



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET, S.W.
WASHINGTON, D.C. 20554

News Media Information: (202) 418-0500

Fax-On-Demand: (202) 418-2830

Internet: <http://www.fcc.gov>

<ftp.fcc.gov>

DA 01-1644

July 12, 2001

Enforcement Bureau Field Operations List of Actions Taken

The following is a list of actions taken by the Enforcement Bureau's Field Offices during the period May 1, to May 31, 2001. During this period, the Field Offices issued one (1) Notice of Apparent Liability ("NAL"), 95 Notices of Violation ("NOVs") and five (5) Citations for violations of the Communications Act of 1934, as amended, 47 U.S.C. § 151, *et seq.*, and/or the FCC's Rules. **This list is provided for information purposes only and does not provide parties with additional rights. Parties wishing to make a payment or file a response to a NAL or to file a response to a NOV or Citation must do so in accordance with the instructions and by the deadline set forth in the NAL, NOV or Citation.**

NOTICES OF APPARENT LIABILITY

47 C.F.R. Part 17 - Antenna Structure Construction, Marking, and Lighting of Antenna Structures

- 47 C.F.R. § 17.51 – Cleaning and Repainting
 - ◆ *USA Tower, Inc, Windsor, NC.* \$10,000 NAL. Norfolk, VA Resident Agent Office (5/11/01).

NOTICES OF VIOLATION

47 C.F.R. Part 1 – Practices and Procedures

- 47 C.F.R. § 1.903 – Authorization Required
 - ◆ *Chicago Equipment Company Inc, Carol Stream, IL.* Chicago, IL District Office (5/4/01).
 - ◆ *City Services Cab, Inc., d.b.a.: Yellow Cab, Atlantic City, NJ.* Other violation: 47 C.F.R. §§ 1.948 (Assignment of Authorization or Transfer of Control, Notification of Consummation), 90.437 (Posting Station Licenses), and 90.425 (Station Identification). Philadelphia, PA District Office (5/7/01).
- 47 C.F.R. § 1.1307 – Actions Which May Have a Significant Environmental Effect, For Which Environmental Assessments (EAs) Must Be Prepared

- ◆ ***Salem Media of Colorado, Inc. Lafayette, Colorado.*** Other violations: 47 C.F.R. §§ 1.1310 (Radiofrequency Radiation Exposure Limits), 11.35 (Equipment Operations Readiness), 11.61 (Tests of EAS Procedures), 73.1820 (Station Log) and 73.1870 (Chief Operator). Denver, CO District Office (5/18/01).

47 C.F.R. Part 2 – Frequency Allocation and Radio Treaty Matters; General Rules and Regulations

- 47 C.F.R. § 2.815 – External Radio Frequency Power Amplifiers
 - ◆ ***C & R Electronic CB Shop, West Memphis, AR.*** Other violations: 47 C.F.R. §95.413 ((CB Rule 13) What Communications Are Prohibited). New Orleans, LA District Office (5/3/01).
 - ◆ ***Specialty Electronics & CB Shop, West Memphis, AR.*** Other violations: 47 C.F.R. §95.413 ((CB Rule 13) What Communications Are Prohibited). New Orleans, LA District Office (5/3/01).

47 C.F.R. Part 11 – Emergency Alert System

- 47 C.F.R. § 11.15 – EAS Operating Handbook
 - ◆ ***Chinook Concert Broadcasters, Anchorage, AK.*** 47 C.F.R. §§ 11.35 (Equipment Operational Readiness), 11.61 (Tests of EAS Procedures), 73.1225 (Station Inspections by FCC), 73.1226 (Availability to FCC of Station Logs and Records), 73.1230 (Posting of Station License), 73.1800 (General Requirements Related to the Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Anchorage, AK Resident Agent Office (5/1/01).
 - ◆ ***Lindsay Broadcasting, Garden Grove, CA.*** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operations Readiness), 11.52 (EAS Code and Attention Signal Monitoring Requirements), 73.1125 (Station Main Studio Location), 73.1225 (Station Inspections by FCC), 73.1226 (Availability to FCC of Station Logs and Records), 73.1230 (Posting of Station License), 73.1560 (Operating Power and Mode Tolerances), 73.1800 (General Requirements Related to the Station Log), 73.1870 (Chief Operator), and 73.3526 (Local Public Inspection File for Commercial Stations). San Francisco, CA District Office (5/4/01).
 - ◆ ***Rogers Communications, Inc., Cartersville, GA.*** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 11.61 (Tests of EAS Procedures), 73.1590 (Equipment Performance Measurements), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (5/4/01).
 - ◆ ***Willis Broadcasting Corporation (WGRM-FM), Greenwood, MS.*** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operations Readiness), 17.4(a) (Antenna Structure Registration), 17.51 (Time When Lights Should Be Exhibited), 73.1560 (Operating Power and Mode Tolerances), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Station). New Orleans, LA District Office (5/3/01).
 - ◆ ***Mattox Broadcasting, Inc., (WKUB-FM) Blackshear, GA.*** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1560 (Operating Power and Mode Tolerances), 73.1820 (Station Log), and 73.1870 (Chief Operator). Atlanta, GA District Office (5/16/01).

- ◆ **Mattox Broadcasting, Inc., (WWUF, FM) Waycross, GA.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 17.4(g) (Posting of Antenna Structure Registration Number), 73.1820 (Station Log) and 73.1870 (Chief Operator). Atlanta, GA District Office (5/16/01).
- ◆ **Charter Communications Holding Company, LLC, St. Louis, MO.** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operations Readiness), 11.52 (EAS Code and Attention Signal Monitoring Requirements), 76.605 (Technical Standards), 76.612 (Cable Television Frequency Separation Standards), 76.1717 (Compliance with Technical Standards) and 76.1804 (Aeronautical Frequencies: Leakage Monitoring (CLI)). San Francisco, CA District Office (5/14/01).
- 47 C.F.R. § 11.35 – Equipment Operations Readiness
 - ◆ **TCI of Northern California, Inc., dba AT&T Broadband & Internet Services, Oroville, CA.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Francisco, CA District Office (5/4/01).
 - ◆ **Atlantic City Board of Education, Atlantic City, NJ, (WAJM-FM).** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 11.61 (Tests of EAS Procedures), 73.267 (Determining Operating Power), 73.1125 (Station Main Studio Location), 73.1225 (Station Inspection by FCC), 73.1350 (Transmission System Operation), 73.1590 (Equipment Performance Measurements), 73.1840 (Retention of Logs), 73.1870 (Chief Operator) and 73.3527 (Local Public Inspection File for Noncommercial Stations). Philadelphia, PA District Office (5/11/01).
 - ◆ **Sunflower Cablevision, Lawrence, KS.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 76.305 (Records to be Maintained Locally by Cable System Operators for Public Inspection) and 76.605 (Technical Standards). Kansas City, MO District Office (5/7/01).
 - ◆ **Adelphia Cable, Yuma, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (5/14/01).
 - ◆ **Edwards Communications, LC, KVOW, Riverton, WY.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1820 (Station Log) and 73.1870 (Chief Operator). Denver, CO District Office (5/14/01).
 - ◆ **Edwards Communications, LC, KTAK, Riverton, WY.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1820 (Station Log) and 73.1870 (Chief Operator). Denver, CO District Office (5/14/01).
 - ◆ **Pappas Arizona License LLC, KSWT(TV), Yuma, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (5/14/01).
 - ◆ **World Radio Network, Inc., KYRM(FM), Yuma, A.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (5/14/01).
 - ◆ **Arizona Western College KAWC(AM), Yuma, AZ** San Diego, CA District Office (5/16/01).
 - ◆ **Arizona Western College KAWC-FM, Yuma, AZ.** San Diego, CA District Office (5/16/01).
 - ◆ **Gulf Coast Broadcasting Company, Inc., Orange Beach, AL.** Other violations: 47 C.F.R. §§ 73.58 (Indicating Instruments), 73.1590 (Equipment Performance Measurements), 73.1820 (Station Log), 73.1870 (Chief Operator), 73.3526 (Local Public Inspection File for Commercial Stations), and 73.3538 (Application to Make Changes in an Existing Station). Atlanta, GA District Office (5/18/01).
 - ◆ **Southern Media Communications, Inc., Bay Minette, AL.** Other violations: 47 C.F.R. §§ 17.4(a) (Antenna Structure Registration), 73.1230 (Posting of Station License),

73.1590 (Equipment Performance Measurements), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (5/18/01).

- ◆ **WBJX, Inc., Racine, WI.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 17.4(g) (Posting of Antenna Structure Registration Number), 73.45 (AM Antenna Systems), 73.49 (AM Transmission System Fencing Requirements), 73.51 (Determining Operating Power), 73.54 (Antenna Resistance and Reactance Measurements) and 73.1590 (Equipment Performance Measurements). Chicago, IL District Office (5/24/01).
- 47 C.F.R. § 11.51 – EAS Code and Attention Signal Transmission Requirements
 - ◆ **AT&T Broadband, Salt Lake City, UT.** Other violation: 47 C.F.R. § 76.605 (Technical Standards). Denver, CO District Office (5/2/01).
- 47 C.F.R. § 11.52 – EAS Code and Attention Signal Monitoring Requirements
 - ◆ **Stewart Broadcasting Company, Inc., Foley, AL.** Other violations: 47 C.F.R. §§ 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3538 (Application to Make Changes in an Existing Station). Atlanta, GA District Office (5/18/01).

47 C.F.R. Part 17 - Antenna Structure Construction, Marking, and Lighting of Antenna Structures

- 47 C.F.R. § 17.4(a) – Antenna Structure Registration
 - ◆ **Multicultural Radio Broadcasting, Inc., Pasadena, CA** San Francisco, CA District Office (5/1/01).
 - ◆ **Crown Castle International Corp., Canonsburg, PA.** Tampa, FL District Office (5/2/01).
 - ◆ **Chinook Concert Broadcasters, Anchorage, AK.** Anchorage, AK Resident Agent Office (5/23/01).
- 47 C.F.R. § 17.4(g) – Posting of Antenna Structure Registration Numbers
 - ◆ **Kelly Broadcasting System Inc., Arecibo, PR.** Other violation: 47 C.F.R. § 17.48 (Notification of Extinguishment or Improper Functioning of Lights). San Juan, PR Resident Agent Office (5/1/01).
 - ◆ **Kwiatkowski, Thomas:Kwiatkowski, Barbara, Lake Geneva, WI.** Chicago, IL District Office (5/1/01).
 - ◆ **AT&T Wireless Services, Inc., Washington, D.C.** San Francisco, CA District Office (5/4/01).
 - ◆ **Spectrasite Communications, Inc., Cary, NC.** San Francisco, CA District Office (5/4/01).
 - ◆ **US West Newvector Group, Inc., Bellevue, WA.** Portland, OR Resident Agent Office (5/7/01).
 - ◆ **Morris Broadcasting of N.J., Inc., WIMG(AM), Ewing, NJ.** Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting) and 73.49 (AM Transmission System Fencing Requirements). Philadelphia, PA District Office (5/7/01).

- ◆ **CNG Transmission Corporation, Ellis, NY.** Buffalo, NY Resident Agent Office (5/11/01).
 - ◆ **New York Holdings, LLC, Enfield, NY.** Buffalo, NY Resident Agent Office (5/11/01).
 - ◆ **Southern Pacific Transportation Company, Omaha NE.** San Francisco, CA District Office (5/11/01).
 - ◆ **Cherokee Broadcasting Co., Inc., Canton, GA.** Atlanta, GA District Office (5/14/01).
 - ◆ **Sprint Com dba Sprint PCS, Roswell, GA.** Atlanta, GA District Office (5/14/01).
 - ◆ **Clear Channel Television Inc., DBA WPMI(TV), Tulsa, OK.** Atlanta, GA District Office (5/21/01).
 - ◆ **Digiph PCS, Inc., Mobile, AL.** Atlanta, GA District Office (5/21/01).
 - ◆ **Natural Gas Pipeline Co. of America, Heartwell, NE.** Kansas City, MO District Office (5/21/01).
 - ◆ **Verizon Wireless, Alpharetta, GA.** Portland, OR Resident Agent Office (5/25/01).
 - ◆ **Ned E. dba H Services, Sterling, AK.** Anchorage, AK Resident Agent Office (5/29/01).
 - ◆ **Star Oil Company, Portland, OR.** Portland, OR Resident Agent Office (5/29/01).
 - ◆ **VoiceStream PCS I License, LLC, Bellevue, WA.** Portland, OR Resident Agent Office (5/31/01).
- 47 C.F.R. § 17.21 – Painting and Lighting, When Required
 - ◆ **Omni Tower, Inc., Jackson NJ.** Other violations: 47 C.F.R. § 17.48 (Notification of Extinguishment or Improper Functioning of Lights). Philadelphia, PA District Office (5/30/01).
- 47 C.F.R. § 17.23 – Specifications for Painting and Lighting of Antenna Structures
 - ◆ **Chicago Tower Leasing Corp., Park Ridge, IL.** Chicago, IL District Office (5/1/01).
 - ◆ **Norlight Inc., Brookfield, WI.** Chicago, IL District Office (5/1/01).
 - ◆ **Pinnacle Towers Inc., Sarasota, FL.** Chicago, IL District Office (5/1/01).
 - ◆ **Radio Disney, Fort Washington, PA, (WWJZ, Mount Holly NJ).** Other violations: 47 C.F.R. §§ 73.62 (Directional Antenna System Tolerances), 73.1125 (Station Main Studio Location) and 73.3526 (Local Public Inspection File for Commercial Stations). Philadelphia, PA District Office (5/7/01).
 - ◆ **American Tower Limited Partnership, Schaumburg, IL.** Chicago, IL District Office (5/9/01).
- 47 C.F.R. § 17.47 – Inspection of Antenna Structure Lights and Associated Control Equipment
 - ◆ **Metropolitan Radio Group, Inc., Flower Mound, TX.** Other violations: 47 C.F.R. § 73.1820 (Station Log) and 73.1870 (Chief Operator). Tampa, FL District Office (5/14/01).
- 47 C.F.R. § 17.48 – Notification of Extinguishment or Improper Functioning of Lights
 - ◆ **Missouri Pacific Railroad, Pacific, Missouri.** Kansas City, MO District Court (5/1/01).
 - ◆ **Qwest Corporation, Winterset, Iowa.** Kansas City, MO District (5/1/01).
 - ◆ **Grapevine of Joplin, Joplin, Missouri.** Kansas City, MO District Office (5/4/01).

- ◆ *Liberty Cellular, Inc. DBA Alltel Communications, Dighton, Kansas.* Kansas City, Mo District Office (5/4/01).
 - ◆ *Pasquotank Camden Elizabeth City Central Communications, Elizabeth City, NC.* Norfolk, VA Resident Agent Office (5/4/01).
 - ◆ *Kansas Department of Transportation Syracuse, Kansas.* Kansas City, MO District Office (5/7/01).
 - ◆ *City of Chicago, Office of Emergency Communications, Chicago, IL.* Chicago, IL District Office (5/3/01).
 - ◆ *SpectraSite Communication, Inc., Cary, NC.* Chicago, IL District Office (5/3/01).
 - ◆ *Union Pacific Railroad, Omaha, NE.* Chicago, IL District Office (5/3/01).
 - ◆ *Industrial Communications and Electronics, Inc., Cedar Point, CO.* Denver, CO District Office (5/10/01).
 - ◆ *Pyxis Communications, Buford, WY.* Denver, CO District Office (5/11/01).
 - ◆ *WRUS, Inc., Russellville, KY, WRUS.* Chicago, IL District Office. (5/14/01).
 - ◆ *Burlington Northern and Santa Fe Railway Trenton, NE.* Kansas City, MO District Office (5/15/01).
 - ◆ *American Tower LP, Atlanta, GA.* Other violation: 47 C.F.R. § 17.51 (Time When Lights Should Be Exhibited). Atlanta, GA District Office (5/24/01).
 - ◆ *United States Cellular Corporation, Washington, DC.* Chicago, IL District Office (5/24/01).
 - ◆ *Kentucky Emergency Warning System, Frankfort, KY.* Chicago, IL District Office (5/30/01).
- 47 C.F.R. § 17.50 – Cleaning and Repainting
 - ◆ *Root Communications License Co., L.P., WYNR, Darien, GA.* Atlanta, GA District Office (5/22/01).
- 47 C.F.R. § 17.57 – Report of Radio Transmitting Antenna Construction, Alteration, and/or Removal
 - ◆ *Southwestern Bell Wireless, Unionville, Missouri.* Kansas City, MO District (5/1/01).
 - ◆ *AT&T Broadband, Elmhurst, IL.* Chicago, IL District Office (5/3/01).
 - ◆ *R C Electronics, Salem, WI.* Chicago, IL District Office (5/9/01).
 - ◆ *Gulf Coast Broadcasting Company, Inc., Orange Beach, AL.* Other violations: 47 C.F.R. §§ 73.1820 (Station Log) 73.1870 (Chief Operator). Atlanta, GA District Office (5/18/01).
 - ◆ *Sinclair Broadcast Group, Cockeysville, MD.* Atlanta, GA District Office (5/21/01).
 - ◆ *SBA Properties, Inc., Boca Raton, FL.* Atlanta, GA District Office (5/24/01).
 - ◆ *Tensas Partners, Ltd., Foley, AL.* Atlanta, GA District Office (5/22/01).

47 C.F.R. Part 22 – Public Mobile Services

- 47 C.F.R. § 22.352 – Protection from Interference
 - ◆ *Sol J. Grazi, Denver, CO.* Denver, CO District Office (5/10/01).

47 C.F.R. Part 73 – Broadcast Radio Services

- 47 C.F.R. § 73.1350 (Transmission System Operation)
 - ◆ *Mark Hellinger, WYYZ, Jasper, GA.* Other violations: 47 C.F.R. § 73.1870 (Chief Operator). Atlanta, GA District Office (5/4/01).

47 C.F.R. Part 76 – Multichannel Video and Cable Television Service

- 47 C.F.R. § 76.605 – Technical Standards
 - ◆ *Time Warner Entertainment Company, LP, dba Oceanic Cable, Mililani, HI.* Honolulu, HI Resident Agent Office (5/1/01).
 - ◆ *Adelphia Cable - Dunkirk, Dunkirk, New York.* Buffalo, NY Resident Agent Office (5/4/01).
 - ◆ *Charter Communications, Osage Beach, MO.* Kansas City, MO District (5/10/01).
 - ◆ *Eagle West, LLC, Mesa, AZ.* Other violations: 47 C.F.R. §§ 76.611 (Cable Television Basic Signal Leakage Performance Criteria), 76.1716 (Subscriber Records and Public Inspection File) and 76.1717 (Compliance with Technical Standards). San Francisco, CA District Office (5/10/01).
 - ◆ *Time Warner - Ithaca, New York.* Buffalo, NY Resident Agent Office (5/11/01).
 - ◆ *Galaxy Cablevision La Monte, MO.* Kansas City, MO District Office (5/24/01).
 - ◆ *Full Channel TV, Inc., Warren, RI.* Boston, MA District Office (5/24/01).

47 C.F.R. Part 80 – Stations in the Maritime Services

- 47 C.F.R. § 80.89 – Unauthorized Transmissions
 - ◆ *Richard Magyar, Kekaha, HI.* Honolulu, HI Resident Agent Office (5/17/01).

47 C.F.R. Part 87 – Aviation Services

- 47 C.F.R. § 87.195 – Frequencies
 - ◆ *Lincoln Flight Center Inc., N8023N.* Boston, MA District Office (5/2/01).

47 C.F.R. Part 90 – Private Land Mobile Radio Services

- 47 C.F.R. § 90.203 – Certification Required
 - ◆ *D.I.C.E. of the USA, Inc, Orlando FL.* Other violations: 47 C.F.R. §§ 90.403 (General Operating Requirements) and 90.425 (Station Identification). Boston, MA District Office (5/21/01).
- 47 C.F.R. § 90.403 – General Operating Requirements
 - ◆ *Intel Corporation, Hillsboro, OR.* Portland, OR Resident Agent Office (5/14/01).

47 C.F.R. Part 95 – Personal Radio Services

- 47 C.F.R. § 95.407 – (CB Rule 7) On What Channels May I Operate?

- ◆ **David Brooks, Jr., Brandewine, MD.** Other violation: 47 C.F.R. § 95.409 ((CB Rule 9) What Equipment May I Use At My CB Station?). Columbia, MD District Office (5/7/01).
- ◆ **Donald A. Turner, Waldorf, MD.** Other violation: 47 C.F.R. § 95.409 ((CB Rule 9) What Equipment May I Use At My CB Station?). Columbia, MD District Office (5/7/01).
- 47 C.F.R. § 95.409 – (CB Rule 9) What Equipment May I Use At My CB Station?
 - ◆ **Michael C. Colflesh, Willards, MD.** Other violation: 47 C.F.R. § 95.411 ((CB Rule 11) May I Use Power Amplifiers?). Columbia, MD District Office (5/9/01).

CITATIONS

Communications Act

- 47 U.S.C. § 302 – Devices Which Interfere With Radio Reception
 - ◆ **First Choice Wireless, LLC, Lake Mary, FL.** Tampa, FL District Office (5/8/01).
 - ◆ **High Tech CB Shop, Jacksonville, FL.** Other violations: 47 C.F.R. §§ 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization) and 2.815 (External Radio Frequency Power Amplifiers). Tampa, FL District Office (5/9/01).
 - ◆ **White Diamond Communications, Inc., San Juan, PR.** San Juan, PR Resident Agent Office (5/14/01).
 - ◆ **Cell-Station, Inc., Oldsmar, FL.** Tampa, FL District Office (5/22/01).

47 C.F.R. Part 15 – Radio Frequency Devices

- 47 C.F.R. § 15.204 – External Radio Frequency Power Amplifiers and Antenna Modifications
 - ◆ **Netbeam, Inc., Golden, Colorado.** Denver, CO District Office (5/21/01).