

Federal Communications Commission

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

In the Matter of)	
)	
Panther Med LLC.)	File No. EB-04-NY-006
Licensee of Aircraft Radio Station N435TA)	
Derby, Kansas)	NOV No. V20043238005
)	
)	
)	

NOTICE OF VIOLATION

Released: January 12, 2004

By the District Director, New York Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Panther Med LLC., licensee of aircraft radio station N435TA.

2. On January 7, 2004, agents of the Commission's New York Office inspected aircraft radio station N435TA, located at Essex County Airport, Fairfield, NJ, and observed the following violation:

47 C.F.R. § 87.193: "Transmissions by emergency locator transmitters (ELTs) are intended to be actuated manually or automatically and operated automatically as part of an aircraft or a survival craft station as a locating aid for survival purposes". The activation of the ELT was not for survival purposes, or in accordance with testing as specified in Section 87.197 of the Commission's Rules.²

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,³ and Section 1.89 of the Commission's Rules, Panther Med LLC., must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee. All replies and documentation sent in

¹ 47 C.F.R. § 1.89.

² 47 C.F.R. § 87.197.

³ 47 U.S.C. § 308(b).

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response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
New York Office
201 Varick Street, Suite 1151
New York, NY 10014

4. This Notice shall be sent to Panther Med LLC., 1113 Partridge Circle, Derby, KS 67037.

5. The Privacy Act of 1974⁴ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁵

FEDERAL COMMUNICATIONS COMMISSION

Daniel W. Noel
District Director
New York Office

⁴ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁵ 18 U.S.C. § 1001 *et seq.*