

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

In the Matter of)
)
PRO-VISION, Inc.)
)
Byron Center, MI 49315)
)

File No.: EB-FIELDWR-17-00024359

NOTICE OF VIOLATION

Released: February 12, 2018

By the Regional Director, Region Three, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to Section 1.89 of the Commission's rules (Rules)¹ to PRO-VISION, Inc. (PRO-VISION), grantee of equipment authorization bearing the FCC Identifier Number 2AKGRPD-1800, Byron, Michigan. Pursuant to Section 1.89(a) of the Rules, issuance of this Notice does not preclude the Federal Communications Commission's (Commission's) Enforcement Bureau (Bureau) from further action if warranted, including issuing a Notice of Apparent Liability for Forfeiture for the violation(s) noted herein.²

2. On November 1, 2017, in response to a complaint of radio frequency interference on frequencies 155.265 MHz and 155.7075 MHz licensed to the Chimacum School District in Chimacum, Washington, Call Sign KNDP552, allegedly caused by the PRO-VISION digital mobile DVR, model PD-1800, an Agent of the Bureau's Portland Office investigated and observed the following violation of the rules:

- a. 47 CFR § 2.925(a)(1): "Identification of Equipment - Each equipment covered in an application for equipment authorization shall bear a label listing the following: FCC Identifier consisting of the two elements in the exact order specified in § 2.926. The FCC Identifier shall be preceded by the term FCC ID in capital letters on a single line, and shall be of a type size large enough to be legible without the aid of magnification." At the time of the inspection, the Agent did not observe the required FCC Identifier from the two DVR cameras model PD-1800, bearing serial numbers 1508S8HD456 and 1508S8HD484, respectively.

¹ 47 CFR § 1.89.

² 47 CFR § 1.89(a).

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,³ and Section 1.89 of the Rules, we seek additional information concerning the violations and any remedial actions taken. Therefore, PRO-VISION 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) 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 Rules, we direct PRO-VISION to support its response to this Notice with an affidavit or declaration under penalty of perjury, signed and dated by an authorized officer of PRO-VISION with personal knowledge of the representations provided in PRO-VISION's response, verifying the truth and accuracy of the information therein,⁵ 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. 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 No. specified above, and mailed to the following address:

Federal Communications Commission
Enforcement Bureau
Region Three
Los Angeles Regional Office
11331 183rd Street
PMB #365
Cerritos, CA 90703
Email: FIELD@FCC.GOV
(562) 860-7474

6. This Notice shall be sent to PRO-VISION, Inc. at its address of record and to its counsel, John (Jack) Boyko, Jr. at Damon, Ver Merris, Boyko & Witte, PLC, 825 Parchment Dr. SE, Suite 100, Grand Rapids, MI 49546.

³ 47 U.S.C. § 403.

⁴ 47 CFR § 1.89(c).

⁵ Section 1.16 of the 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. 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

Lark Hadley
Regional Director
Region Three
Enforcement Bureau

⁷ See 5 U.S.C. § 552a(e)(3).