

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
CLIFFORD S. ZIPNICK )  
 ) File No. 0001403441  
 )  
Application to Modify the Call Sign of Amateur )  
Station KI4BSJ )

ORDER OF MODIFICATION

Adopted: July 14, 2004

Released: July 15, 2004

By the Chief, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau:

1. *Introduction.* In this *Order of Modification*, we modify the license for Amateur Radio Station KI4BSJ, Boynton Beach, Florida. Specifically, we modify the Amateur Radio Service station license issued to Clifford S. Zipnick (Zipnick) to show the call sign KE4FGA, which was the original call sign assigned to his amateur station prior to an erroneously filed application for a change in call sign. As explained in further detail below, we take this action pursuant to an earlier order proposing to modify Zipnick’s license.<sup>1</sup>

2. *Background.* In the *Modification Proposal*, we concluded that the request to change the call sign assigned to Zipnick’s station was made in error. We determine that error existed because Zipnick himself had never requested the change.<sup>2</sup>

3. On August 1, 2003, the Licensing and Technical Analysis Branch (Branch) of the former Public Safety and Private Wireless Division<sup>3</sup> granted an application filed by the American Radio Relay League, Inc., Volunteer Examiner Coordinator (ARRL-VEC). This application requested, among other things, that the call sign assigned to Zipnick’s Amateur Radio Station be changed to the next available sequential call sign assignable to the station. After the Branch granted this application, ARRL-VEC informed us that Zipnick had not requested the change in call sign, but rather had only requested a change be reflected in his mailing address. Because ARRL-VEC, on behalf of Zipnick, requested the call sign change in error, we proposed to modify Zipnick’s station license pursuant to Section 316(a)(1) of the Communications Act of 1934, as amended,<sup>4</sup> to reflect the call sign previously assigned to Zipnick’s

<sup>1</sup> See *Memorandum Opinion and Order*, DA 04-592 (w/copy to Mr. Zipnick) (rel. March 4, 2004) (*Modification Proposal*).

<sup>2</sup> *Id.* ¶ 1.

<sup>3</sup> The Commission reorganized the Wireless Telecommunications Bureau effective November 13, 2003, and the relevant duties of the Public Safety and Private Wireless Division were assumed by the Public Safety and Critical Infrastructure Division. See *Reorganization of the Wireless Telecommunications Bureau, Order*, FCC 03-291 ¶ 2 (rel. Nov. 25, 2003).

<sup>4</sup> 47 U.S.C. § 316(a). Section 316(a) requires that we notify affected station(s) of the proposed modification(s), the public interest reasons for the action, and afford 30 days to respond.

amateur radio station.<sup>5</sup> We tentatively concluded that this modification would serve the public interest by ensuring that call signs are changed only when requested by the licensee.

4. *Discussion.* The Modification Proposal released on March 4, 4004. Based on the record before us Mr. Zipnick did not submit a protest of the proposed modification of his license within the requisite 30-day time frame.<sup>6</sup> Therefore, Mr. Zipnick is deemed to have consented to the proposed modification.<sup>7</sup> Based on the record in this matter, we conclude that it is in the public interest to modify Mr. Zipnick's station license for KI4BSJ, Boynton Beach, Florida, by replacing call sign KI4BSJ with the call sign KE4FGA.

5. ACCORDINGLY, IT IS ORDERED, pursuant to Sections 4(i) and 316(a) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 316(a), and Section 1.87 of the Commission's Rules, 47 C.F.R. § 1.87, that the station license for Amateur Radio Station KI4BSJ IS MODIFIED to show the call sign KE4FGA.

6. IT IS FURTHER ORDERED that this *Order of Modification* shall be sent by certified mail, return receipt requested to Clifford S. Zipnick, P.O. Box 742001, Boynton Beach, Florida 33474.

7. This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

D'wana R. Terry  
Chief, Public Safety and Critical Infrastructure Division  
Wireless Telecommunications Bureau

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<sup>5</sup> See *Modification Proposal* ¶ 1.

<sup>6</sup> See 47 C.F.R. § 1.87(g)(1).

<sup>7</sup> See 47 C.F.R. § 1.87(h); see also *Modification Proposal* ¶ 4.