

August 23, 2004

ELECTRONIC FILING

Federal Communications Commission
Equipment Authorizations
Office of Engineering and Technology
445 12th Street, SW
Washington, DC 20554

Re: Biotronik, Inc.
FCC ID PG6BA0T
Application for Permissive Change

Dear Sir or Madam:

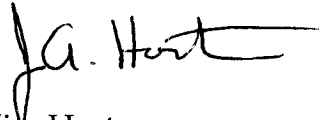
Biotronik, Inc. ("Biotronik") herein seeks Class II permissive change of its above-referenced equipment authorization for the purpose of removing the condition from its original grant that prohibits use of the device in the preprogrammed, automatic transmission mode. Biotronik does not otherwise herein seek any technical modifications to its authorization.

The Office of Engineering and Technology granted Biotronik's application for equipment authorization on March 25, 2003, and issued an authorization with a condition prohibiting the operation of the Philos DR-T device in preprogrammed, automatic transmission mode, based on the staff's determination that the automatic mode of operation was not contemplated by the medical implant event requirements contained in Section 95.628(b) of the MICS rules. On March 27, 2003, Biotronik filed a request for waiver of the corresponding rule determination seeking authority to operate the Philos DR-T and similar devices in all three modes for which the device is capable, including the prohibited preprogrammed, automatic transmission mode. The Commission

granted Biotronik's waiver request on February 18, 2004, permitting Biotronik to operate its MICS devices in automatic mode for a three-year waiver period.¹

At the time of the waiver grant, the staff informed us that the restriction could be removed from the authorizations itself upon the submission of a revised, completed technical manual showing the details for the operation of the device under preprogrammed, automatic transmission mode. We are, accordingly, filing the instant permissive change request with that revised manual in order that a new authorization be issued without that prior limitation.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Horton", with a long horizontal stroke extending to the right.

Jim Horton
Senior Program Manager

¹ *In the Matter of Biotronik, Inc. Request for Waiver of the Frequency Monitoring Requirements of the Medical Implant Communications Service Rules*, ET Docket No. 03-92, Order, FCC 04-33 (rel. Feb. 26, 2004).