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PRIORITY

VIA FAX (FCC): 1-866-418-0232

FCC – Office of Acting Chairwoman Rosenworcel

**ATTENTION: Umair Javed, Acting FCC Chairwoman
Rosenworcel's Acting Chief Counsel**

Dear Sir:

On or about July 30, 2021, Erin Marie Ryan, District Representative for Congressman Doug LaMalfa CA-01, spoke with Umair (of the FCC – which I understand to be you) over the telephone in response to the narrow issue below, and in response to the letter from A. Nathan Zeff, Attorney at Law, dated July 27, 2021, previously provided to the FCC.

The narrow issue was:

“Can a non-ham use a ham frequency in order to save human life in an emergency. For illustration, assume a Ham and his wife are driving and have an auto accident. The Ham operator (husband) dies on impact. The wife is going to bleed to death without immediate medical attention, but she is not a licensed Ham operator. The Ham radio is working and she can reach it. The cell phone has no reception. Issue: Can the wife use the Ham radio to call for help?

The answer is either: Yes, or No.”

In response, to the above issue, Umair advised Erin Marie Ryan, District Representative for Congressman Doug LaMalfa CA-01, as follows:

1. Yes, the use of the Ham Radio under the above circumstances by the unlicensed wife would be reasonable;
2. Each situation would be viewed on a case by case basis; and
3. A situation may be subject to a fact specific investigation to determine if it was an emergency.

Exhibit I

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Accordingly, this will confirm that the prior statements made by various persons at the FCC advising that "there is no provisions in the Rules that would allow unlicensed use in the amateur bands", were erroneous and not correct.

Thank you. If you have any questions, please call me at 530-474-3267, or e-mail me at zlaw@taxsos.com

Very truly yours,

A. Nathan Zeff
Attorney at Law

CC: Erin Marie Ryan, District Representative for Congressman Doug LaMalfa CA-01

ANZ: eaa 2021 09 14 jitiu

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*FAX to Acting
Chief Counsel FCC*

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