

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FILED/ACCEPTED

MAR - 7 2008

Federal Communications Commission  
Office of the Secretary

In the Matter of	)	WT Docket No. 08-20
	)	
<b>WILLIAM F. CROWELL</b>	)	FCC File No. 0002928684
	)	
Application to Renew License for Amateur	)	File No. EB-08-IH-0434
Radio Service Station W6WBJ	)	

To: Administrative Law Judge  
Arthur I. Steinberg

**ENFORCEMENT BUREAU'S OBJECTION TO  
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS**

1. On February 28, 2008, William F. Crowell ("Crowell") directed to the Federal Communications Commission Enforcement Bureau ("Bureau") his First Request for Production of Documents and Things for Inspection, Copying and Photographing ("Document Request"). Crowell expressly states that his Document Request is being filed pursuant to "Title 47 of the Code of Federal Regulations, Part 1, Subpart B, 1.325(a)." Pursuant to Section 1.325(a)(2) of the Commission's Rules, the Bureau hereby objects to Crowell's Document Request in its entirety. As grounds, the Bureau states as follows:

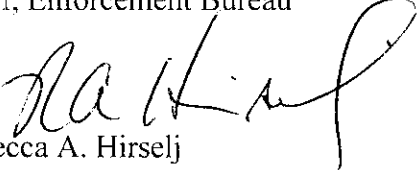
2. Crowell's Document Request is fatally flawed because Commission records are not subject to discovery in hearing proceedings under Section 1.325 of the Commission's Rules. To the contrary, Section 1.325(b) of the Commission's Rules requires that "[a]ny party seeking the production of Commission records should proceed under § 0.460 or § 0.461" of the Commission's Rules. Sections 0.460 and 0.461 are provisions that were adopted by the Commission to implement the Freedom of Information Act.

3. Because Crowell's Document Request for Commission records was filed pursuant to Section 1.325 of the Commission's Rules, and Section 1.325(b) precludes such requests in

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hearing proceedings to the extent they are directed toward the Bureau, the Bureau objects to Crowell's Document Request in its entirety. Crowell's Document Request is procedurally defective and should be summarily dismissed.

Respectfully submitted,  
Kris Anne Monteith  
Chief, Enforcement Bureau



Rebecca A. Hirselj  
Assistant Chief  
Investigations and Hearings Division

Federal Communications Commission  
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(202) 418-1420

March 7, 2008

**CERTIFICATE OF SERVICE**

I, Kerri Johnson, a Paralegal Specialist in the Enforcement Bureau's Investigations and Hearings Division, hereby certify that on this 7<sup>th</sup> day of March, 2008, true and correct copies of the foregoing document, Enforcement Bureau's Objection To First Request For Production Of Documents, were served via first-class mail, postage prepaid, upon the following:

William F. Crowell  
1110 Pleasant Valley Road  
Diamond Springs, CA 95619-9221

Chief Administrative Law Judge Richard L. Sippel\*  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Suite 1-C768  
Washington, D.C. 20054

  
Kerri Johnson

\* Hand-Delivered