

March 19, 2007

Sandra Lyn Bailey  
Federal Communications Commission  
445 12<sup>th</sup> Street SW, Room #4C720  
Washington, D.C. 20554

cc: Kevin J. Martin

*Re: Complaint regarding the Alfred E. Mann Foundation (AMF), recent AMF FCC form 442 submission, and AMF's request to FCC for experimental license, exemptions and rulechanges considerations*

Dear Mrs. Bailey,

Thank you for taking the time to investigate the the issues concerning the Alfred Mann Foundation and it's interaction with the FCC, which I have detailed below. These are very important issues which greatly affect the FCC as well as society as a whole. To best understand the issues regarding the Alfred E. Mann Foundation, it would be helpful if you have an un-redacted copy of the Alfred Mann Foundation "request for experimental license" submitted to the FCC and on record. There are also FCC "personal meeting notes" dated September 4, 2004 and April 14, 2005 that you should reference as well. I obtained a redacted "public inspection" copy (FCC FOIA Control No. 2006-524) which I have enclosed as **Article 1**, but you should really reference the un-redacted information as it was originally submitted. The basis of the complaint is as follows; The FCC failed to investigate complaints against the Mann Foundation, has facilitated further criminal misconduct by allowing the Mann Foundation special unlicensed use of spectrum, and has removed the complaints from public record.

I have attached copies of complaints and other supporting evidence that support the following:

1. The telemetry link developed at the Mann Foundation as part of experimental implantable medical device research depends on spectrum between 216-225MHz. This is statement of fact as it is disclosed in Mann's FCC submission mentioned above. Additionally, several repeaters are desired to facilitate this research.
2. In 2002, research efforts by Joseph Schulman, President of the Mann Foundation and call sign (K6BWA), was being conducted in a criminal manner and without consent. In addition to the criminal acts associated with the research efforts, Schulman was also operating in violation of FCC guidelines for Technician class license holders.
3. Research efforts at the Mann Foundation required several 224.840MHz repeaters, and FCC requirements demand that each repeater be licensed. The "closed/private" group of repeaters operating at 224.840MHz by the Mann Foundation used FCC licenses obtained in the names of family members and friends, and in some cases without consent or knowledge of the licensee.
  - a) Joseph Schulman is President of the Mann Foundation and is K6BWA
    - His wife Barbara is KA6UFC
    - His Son Danny is N6EHD

- b) Paul Meadows of the Mann Foundation is N6HCY
  - Robert Meadows is W6MTM
  - Ian Meadows is KE6VYO
  - Britney Meadows is KI6CVB
  - Brian Meadows is KE6VYP
- c) Bob Mancini, the repeater coordinator for the Mann Foundation group is WB6PRR
  - Lauren Mancini is KE6JXD
  - Michael Mancini is KF6TXR
  - Margaret Mancini is WA6PRR
- 4. Marvin Freedman, KS6E, listed as the licensee for the repeater located next to my residence, told me through a telephone conversation that he was a friend of Joseph Schulman, but had been inactive as a HAM for many years and had no knowledge of the repeater associated with his callsign.
- 5. As a result of my complaints in 2002, Joseph Schulman was investigated by the LAPD and told a Detective Tinker that the 224.840MHz repeaters was “hobbyist” and unrelated to any research efforts at the Mann Foundation
- 6. Joseph Schulman was investigated by the So. Pasadena Police Department and told Detective Matt Ronnie that the 224.840MHz repeaters was “hobbyist” and unrelated to any research efforts at the Mann Foundation
- 7. Joseph Schulman, K6BWA, testified under oath during cross examination that the telemetry employed as part of research efforts at the Mann Foundation “only goes 4 inches”, and that his Amateur FCC license was recreational and unrelated to his research efforts.
- 8. During this time, I sent more than 12 complaints and requests for oversight to the FCC, specifically citing unlawful and criminal misconduct involving the use of FCC regulated spectrum by the Mann Foundation and Joseph Schulman K6BWA. These complaints and requests for oversight were faxed, emailed, sent US Priority and Certified Mail with Delivery Confirmation substantiating the delivery.
- 9. Then, only weeks after Bush selects Kevin Martin as Chairman of the FCC, the Mann Foundation submits a “confidential and sensitive” document to the FCC which discloses details of the research being conducted which is stated as being “between 216-225MHz”.
- 10. Now, a FOIA request to the FCC has revealed that all public record of the complaints made against the Mann Foundation have been removed or cannot be located. There is no record of the complaints at the FCC. How did this happen? I am requesting inquiry as to what agency or individual caused these records to be affected and what must be done to insure public record reflect these complaints.

*Continued...*

At issue is the criminal misconduct and unlawful use of human research subjects. It is a documented fact that the government contractual obligations of the Mann Foundation is for Defense application of this technology, is conducted as a Defense Department "Special Access Program" which was carved from the Defense budget as a NIH contract. As a Defense contract which uses the "carved" funding mechanism, this is not medical research, is not humanitarian, and has been used to cause bodily harm. The Mann Foundation is conducting unlawful research using FCC spectrum and has been accused of this several times. The misuse of licenses without knowledge of the licensee constitutes fraud and is felony criminal misconduct. By allowing the Mann Foundation to circumvent the licensing requirements so that further research efforts can be conducted anonymously and without accountability is a liability and constitutes gross negligence. Personnel affiliated with this Defense Special Access Program have masqueraded these research efforts as "revolutionary medical technology", which is not only inaccurate, but willful deception and fraud. The nature of the SAP directive and contractual efforts of those involved is not a secret to the FCC and Defense policy regarding record retention mandates SAP records be maintained for 12 months following the termination or transitioning of such programs. There is no excuse for the FCC to willfully mislead the public or use ignorance to justify these actions. This decision has nothing to do with commercial concerns of "competitive information", and is based on Special Access classification of sensitive Defense technology as to why research efforts continue without FCC licensing requirements. The FCC must hold the Mann Foundation to the same licensing requirements as everyone else. Failure to do so is irresponsible and grossly negligent. Additionally, I wish to address the issue of how the public can be assured the Mann Foundation is in compliance with the law. Without the accountability of licensing, how can unlawful use of the RF spectrum be enforced or regulated? How many individuals affiliated with this FCC decision are now circumventing licensing requirements? Does this FCC ruling permit me to transmit data without an FCC license? Does it permit "friends" of the Alfred Mann Foundation to also circumvent licensing requirements? Is the unlicensed use confined to demographic regions?

In closing, the Special Access regarding the Mann Foundation is factual, documented and the conduct of personnel must be addressed. The FCC needs to take corrective measures immediately and provide answers to the above questions. I look forward to your reply regarding the above questions and in addressing this ongoing problem with the Mann Foundation.

Sincerely,



David A. Larson  
1377 Tahoe Ave  
Yucca Valley CA 92284  
760 364-3632  
760 793-8653

Schulman is FCC call sign (K6BWA) and has 224.840MHz repeaters operating to the North, South and East of my residence with Marvin Freedman, KS6E attributed to the repeater next to my home. Freedman maintains that he has no knowledge of this repeater.

#### Private Repeater / Auxiliary Network:

	Freq (MHz)	Licensee	Call Sign	Location	Mode
	224.820		KJ6JY	SANTIAGO PEAK (CONDOR)	OPEN
4	224.840	Joseph H. Schulman / President	K6BWA	HOLLYWOOD HILLS	PRIVATE
1	224.840	Barbara Schulman	KA6UFC	SAND CANYON, VALENCIA	PRIVATE
6	224.840	Marvin Freedman	KS6E	SHERMAN OAKS	PRIVATE
2	224.840	Joel Leidner	KS6K	SILVERLAKE, L.A.	PRIVATE
3	224.840	Danny Schulman	N6EHD	ALTADENA	PRIVATE
	224.840	Robert Meadows	WA6MTM	YORBA LINDA	PRIVATE
5	224.840	Robert Mancini	WB6PRR	ALTADENA	PRIVATE
	224.860		N6ENV	LA COUNTY FIRE CAMP 49	OPEN

