

Carl Huie

Amendment

From: Carl Huie
Sent: Monday, February 14, 2005 2:34 PM
To: 'Rummel, Jeffrey'; Seppala, Vicki
Subject: Phelps Dodge Corporation, 0164-EX-PL-2004

noted

*** Non-Public: For Internal Use Only ***

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

From: Rummel, Jeffrey [mailto:Rummel.Jeffrey@ARENTFOX.COM]
Sent: Monday, February 14, 2005 2:29 PM
To: Carl Huie; Seppala, Vicki
Subject: RE: Phelps Dodge Corporation, 0164-EX-PL-2004

Mr. Huie:

Phelps Dodge Corporation is in receipt of your inquiry dated February 8, 2005, relating to the application of Phelps Dodge for experimental facilities pending under File No. 0164-EX-PL-2004.

As to your first question, "telephone number at locations of radar", the following names and telephone numbers are associated with the five (5) proposed locations on the application, and can be used to contact relevant Phelps Dodge personnel in the event that cessation of operations is required by the Commission for any reason, including reasons relating to interference:

Morenci, AZ - Garry Anderson (928) 865-6446;
Chino, NM - Mikel Lindley (505) 537-4647;
Claypool, AZ - Jim Clark (928) 473-7374;
Green Valley, AZ - Jeff Wallace (520) 648-8709;
Bagdad, AZ - Brent Callen (928) 633-3472.

As to your second question, "status or timetable for equipment approval of GroundProbe devices", Phelps Dodge notes that continued experimental use of the SSR by Phelps Dodge is necessary for the field testing and development of the SSR unit for use in the United States, during this period in which the SSR is not yet approved or licensed under an existing service or rule part (See 47 C.F.R. 5.3(h)). As explained in the application, field testing in the various terrains and weather conditions found at Phelps Dodge's US-based mine sites is necessary to confirm the feasibility of this technology in the US and the technology's ability to provide safety-related benefits to employees working in a variety of hazardous conditions. During this experimental phase, GroundProbe, the manufacturer of the SSR has actively pursued the necessary Part 90 and Part 15 equipment authorizations for the system, and Phelps Dodge is advised that such equipment authorizations are anticipated to be obtained within the next 30 days. Assuming that Phelps Dodge's experiments and the GroundProbe equipment authorization proceed as expected, Phelps Dodge anticipates that it will not be necessary to operate under experimental authority for the full requested 2 year authorization period, and that Phelps Dodge will be in a position to - well prior to the expiration of the experimental license - proceed with the licensing of the SSR under Part 90 of the FCC rules.

Phelps Dodge trusts that the above information satisfactorily responds to any remaining concerns related to the application. In the event, however, additional information is required, please do not hesitate to contact me.

Best regards,

Jeffrey Rummel
Attorney for Phelps Dodge Corporation

Carl Huie

From: Carl Huie
Sent: Tuesday, February 08, 2005 8:20 AM
To: Seppala, Vicki
Cc: 'Rummel, Jeffrey'
Subject: RE: Phelps Dodge Corporation, 0164-EX-PL-2004

Please provide the following information ASAP:

- (1) telephone number at locations of radar
- (2) status or timetable for equipment approval of GroundProbe devices

actual number of units 17