

The K232BK construction permit bears a condition requiring that measurements be made, with all stations simultaneously utilizing the shared antenna, to demonstrate compliance with the spurious emissions requirements of Section 73.317.

Once construction of the facility was completed there was an official evaluation of the installation wherein representatives of the other site users (including two from the State of Nevada, which operates critical communications facilities at this site) performed spectral measurements to determine whether the facility caused any interference to their operations. The diplexed antenna installation was given a “clean bill of health”, but no official report was prepared.

Ruby is currently scheduling a site visit with a spectrum analyzer so that a proper report can be prepared. As soon as possible, but definitely within the next two weeks, Ruby will submit an amendment to this Form 350 application providing the Commission with that report.