

Douglas Young

From: Douglas Young
Sent: Tuesday, November 15, 2005 12:49 PM
To: 'ICACORP@aol.com'
Subject: RE: Confirmation number ELxxxxxx and Reference number xxxx

Mr. Dhaliwal:

My question pertaining to Part 15 was in regards to whether you even needed to file an application. Part 2.803 of the FCC's rules says you may operate equipment for testing and demonstration purposes without any license if the equipment would not need a license after equipment authorization.

"2.803(e)(1) Notwithstanding the provisions of paragraph (a) of this section, prior to equipment authorization or determination

of compliance with the applicable technical requirements any radio frequency device may be operated, but not marketed, for the following purposes and under the following conditions:

(i) Compliance testing;

(ii) Demonstrations at a trade show provided the notice contained in paragraph (c) of this section is displayed in a conspicuous location on, or immediately adjacent to, the device;

(iii) Demonstrations at an exhibition conducted at a business, commercial, industrial, scientific, or medical location, but excluding locations in a residential environment, provided the notice contained in paragraphs (c) or (d) of this section, as appropriate, is displayed in a conspicuous location on, or immediately adjacent to, the device;

(iv) Evaluation of product performance and determination of customer acceptability, provided such operation takes place at the manufacturer's facilities during developmental, design, or pre-production states; or

(v) Evaluation of product performance and determination of customer acceptability where customer acceptability of a radio frequency device cannot be determined at the manufacturer's facilities because of size or unique capability of the device, provided the device is operated at a business, commercial, industrial, scientific, or medical user's site, but not at a residential site, during the development, design or pre-production stages. A product operated under this provision shall be labelled, in a conspicuous location, with the notice in paragraph (c) of this section.

.....

(e)(3) The provisions of paragraphs (e)(1)(i), (e)(1)(ii), (e)(1)(iii), (e)(1)(iv), and (e)(1)(v) of this section do not eliminate any requirements for station licenses for products that normally require a license to operate, as specified elsewhere in this chapter.

(i) Manufacturers should note that station licenses are not required for some products, e.g., products operating under part 15 of this chapter and certain products operating under part 95 of this chapter."

After reading that, do you think you still need a Part 5 license? If so, what is the reason?

Doug Young
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The items indicated above must be submitted before processing can continue on the above referenced application. Failure to provide the requested information within 30 days of November 15, 2005 may result in application dismissal pursuant to Section 5.67 and forfeiture of the filing fee pursuant to Section 1.1108.

-----Original Message-----

11/15/2005

From: ICACORP@aol.com [mailto:ICACORP@aol.com]
Sent: Sunday, November 13, 2005 1:03 AM
To: Douglas Young
Subject: Confirmation number ELxxxxxx and Reference number xxxx

Mr. Young:

I am getting some error while submitting following reply through OET site and decided to send you directly.

Here it is:

Mr. Young:

Thank you for your help.

Added Confidentiality letter and ExhibitA item-by-item summary of of subparts 1-9 of FCC rule 0.459 (b).

This equipment has been tested with 20dbm output as per ETSI standard and will operate under part15 with lower power. As soon as we develop the unit with higher power that will be tested to FCC part 15 specification. Manufacturer would like to stay with Part 15 not part 5.

I have made change to application that was type of error as I forgotten to delete the line. I have deleted today.

Regards,
Jas Dhaliwal
510 821 4980 cell