

**From:** [Robert J. Ungar](#)  
**To:** '[mbuchholz@curtis-straus.com](mailto:mbuchholz@curtis-straus.com)'  
**Cc:** [Terry Mahn](#)  
**Sent:** Wednesday, April 10, 2002 4:34 PM  
**Subject:** BM70

As we discussed, this morning I spoke to both Julie Knapp, Deputy Chief of OET and, at his suggestion, Fred Thomas, the FCC's IRAC representative concerning the scope of the Part 15 restricted band waiver granted to Krohne for its BM70 and BM702 devices. The bottom line is that changes to these devices will still come under the waiver as long as: 1) testing shows variants of the BM70 devices to be within Part 15 limits and 2) variants of the BM702 operate in a manner consistent with the test data filed with the Krohne waiver request. Both devices can only be certificated under Part 15 for use in steel tanks.

According to Barc Beahm the BM70A is just the lineal descendent of the BM70 with accumulated changes over the last ten years. It is essentially the same device which sweeps through the same restricted bands and which, as you know, still complies with the Part 15 technical standards.

Please let me know if you have any questions.