

**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
SOUTH CENTRAL REGION**

3575 Koger Blvd, Suite 320
Duluth, GA 30096

January 05, 2006

Cumberland Electric Membership Corporation
1940 Madison Street
Clarksville, TN 37043
Attn: Jim Coode

Case # EB-04-AT-160

via Certified and 1st Class Mail

WARNING

Dear Mr. Coode:

On November 22, 2005, agents from the Atlanta Office investigated an interference complaint from Mr. Paul Fulk concerning power line noise affecting radio communications at his residence at 3749 Clarity Road, Springfield, TN. The agents determined that there was excessive power line noise radiating from at least two locations along Clarity Road, near the complainant's residence. Specifically, the agents found that the second utility pole from the complainant's residence (pole number F31PS3) and one of the poles on the corner of Clarity Road and White House Road (corner of the church parking lot) were both intermittently radiating radio frequency energy between 47.4 MHz and 50.175 MHz and also around 7 MHz in the radio frequency band. Both instances of power line noise were sufficient to cause interference to radio communications to nearby residents.

Section 15.5(b) of the Rules states that "Operation of an intentional, unintentional, or incidental radiator is subject to the conditions that no harmful interference is caused."¹ Section 15.5(c) of the Rules requires that "The operator of the radio frequency device shall be required to cease operating the device upon notification by a Commission representative that the device is causing harmful interference."

¹47 C.F.R. § 15.5(b).

January 5, 2006

You may request an interview at the closest FCC Office, which is Federal Communications Commission, Atlanta Office, 3575 Koger Blvd, Suite 320, Duluth, GA 30096.² You may contact this office by telephone, (770) 935-3370, to schedule this interview, which must take place within 14 days of this letter. You may also submit a written statement to the above address within 14 days of the date of this letter. Any written statements should specify what actions have been taken to correct the violation[s] outlined above. Please reference file number EB-04-AT-160 when corresponding with the Commission.

Sincerely,



Fred L. Broce
District Director
Atlanta Office

²47 U.S.C. § 503(b)(5).