



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION  
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## 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 August 1, to August 31, 2001. During this period, the Field Offices issued three (3) Notices of Apparent Liability ("NALs"), 92 Notices of Violation ("NOVs") and one (1) Citation 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 11 – Emergency Alert System

- 47 C.F.R. § 11.35 – Equipment Operations Readiness
  - ◆ *Barnstable Broadcasting, Inc. dba Two Rivers Broadcasting Limited Partnership, KGGO(FM), KJJY(FM), Antenna Registration #1028734, Newton, MA.* \$16,000 NAL. Other violation: 47 C.F.R. § 17.51 (Time When Lights Should Be Exhibited). Kansas City, MO District Office (8/3/01).

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

- 47 C.F.R. § 17.51 – Time When Lights Should Be Exhibited
  - ◆ *Eure Family Limited Partnership, Yorktown, VA.* \$10,000 NAL. Norfolk, VA Resident Agent Office (8/16/01).

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

- 47 C.F.R. § 73.1350 – Transmission System Operation
  - ◆ *Palouse Country, Inc., KMAX(AM), Colfax, WA.* \$10,000 NAL. Other violations: 47 C.F.R. §§ 73.1400 (Transmission System Monitoring and Control), 73.1560 (Operating

Power and Mode Tolerances), 73.1580 (Transmission System Inspections), and 73.1870 (Chief Operators). Seattle, WA District Office (8/30/01).

## NOTICES OF VIOLATION

### 47 C.F.R. Part 1 – Practice and Procedure

- 47 C.F.R. § 1.903 – Authorization Required
  - ◆ **Robert E. Parnell, WNYZ570, Columbia, SC.** Other violation: 47 C.F.R. § 90.427 (Precautions Against Unauthorized Operation). Atlanta, GA District Office (8/16/01).
  - ◆ **Statcom Communications Corp., WPPH856, New York, NY.** New York, NY District Office (8/22/01).
- 47 C.F.R. § 1.923 - Content of Applications
  - ◆ **Ocean City Volunteer Fire Department, Inc., KXI892, Ocean City, MD.** Columbia, MD District Office (8/1/01).

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

- 47 C.F.R. § 11.15 – EAS Operating Handbook
  - ◆ **Lifeline Radio Corporation, WANL, Albany, GA.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 73.44 (AM Transmission System Emission Limitations), 73.1230 (Posting of Station License), 73.1350 (Transmission System Operation), 73.1590 (Equipment Performance Measurements), 73.1745 (Unauthorized Operation), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (8/9/01).
  - ◆ **Bartow Broadcasting Co., Inc.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 11.61 (Tests of EAS Procedures), 73.49 (AM Transmission System Fencing Requirements) and 73.1840 (Retention of Logs). Tampa, FL District Office (8/22/01).
- 47 C.F.R. § 11.31 – EAS Protocol
  - ◆ **Agpal Broadcasting Inc., KPPT(AM/FM) Toledo, Oregon.** Other violations: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Portland, OR Resident Agent Office (8/22/01).
- 47 C.F.R. § 11.35 – Equipment Operational Readiness
  - ◆ **Clarke Broadcasting Corporation, KVML/KZSQ, Sonora, CA.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 11.61 (Tests of EAS Procedures) and 73.1820 (Station Log). San Francisco, CA District Office (8/2/01).
  - ◆ **Radio Emanuel Inc.** Other violations: 47 C.F.R. §§ 17.4(g) (Posting of Antenna Structure Registration Number), 73.1230 () and 1870 (Chief Operator). San Juan, PR Resident Agent Office (8/6/01).

- ◆ **CBS Radio License, Inc., KXTE (FM), Pahrump, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **CBS Radio License, Inc., KSFN (AM), North Las Vegas, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **CBS Radio License, Inc., KXNT (AM), North Las Vegas, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **CBS Radio License, Inc., KLUC-FM, Las Vegas, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **CBS Radio License, Inc., KMXB (FM), Henderson, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **CBS Radio License, Inc., KMZQ-FM, Henderson, NV.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 73.1870 (Chief Operator). Los Angeles, CA District Office (8/7/01).
- ◆ **Gold Country Communications, Inc., KNGT(FM), Jackson, CA.** Other violation: 47 C.F.R. § 73.1820 (Station Log). San Francisco, CA District Office (8/10/01).
- ◆ **Country Mountain Airwaves, LLC., KQAZ (FM), Show Low, AZ.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements) and 11.61 (Tests of EAS Procedures). San Diego, CA Office (8/22/01).
- ◆ **Country Mountain Airwaves, LLC, KRVZ(AM), Springerville, AZ.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements) and 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Country Mountain Airwaves, LLC., KRVZ (AM), Springerville, AZ.** Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements) and 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **EBC Flagstaff, Inc., KDUO (TV) Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Joy Public Broadcasting Corp., KJTA (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Multimedia Holdings Corp., KNAZ (TV), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Northern Arizona University, KNAU (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Northern Arizona University, KPUB (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Red Rock Communications, KFLX (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Red Rock Communications, KSED (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Red Rock Communications, KWMX (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Skyнет Communications, Inc., KRFM (FM), Show Low, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
- ◆ **Skyнет Communications, Inc., KSNX (FM), Show Low, AZ.** San Diego, CA District Office (8/22/01).

- ◆ **Skynet Communications, Inc., KVSL (AM), Show Low, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
  - ◆ **Skynet Communications, Inc., KVWM (FM), Show Low, AZ.** San Diego, CA District Office (8/22/01).
  - ◆ **Sunflower Communications, Inc., KINO (AM), Winslow, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
  - ◆ **Yavapai Broadcasting Corp., KVNA (AM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
  - ◆ **Yavapai Broadcasting Corp., KVNA (FM), Flagstaff, AZ.** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (8/22/01).
  - ◆ **The Praise Network, Hays, Kansas.** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1350 (Transmission System Operation), 73.1840 (Retention of Logs), 73.1870 (Chief Operator) and 73.3527 (Local Public Inspection File for Noncommercial Stations). Kansas City, MO District Office (8/24/01)
- 47 C.F.R. § 11.52 – EAS Code and Attention Signal Monitoring Requirements
    - ◆ **Falcon Cablevision, Inc. d.b.a. Charter Communications, Cedartown, GA.** Other violations: 47 C.F.R. § 73.1820 (Station Log). Atlanta, GA District Office (8/7/01).
    - ◆ **Clark Broadcasting Corp., KKBN, Sonora, CA.** Other violation: 47 C.F.R. § 73.1820 (Station Log). San Francisco, CA District Office (8/16/01).
    - ◆ **Bullie Broadcasting Corporation, WBAW, Barnwell, SC.** Other violations: 47 C.F.R §§ 17.4(g) (Posting of Antenna Structure Registration Number), 17.50 (Cleaning and Repainting), 17.47 (Inspection of Antenna Structure Lights and Associated Control Equipment), 73.1560 (Operating Power and Mode Tolerances), 73.1820 (Station Log), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (8/17/01).
    - ◆ **Tri-County Broadcasting, Inc., WWBD-FM, Bamberg, SC.** Other violation: 73.1560 (Operating Power and Mode Tolerances) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (8/17/01).
    - ◆ **WABB-FM, Inc., WABB-FM, Mobile, AL.** Atlanta, GA District Office (8/28/01).
    - ◆ **WABB-FM, Inc., WABB(AM), Mobile, AL.** Atlanta, GA District Office (8/28/01).

#### 47 C.F.R. Part 17 – Construction, Marking & Lighting of Antenna Structures

- 47 C.F.R. § 17.4(a) – Antenna Structure Registration
  - ◆ **City of Garland, TX.** Dallas, TX District Office (8/27/01).
- 47 C.F.R. § 17.4(g) – Posting of Antenna Structure Registration Numbers
  - ◆ **Alltel Communications, Inc., Humansville, MO.** Kansas City, MO District Office (8/3/01).
  - ◆ **Towerlink, LLC, Cedartown, GA.** Atlanta, GA District Office (8/7/01).
  - ◆ **MCI Worldcom Network Services, Inc., Dayton, MO.** Kansas City, MO District Office (8/3/01).
  - ◆ **Mary Brust Taedter, Gering, NE.** Kansas City, MO District Office (8/16/01).
  - ◆ **County of Kimball, Kimball, NE.** Kansas City, MO District Office (8/16/01).
  - ◆ **Panhandle Broadcasting, Scottsbluff, NE.** Kansas City, MO District Office (8/16/01).

- ◆ **Christian Media, Inc., Scottsbluff NE.** Kansas City, MO District Office (8/16/01).
  - ◆ **Alliant Cellular, Inc., Mullen, NE.** Kansas City, MO District Office (8/16/01).
  - ◆ **Bose Gowdy, WPJK, Orangeburg, SC.** Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting), 73.1225 (Station Inspection by FCC) and 73.1870 (Chief Operator). Atlanta, GA District Office (8/17/01).
  - ◆ **Time Warner Entertainment, Columbia, SC.** Atlanta, GA District Office (8/20/01).
  - ◆ **APAC Kansas Inc. dba Allied, Hays, Kansas.** Kansas City, MO District Office (8/22/01).
  - ◆ **Kansas Department of Transportation, Ellis, Kansas.** Kansas City, MO District Office (8/22/01).
  - ◆ **Winegar's Rentals, Repair & Storage, Tooele, UT.** Other violatios: 47 C.F.R. §§ 17.23 (Specifications for Painting and Lighting Antenna Structures) and 17.50 (Cleaning and Repainting). Denver, CO District Office (8/23/01).
  - ◆ **Winegar's Rentals, Repair & Storage, West Warren, UT.** Denver, CO District Office (8/23/01).
  - ◆ **Winegar's Rentals, Repair & Storage, West Warren, UT.** Denver, CO District Office (8/23/01).
  - ◆ **Hampdon Communications, Charlton, MA.** Other violations: 47 C.F.R. §§ 17.47 (Inspection of Antenna Structure Lights and Associated Control Equipment) and 17.48 (Notification of Extinguishment or Improper Functioning of Lights). Boston, MA District Office (8/24/01).
  - ◆ **New Par, Alpharetta, GA.** Detroit, MI District Office (8/28/01).
  - ◆ **Tea Comm Corp, Hays, KS.** Kansas City, MO District Office (8/29/01)
  - ◆ **Clearshot Communications, LLC, Malvern, PA.** Chicago, IL District Office (8/30/01).
  - ◆ **WTTL, Madisonville, KY.** Chicago, IL District Office (8/31/01).
  - ◆ **Towers II LLC, Mayfield, KY.** Chicago, IL District Office (8/31/01).
  - ◆ **Melvin N. Sholar, Mayfield, KY.** Chicago, IL District Office (8/31/01).
  - ◆ **Murray Electric System, Murray, KY.** Chicago, IL District Office (8/31/01).
  - ◆ **Mediacom Southeast LLC, Middletown, NY.** Chicago, IL District Office (8/31/01).
- 47 C.F.R. § 17.23 – Specifications for Painting and Lighting of Antenna Structures
    - ◆ **Oleson Tower L.C., Roy, UT.** Other violation: 47 C.F.R. § 17.50 (Cleaning and Repainting). Denver, CO District Office (8/23/01).
  - 47 C.F.R. § 17.47 – Inspection of Antenna Structure Lights and Associated Control Equipment
    - ◆ **Charles S. Hayes, Inc., South Bend, IN.** Chicago, IL District Office (8/1/01).
  - 47 C.F.R. § 17.48 – Notification of Extinguishment or Improper Functioning of Lights
    - ◆ **Midwest Communications, Inc., Sheboygan, WI.** Chicago, IL District Office (8/3/01).
    - ◆ **Mississippi River Transmission Corporation, St. Louis, MO.** Chicago, IL District Office (8/7/01).
    - ◆ **RRE, L.L.C., Omaha, NE.** Kansas City, MO District Office (8/9/01).
    - ◆ **Telecorp Communications, Inc., Arlington, VA,** Chicago, IL District Office (8/22/01).
    - ◆ **Burlington Northern and Santa Fe Railway, Creston, IA.** Kansas City, MO District Office (8/24/01)

- ◆ **Liberty Cellular dba Alltel Communications, Marion, KS.** Kansas City, MO District Office (8/24/01).
- ◆ **Liberty Cellular, Inc. dba Alltel Communications, Albert, KS.** Kansas City, MO District Office (8/24/01).
- ◆ **Liberty Cellular, Inc. dba Alltel Communications, Osborne, KS.** Kansas City, MO District Office (8/24/01).
- 47 C.F.R. § 17.50 – Cleaning and Repainting
  - ◆ **Comm Systems Associates, Cameron, MO.** Kansas City, MO District Office (8/6/01).
  - ◆ **G & K Communications, Salina, Kansas.** Kansas City, MO District Office (8/22/01).

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

- 47 C.F.R. § 73.1125 – Station Main Studio Location
  - ◆ **John Harvey Rees, KEJJ, Gunnison, CO.** Other violations: 47 C.F.R. § 73.1225 (Station Inspection) and 73.3526 (Local Public Inspection File for Commercial Stations). Denver, CO District Office (8/2/01).
  - ◆ **Northwestern College, KCFA, Arnold, CA.** Other violation: 47 C.F.R. § 73.1225 (Station Inspection). San Francisco, CA District Office (8/7/01).
  - ◆ **Upstate-Carolina Broadcasting Co., LLC, WGVC, Newberry, SC.** Other violations: 47 C.F.R. §§ 73.1350 (Transmission System Operation), 73.1870 (Chief Operator) and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (8/15/2001).
- 47 C.F.R. § 73.1201 – Station Identification
  - ◆ **Capstar TX Limited Partnership, KKLI, Widefield, CO.** Denver, CO District Office (8/3/01).
- 47 C.F.R. § 73.3526 – Local Public Inspection File for Commercial Stations
  - ◆ **Elite Broadcasting, Inc., KSND, Lincoln City, Oregon.** Portland, OR Resident Agent Office (8/22/01).
  - ◆ **Stephanie Linn, KSHL, Gleneden Beach, Oregon.** Portland, OR Resident Agent Office (8/22/01).

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

- 47 C.F.R. § 76.605 – Technical Standards
  - ◆ **Mediacom, Albany, GA.** Atlanta, GA District Office (8/9/01).
  - ◆ **Comcast Cablevision of the South, Newberry, SC.** Atlanta, GA District Office (8/15/01).

#### **47 C.F.R. Part 87 – Aviation Services**

- 47 C.F.R. § 87.187 – Frequencies

- ◆ *John Shippey, N61810, Henagar, AL.* Atlanta, GA District Office (8/28/01).
- 47 C.F.R. § 87.193 – Scope of Service
  - ◆ *Makani Kai Helicopters, N968YC, Honolulu, HI.* Honolulu, HI Resident Agent Office (8/13/01).

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

- 47 C.F.R. § 90.159 – Temporary and Conditional Permits
  - ◆ *Pasadena City College, WT5857486(LM), Pasadena, CA.* Other violation: 47 C.F.R. § 90.437 (License Posting). Los Angeles, CA District Office (8/14/01).
  - ◆
- 47 C.F.R. § 90.403 – General Operating Requirements
  - ◆ *County of Sacramento, Sacramento, CA.* San Francisco, CA District Office (8/3/01).
  - ◆ *Peter and Associates Engineers, Geologists, Surveyors, Inc., San Clemente, CA.* San Francisco, CA District Office (8/3/01).

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

- 47 C.F.R. § 95.409 – (CB Rule 9) How Much Power May I Use?
  - ◆ *Angel Guillermety, Levittown, PR.* San Juan, PR Resident Agent Office (8/23/01).
- 47 C.F.R. § 95.413 – (CB Rule 13) What Communications Are Prohibited?
  - ◆ *The Truck Wash, West Memphis, AR.* New Orleans, LA District Office (8/2/01).

#### **CITATIONS**

##### **Communications Act**

- 47 U.S.C. § 302 – Devices Which Interfere With Radio Reception
  - ◆ *Custom Electronics, Witt Springs, AR.* Other violation: 47 C.F.R. § 2.803 (Marketing of Radio Frequency Devices Prior to Equipment Authorization). New Orleans, LA District Office (8/30/01)