

not equivalent to the actions of the Commission, and that Commission employees do not speak for the Commission. *E.g.*, Applicant's Response to Document Requests 6, 12. These objections are overruled. Once again, they have no legal basis and Mr. Crowell cites no authority supporting his position.

6. Mr. Crowell objects to several requests for production of documents on the ground that "the Commission may not deny a license based upon an unconstitutional premise," and that Commission review of the speech of radio amateurs (such as Mr. Crowell) violates their First Amendment rights to free speech and to petition the government for redress of grievances. *E.g.*, Applicant's Response to Document Request 10. These objections are overruled. Mr. Crowell's arguments are, at best, premature inasmuch as his application for renewal of license has not been denied. Therefore, his contentions provide no legitimate basis on which to preclude the Bureau from conducting discovery on the issues set forth in the *HDO*.

7. Document Requests 1-6, 8-14, 19, 21. Mr. Crowell's objections are overruled for the reasons stated in the General Objections section above. The documents requested "appear[] reasonably calculated to lead to the discovery of admissible evidence." Section 1.311(b) of the Commission's Rules.

8. Document Request 1. Many of the documents produced by Mr. Crowell refer to attachments. However, the attachments were not provided. Mr. Crowell is directed to produce those attachments.

9. Document Requests 2-3, 9. The documents produced by Mr. Crowell are unresponsive to the Bureau's requests.

10. Document Requests 7, 15, 17-18, 20. Inasmuch as Mr. Crowell represented that no such documents exist, no further responses to these requests will be required.

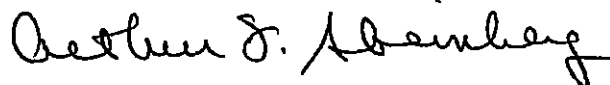
11. Document Request 8. In response to this request, Mr. Crowell described several specific documents. However, the documents described were not, in fact produced. Mr. Crowell is directed to produce those documents.

12. Document Requests 16, 22. Mr. Crowell's objections are sustained. The information requested need not be disclosed until the Exhibit Exchange date.

Accordingly, IT IS ORDERED that the Enforcement Bureau's Motion to Compel Responses to its First Request for Production of Documents, filed by the Bureau on June 4, 2008, IS GRANTED to the extent discussed above and IS DENIED in all other respects.

IT IS FURTHER ORDERED that Mr. Crowell SHALL PRODUCE the documents requested by the Bureau on or before January 30, 2009, or within such other period of time as the parties may mutually agree.

FEDERAL COMMUNICATIONS COMMISSION



Arthur I. Steinberg
Administrative Law Judge