresentations." *Nick J. Chaconas*, 28 FCC 2d 231, 233 (1971), *citing FCC v. WOKO, Inc.*, 329 U.S. 223 (1946) and *WMOZ, Inc.*, 36 FCC 202 (1964), *aff'd* 3 FCC 2d 637 (1966). The Commission therefore can not and does not tolerate intentional misrepresentation, even of otherwise insignificant information. "The fact of concealment may be more significant than the facts concealed." *Id.*, 329 U.S.

³ See 12 October 1995 letter from William H. Kellett, Esq. to Shirely S. Fujimoto, Esq. in the Matter of AVCOM Co. (Station WNPA325), *citing Vidcom Marketing, Inc.*, 6 FCC Rcd 1945 (1991). A copy of Mr. Kellett's letter is appended hereto as Exhibit No. 6. In that case, on the basis of an unsworn and uncorroborated allegation that an authorization had been fraudulently assigned, and even though the allegation was contradicted by two separate sworn affidavits of persons directly involved in and with personal knowledge of the matter, the Commission nonetheless summarily, without hearing, and without even acknowledging, much less resolving, the disputed facts, reinstated the authorization to the previous holder. Certainly no less can be required in this case.

⁴ After consenting to the assignment of license to Doering, the Commission, on December 27, 1996, awarded a finder's preference to Mobile Relay Associates, Inc. ("MRA"). See *Compliance File No. 96F160*. Doering has sought reconsideration of that action and it remains pending before the Commission. Neither MRA nor the Commission served the finder's preference request on United, and United was therefore entirely unaware that it had been filed. In these circumstances, the finder's preference award should not prevent United from reclaiming its license.

at 237. More than any other type of violation, acts of intentional misrepresentation go to the core of the Commission's concerns about basic character qualifications. *See Policy Regarding Character Qualifications in Broadcast Licensing*, 102 FCC2d 1179, 1204-1205 & 1210-11 (1985), *recon. denied*, 1 FCC Rcd 421 (1986), *modified*, 5 FCC Rcd 3252 (1990), *recon. granted in part*, 6 FCC Rcd 3448 (1991); *see also WPOM Radio Partners, Ltd.*, 6 FCC Rcd 1413 (1991).

6. A prima facie showing has been made raising substantial and serious question as to the qualifications of Defendants Doering and Pick to continue to be Commission licensees.

C. Requested Relief

1. In view of the foregoing, Complainant United respectfully requests the reinstatement to it of the authorization for Business Radio Service Station WNMT733.

2. In view of the foregoing, Complainant Kay respectfully requests:

- (a) that any pending applications filed by Defendants Doering or Pick be set for hearing, pursuant to Section 309(e) of the Communications Act of 1934, as amended, 47 U.S.C. § 309(e), on the issue of whether the applications should be denied on the grounds that the applicants lack basic character qualifications;
- (b) that any authorizations granted to Defendants Doering or Pick within the past 30 days be set aside, pursuant to Section 405 of the Communications Act of 1934, 47 U.S.C. § 405(a), and included in the hearing requested in item C.2(a), above;
- (c) the issuance and due service of an order to show cause, pursuant to Section 312(c) of the Communications Act of 1934, as amended, 47 U.S.C. § 312(c), why all FCC licenses held by Defendants Doering or Pick should not be revoked pursuant to Section 309(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 312(a); and
- (d) the issuance and due service of a notice of apparent liability, pursuant to Section 503(b) of the Communications Act of 1934, as amended, for forfeitures in appropriate amounts to Defendants Doering and Pick.

II. PETITION FOR DECLARATORY AND INFORMAL REQUEST FOR COMMISSION ACTION

Should the Commission determine for any reason that a formal complaint does not procedurally lie in this matter, Complainant's alternatively request:

- (a) a declaratory ruling, pursuant to Section 5(d) of the Administrative Procedure Act, 5 U.S.C. § 554(e), and Section 1.2 of the FCC Rules and Regulations, 47 C.F.R. § 1.2, that the actions of Defendants Doering and Pick as described above are unlawful and not in accordance with Commission policy;
- (b) informally, pursuant to Section 1.41 of the FCC Rules and Regulations, 47 C.F.R. § 1.41, the issuance of an order providing for the relief requested in Section I.C.2, above.

Respectfully submitted,

**United Corporation of Southern California
and James A. Kay, Jr.**

By: 
Robert J. Keller
Their Attorney

LAW OFFICE OF ROBERT J. KELLER, P.C.
4200 Wisconsin Avenue, N.W. #106-233
Washington, D.C. 20016-2143

Telephone: 301-320-5355
Facsimile: 301-229-6875
Email: rjk@telcomlaw.com

Dated: 30 May 1997

EXHIBIT NO. 1

RADIO STATION LICENSE

Licensee Name: UNITED CORPORATION OF SOUTHERN CALIFORNIA

Radio Service: GB CONVENTIONAL BUSINESS

License Issue Date: 931104

Call Sign: WNMT733

File Number: 9308630274

License Expiration Date: 981104

Frequency Advisory No: 932000072

Number of Mobiles by Category: Vehicular - **15**

Portable - ***1** Aircraft - ***** Marine - *****

931104M 313 1 1Z

UNITED CORPORATION OF SOUTHERN CALIFORNIA
 ROBERT L SPRINGFIELD
 542 E CENTRAL PK
 ANAHEIM CA 92802

Station Technical Specifications

FCC I.D.	Frequencies (MHz)	Station Class	No. of Units	Emission Designator	Output Power (Watts)	E.R.P. (Watts)	Ground Elev	Ant. Hgt. To Tip	Antenna Latitude	Antenna Longitude
1:	853.03750	FB4	1	20K0F3E	125.000	500.000	5687	60	33-42-28	117-32-00
							HAAT	3992		
	808.03750	MO	16	20KCF3E	35.000	35.000				
	853.03750	MO	16	20K0F3E	35.000	35.000				
2:	808.03750	FX1	1	20K0F3E	10.000	35.000				
TRANSMITTER STREET ADDRESS							CITY	COUNTY	STATE	
1:	SANTIAGO PEAK						EL TORO	ORANGE	CA	
2:									CA	
AREA OF OPERATION										
SITE 1: 70 MIRA 33-42-28N 117-32-00W EL TORO ORANGE CA										
CONTROL POINTS: 542 E CENTRAL PARK ANAHEIM CA										
CONTROL POINT PHONE: 714-533-3860										
ADMIN NOTE: SEE ATTACHED #14										
EMISSION DESIGNATOR(S) CONVERTED TO CONFORM TO DESIGNATOR(S) SET OUT IN PART 2 OF THE COMMISSION'S RULES.										



EXHIBIT No. 2

ROBERT J. KELLER, P.C.
Federal Telecommunications Law
4200 WISCONSIN AVE NW # 106-233
WASHINGTON DC 20016-2143

Downtown Office:
2000 L ST NW STE 200
WASHINGTON DC 20036-4907
Telephone 202.416.1670

Telephone 301.320.5355 / 888.320.5355
Facsimile 301.229.6875 / 888.229.6875
rjk@telcomlaw.com
www.his.com/~rjk

21 March 1997

Mr. Harold Pick
350 Mesa Road
Santa Monica, California 90402

In re: United Corporation of Southern California
Business Radio Service Station (GB) WNMT733
Santiago Peak (El Toro) California

Dear Mr. Pick:

I am special communications counsel to United Corporation of Southern California ("United") with respect to the above-referenced station.

Sometime in the first half of September 1995, Mr. Robert L. Springfield executed an FCC Form 1046 with the understanding that it was to be used to assign the above-referenced license from United to you. It was also Mr. Springfield's understanding that you would continue to use the station to provide him with repeater service. Although United has continuously used its radios since that time, it nonetheless appears that the intended assignment application (i.e., an application to assign the license from United to you) was never filed with the FCC. Insofar as you never submitted the intended assignment application to the Commission, no assignment could have been lawfully completed before this time. It appears, however, that the form executed by Mr. Springfield may have been used to effect an assignment of the authorization to a third party without United's knowledge or consent.

The purpose of this letter is to advise you that, insofar as (a) it has been over eighteen months since the FCC Form 1046 was executed, and (b) you have never filed the intended assignment application, UNITED HEREBY REVOKES AND RESCINDS ANY ASSIGNMENT MADE TO YOU, BY FCC FORM 1046 OR OTHERWISE.

Very truly yours,



Robert J. Keller

cc: Lewis H. Goldman, Esquire
W. Riley Hollingsworth, Esquire
William H. Kellett, Esquire

EXHIBIT No. 3

(RESERVED)

SPECIAL USE

FCC USE ONLY

(Read instructions carefully BEFORE proceeding.)

PAYOR INFORMATION

(1) FCC ACCOUNT NUMBER	Did you have a number prior to this? Enter it.	(2) TOTAL AMOUNT PAID (dollars and cents)
		\$ 90.00
(3) PAYOR NAME (If paying by credit card, enter name exactly as it appears on your card)		
Jim Doering d/b/a J. Doering Communications		
(4) STREET ADDRESS LINE NO. 1		
511 South Palm Avenue		
(5) STREET ADDRESS LINE NO. 2		
Unit 2		
(6) CITY	(7) STATE	(8) ZIP CODE
Alhambra	CA	91803
(9) DAYTIME TELEPHONE NUMBER (Include area code)		(10) COUNTRY CODE (if not U.S.A.)
(818) 308-0398		

ITEM #1 INFORMATION

A) NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR		FCC USE ONLY	
Jim Doering d/b/a J. Doering Communications			
(11) FCC CALL SIGN/OTHER ID	(13A) ZIP CODE	(14A) PAYMENT TYPE CODE	(15A) QUANTITY / (16A) FEE DUE FOR PAYMENT TYPE CODE IN BLOCK 14
	91803	P A L M	2 \$45.00
(17) FCC CODE 1	(18A) FCC CODE 2		
ADDRESS LINE NO. 1	(20A) ADDRESS LINE NO. 2	(21A) CITY/STATE OR COUNTRY CODE	
11 South Palm Avenue	Unit 2	Alhambra, California	

ITEM #2 INFORMATION

NAME OF APPLICANT, LICENSEE, REGULATEE, OR DEBTOR		FCC USE ONLY	
(19) FCC CALL SIGN/OTHER ID	(13B) ZIP CODE	(14B) PAYMENT TYPE CODE	(15B) QUANTITY / (16B) FEE DUE FOR PAYMENT TYPE CODE IN BLOCK 14
			\$
(17) FCC CODE 1	(18B) FCC CODE 2		
ADDRESS LINE NO. 1	(20B) ADDRESS LINE NO. 2	(21B) CITY/STATE OR COUNTRY CODE	

CREDIT CARD PAYMENT INFORMATION

MASTERCARD/VISA ACCOUNT NUMBER:

EXPIRATION DATE: /

Month Year

I hereby authorize the FCC to charge my VISA or Mastercard for services (authorization must herein describe).

AUTHORIZED SIGNATURE: DATE:

FCC 600
Main Form

FEDERAL COMMUNICATIONS COMMISSION

Approx. 100 Lines
Est. Avg. Burden Hours
Per Response: 4 Hrs.

FCC Use Only
(File Number)

013489

Application for Mobile Radio Service Authorization
or Rural Radiotelephone Service Authorization

FCC/MELLON

FEE Use Only

DEC 14 1995

FILING FEE

FCC/MELLON

DEC 05 1995

(a) Fee Type Code	(b) Fee Multiple	(c) Fee Due for Fee Type Code in (a)	(d) Total Amount Due	FEE Use Only
PALM	1	\$45.00	\$ 45.00	90.00

2/13 *SM*

~~XXXXXXXXXX~~

APPLICANT

1. Legal Name of Applicant Jim Doering d/b/a J. Doering Communications		2. Voice Telephone Number (818) 308-0398	
3. Assumed Name Used for Doing Business (if any) J. Doering Communications		4. Fax Telephone Number (818) 308-3909	
5. Mailing Street Address or P.O. Box ATTENTION: 511 South Palm Avenue, Unit 2			
6. City Alhambra	7. State CA	8. Zip Code 91803	

9. Name of Contact Representative (if other than applicant) Melissa Lynne Smale		10. Voice Telephone Number (202) 659-5353	
11. Firm or Company Name Lewis H. Goldman, P.C.		12. Fax Telephone Number (202) 835-8961	
13. Mailing Street Address or P.O. Box 1850 M Street, N.W., Suite 1080			
14. City Washington	15. State DC	16. Zip Code 20036	

CLASSIFICATION OF FILING

17. This filing is a (an) <input checked="" type="checkbox"/> [N] New application <input type="checkbox"/> Amendment to a pending application	
18. Does the applicant believe that this filing should be classified as MINOR under 47 U.S.C. § 309? <input checked="" type="checkbox"/> [D] Yes <input type="checkbox"/> No <input type="checkbox"/> Does not apply	
19. If not minor under 47 U.S.C. § 309, classification for purposes of competitive bidding: <input checked="" type="checkbox"/> [X] Initial <input type="checkbox"/> Modification <input type="checkbox"/> Renewal	
20. If this filing is in reference to an existing station: Call sign of existing station: WNMT733 11/4/93	21. If this filing is an amendment to a pending application: File number of pending application: _____ Date Filed: _____

11/4/93

NATURE OF SERVICE

22. This filing is for authorization to provide or use the following type(s) of radio service: <input checked="" type="checkbox"/> [P] Commercial mobile <input type="checkbox"/> Private mobile <input type="checkbox"/> Both commercial and private mobile <input type="checkbox"/> Fixed			
23. Users are or will be: <input checked="" type="checkbox"/> [E] Public subscribers <input type="checkbox"/> Eligibles <input type="checkbox"/> Internal		24. Status: <input checked="" type="checkbox"/> [P] Profit <input type="checkbox"/> Not for profit	
25. Interconnected service? <input checked="" type="checkbox"/> [Y] Yes <input type="checkbox"/> No	26. Radio Service code: <input checked="" type="checkbox"/> [GB]	27. Type of operation code: <input type="checkbox"/> []	

ENVIRONMENTAL POLICY

28. Would a Commission grant of any proposal in this application or amendment have a significant environmental effect as defined by 47 CFR 1.1307? • If "yes", attach environmental assessment as required by 47 CFR 1.1308 and 47 CFR 1.1311.	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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ALIEN OWNERSHIP

29. Is the applicant a foreign government or the representative of any foreign government?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
30. Is the applicant an alien or the representative of an alien?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
31. Is the applicant a corporation organized under the laws of any foreign government?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
32. Is the applicant a corporation of which any officer or director is an alien or of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
33. Is the applicant a corporation directly or indirectly controlled by any other corporation of which any officer or more than one-fourth of the directors are aliens, or of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country? • If "yes", attach exhibit explaining nature and extent of alien or foreign ownership or control.	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

BASIC QUALIFICATIONS

34. Has the applicant or any party to this application or amendment had any FCC station authorization, license or construction permit revoked or had any application for an initial, modification or renewal of FCC station authorization, license, construction permit denied by the Commission? • If "yes", attach exhibit explaining circumstances.	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
35. Has the applicant, or any party to this application or amendment, or any party directly or indirectly controlling the applicant ever been convicted of a felony by any state or federal court?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
36. Has any court finally adjudged the applicant, or any person directly or indirectly controlling the applicant, guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement or any other means or unfair methods of competition?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
37. Is the applicant, or any person directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items?	[N] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
38. Does the undersigned certify (by responding "Y" to this question), that neither the applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance? • See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes.	[Y] <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

CERTIFICATION

The APPLICANT waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. The applicant certifies that grant of this application would not cause the applicant to be in violation of the spectrum aggregation limit in 47 CFR Part 20. All statements made in exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The undersigned, individually and for the applicant, hereby certifies that all statements made in this application and in all attached exhibits are true, complete and correct to the best of his or her knowledge and belief, and are made in good faith.	
39. Applicant is a (an) [I] Individual <input type="checkbox"/> Unincorporated Association <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Governmental Entity <input type="checkbox"/>	
40. Typed Name of Person Signing Jim Doering	41. Title Owner
42. Signature 	43. Date 9/20/95
WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).	

FCC
600

FEDERAL COMMUNICATIONS COMMISSION

SCHEDULE D

Administrative Data

(all services except those for which Schedule A is required)

Approved by C
1000-6
Expires 10/31
Get any Station for
the Renewal of

FCC Use Only

Licensee Name Jim Doering d/b/a J. Doering Communications	Radio Service GB	Call Sign or Station Location (City, State) WNMT733
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PURPOSE OF FILING

D1. The purpose of this filing is to: <input type="checkbox"/> N request a new station license. <input checked="" type="checkbox"/> M modify an existing licensed station(s). <input type="checkbox"/> R renew an existing licensed station. <input type="checkbox"/> X reinstate an expired call sign. <input type="checkbox"/> A assign an existing license.	D2. If system licensing, list call signs of stations to be combined. (First call sign will be retained.)
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D3. Specify proposed modifications, if any:
 Add mobiles on 853.0375 MHz.
 Relocate station 0.25 miles to increase service to personnel and vehicles.

ASSOCIATED CALL SIGNS

D4. Call signs:

RADIO SYSTEM OPERATION POINT OF CONTACT

D5. Street Address, City, State 511 South Palm Avenue, Unit 2 Alhambra, CA 91803	D6. Voice Telephone Number (818) 308-0398
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ASSOCIATED BROADCAST STATION

D7. Call Sign	D8. City	D9. State
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MARKET AREA

D10. Market Area / Number

PAGING OPERATIONS

D11. Number of Paging Receivers

ELIGIBILITY

D12. Describe Activity. Applicant is engaged in the commercial activity of providing radio equipment, service and sites. Facilities will be used to coordinate employees and vehicles, and to provide service to other eligibles under Part 90.75.	D13. Rule Section 90.75
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FOR FREQUENCY COORDINATOR'S USE ONLY

D14. Frequency Coordination Number (953140141)

FCC
600

FEDERAL COMMUNICATIONS COMMISSION

SCHEDULE E

Station Location Data

(all services except those for which Schedule A is required)

Approved by C
3000-C
Supers 10/21-
Ext. Aug. Bureau Pro-
ces Reviser 4.1.

FCC Use Only

Licensee Name Jim Doering d/b/a J. Doering Communications	Radio Service GB	Call Sign or Station Location (City, State) WNMT733
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E1. Specify the datum used to determine all coordinates on this filing: (2) NAD27 NAD83 Other (Specify _____

FIXED OR PERMANENT LOCATIONS

LOC	E2. Station Address / Geographic Location	E3. City	E4. County	E5. State
A	Santiago Peak	Corona	Riverside	CA
B				
C				
D				
E				
F				

LOC	E6. Latitude (degrees, minutes, seconds)	E7. Longitude (degrees, minutes, seconds)	E8. Ground Elevation (meters)
A	N33-42-28	W117-31-54	1731
B			
C			
D			
E			
F			

CONTROLS MEETING THE 20 FOOT CRITERIA, MOBILE OR TEMPORARY LOCATIONS

LOC	E9. Radius (km)	E10. Area of Operation Code	E11.				E12. Operations (S) South of Line A and/or (W) West of Line C
			LATITUDE	LONGITUDE	COUNTY	STATE	
G	113	A	-	-		CA	
			-	-			
			-	-			
			-	-			
			-	-			
			-	-			

, SCHEDULE F

Antenna Structure Data

(All Services)

FCC Use Only

Licensee Name Jim Doering d/b/a J. Doering Communications	Radio Service GB	Call Sign or Station Location (City, State) WNMT733
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STATUS AND IDENTIFYING INFORMATION

LOC	F1. Location Number	F2. New or Existing	F3. Call Sign of Existing Station	F4. Radio Service	F5. Tower Owner's Name and Telephone Number
A	1	E	WNMT733	GB	Touch Tel Corp. (415) 697-1000
B					()
C					()
D					()
E					()
F					()

STRUCTURE TYPE AND HEIGHT

LOC	F6. Figure Number (see reverse)	F7. Structure Type	F8. Height of Support Structure (b) (meters)	F9. Overall Height of Structure (d) (meters)	F10. FCC Tower Number
A	3	Tower	21	21	
B					
C					
D					
E					
F					

FAA NOTIFICATION

LOC	F11. FAA notified? Yes No	F12. Date FAA Notification Filed	F13. FAA Regional Office Notified	F14. FAA Study Number
A				
B				
C				
D				
E				
F				

FEDERAL COMMUNICATIONS COMMISSION

ASSIGNMENT OF AUTHORIZATION

Approved by OMB
3060-0127
Expires 5/31/94
See below for public
burden estimate

(To be used in the Private Radio Services indicated below, where the present licensee's activities are intended to be continued under new ownership.)

1. The present licensee completes the information requested below.
2. This form is then attached to the proper application form (see below) which has been completed by the party requesting the station license, the assignee.
3. If more than one authorization is involved, use a separate Assignment of Authorization and a separate application form for each requested authorization.

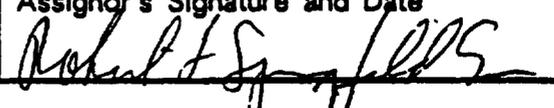
INVOLUNTARY ASSIGNMENT

In the event of the assignor's death or legal disability, it is requested that, in lieu of the declaration appearing below, you submit a copy of the court order or other documentary proof that you are the person legally qualified to succeed to the assignor's business assets, or a statement explaining the circumstances under which control must be involuntarily transferred to the assignee, accompanied by the appropriate application form (see below) for assignment of each such authorization.

RADIO SERVICE APPLICATION FORMS

COMMISSION RULES

FCC Form 574 - Application for Private Land Mobile and General Mobile Radio Services	90.119
FCC Form 402 - Application for Station Authorization in the Private Operational Fixed Microwave Radio Service	94.27
FCC Form 406 - Application for Ground Station Authorization in the Aviation Services	87.21
FCC Form 503 - Application for Land Radio Station License in the Maritime Services	80.19

CURRENT AUTHORIZATION	
Radio Service GB	Licensee Name and Station Location United Corporation of Southern California Santiago Peak, El Toro, Orange County, CA
Call Sign WNMT733	
CERTIFICATION	
I hereby propose the assignment of all my right, title and interest in the authorization described above. Such assignment to <u>Jim Doering d/b/a J. Doering Communications</u> shall not be completed nor become effective until authorization has been issued by the Commission in the name of the assignee. My authorization will be submitted to the Commission for cancellation upon completion of assignment.	
Name of Assignor (include title, if applicable) Robert L. Springfield	Assignor's Signature and Date  9/19/95

11/4/93
11/4/98

Notice to Individuals Required by The Privacy Act of 1974 and the Paperwork Reduction Act of 1980
Sections 301, 303 and 308 of the Communications Act of 1934, as amended, (licensing powers) authorize the FCC to request the information on this application. The purpose of the information is to determine your eligibility for a license. The information will be used by FCC staff to evaluate the application, to determine station location, to provide information for enforcement and rule making proceedings and to maintain a current inventory of licensees. No license can be granted unless all information requested is provided. Your response is required to obtain this benefit.

Public burden for this collection of information is estimated to be five minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden to the Federal Communications Commission, Information and Records Management Branch, Room 416, Washington, DC 20554, and to the Office of Management and Budget, Paperwork Reduction Project, (3060-0127), Washington, DC 20503.

CERTIFICATE OF CONSTRUCTION

This application seeks the Commission's consent to assignment of the license of 800 MHz Conventional Business Station WNMT733 operating at El Toro, California. Station WNMT733 was fully constructed on November 18, 1988. The proposed assignor does not anticipate that the proposed assignee will make any substantial change in the operation of the station that will arise out of the grant of this application except as set forth herein. Accordingly, the proposed assignor submits that this application would be in the public interest.

Robert L. Springfield, Assignor

/s/ Robert L. Springfield
By: Robert L. Springfield

Dated: September 20, 1995

CERTIFICATE OF CONSTRUCTION

This application seeks the Commission's consent to assignment of the license of 800 MHz Conventional Business Station WNMT733 operating at El Toro, California. Station WNMT733 was fully constructed on November 18, 1988. The proposed assignee does not anticipate that any substantial change in the operation of the station will arise out of the grant of this application except as set forth herein. Accordingly, the proposed assignee submits that this application would be in the public interest.

Jim Doering, Assignee

Jim Doering
By: Jim Doering
J. Doering Communications

Dated: ✓ 9-18-95

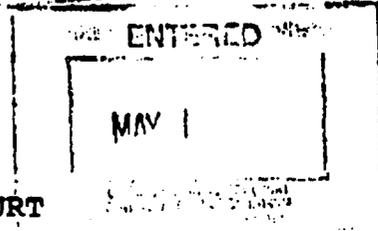
EXHIBIT No. 4

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LEWIS, D'AMATO, BRISBOIS, & BISGAARD
ANNIE VERDRIES, ESQ. - ATTORNEY BAR NO. 91049
650 Town Center Drive, Suite 1400
Costa Mesa, California 92626-1970
(714) 545-9200

MAY 12 1995

Attorneys for Chapter 7 Trustee
DUKE SALISBURY



UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

In re:	)	Case No.:	LA93-38738LF
)		
	)	Chapter	7
HAROLD RUDOLPH PICK)		
COMMUNICATIONS CONSULTANTS	)	ORDER AUTHORIZING CHAPTER 7	
SYSTEMS, COMPUTER CONSULTANTS	)	TRUSTEE TO SELL ASSETS OF THE	
SYSTEMS	)	ESTATE	
)		
	)	DATE:	March 8, 1995
	)	TIME:	10:00 a.m.
Debtor.	)	CTRM:	1675

The continued hearing on Trustee's Motion for Order Approving Sale of Property of the Estate was held on March 8, 1995 at 10:00 a.m. in courtroom 1675 before the Honorable Lisa Hill Fenning, United States Bankruptcy Judge. Annie Verdries of Lewis, D'Amato, Brisbois & Bisgaard appeared on behalf of Duke Salisbury, Chapter 7 Trustee; Jeffrey Cohen of Mickelson & Pavone appeared on behalf of James Kay, a creditor and prospective purchaser; Joe Bogden of Manatt, Phelps & Phillips appeared on behalf of Motorola, Inc., a creditor; Harold Pick appeared in pro se and Gerard Pick was present in court.

The court having reviewed the pleadings and records on file

LEWIS, D'AMATO
BRISBOIS & BISGAARD
Lawyers
650 Town Center Drive
Suite 1400
Costa Mesa, CA 92626
(714) 545-9200