



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>

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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 January, 1 to January 31, 2001. During this period, the Field Offices issued five (5) Notice of Apparent Liability ("NAL"), 94 Notices of Violation ("NOVs"), and three 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

Communications Act

- 47 U.S.C. § 303(q) – Antenna Structure Painting and Lighting
 - ◆ *Detroit SMSA Limited Partnership, Dallas, TX.* \$10,000 NAL. Other violation: 47 C.F.R. § 17.23 (Specifications for Painting and Lighting Antenna Structures). Detroit, MI District Office (1/18/01).

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

- 47 C.F.R. § 1.89 – Failure to Respond to Notices of Violation
 - ◆ *Christian Broadcasting Corporation, New Orleans, LA.* \$14,000 NAL. Other violation: 47 C.F.R. § 17.4(a) (Antenna Structure Registration). New Orleans, LA District Office (1/3/01).
- 47 C.F.R. § 1.903 – Authorization Required
 - ◆ *420 Energy Investments, Inc., WFPF282, Burnsville, WV and WPFQ228, Sardis, WV.* \$12,000 NAL. Columbia, MD District Office (1/3/01).

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

- 47 C.F.R. § 11.35 – Equipment Operational Readiness
 - ◆ ***KYOO Communications, Bolivar, MO.*** \$22,000 NAL. Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting), 73.1350 (Transmission System Operation) and 73.1800 (General Requirements Related to the Station Log). Kansas City, MO District Office (1/31/01).

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

- 47 C.F.R. § 95.409 – (CB Rule 9) What Equipment May I Use At My CB Station?
 - ◆ ***Jerry Smith, Claymont, DE.*** \$13,500 NAL. Other violations: 47 C.F.R. § 95.410 ((CB Rule 10) How Much Power May I Use?) and 95.411 ((CB Rule 11) May I Use Power Amplifiers?). Philadelphia, PA District Office (1/8/01).

NOTICES OF VIOLATION

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

- 47 C.F.R. § 1.903 – Authorization Required
 - ◆ ***Express One, Inc. d/b/a Northside Car Service, Brooklyn, NY.*** Other violation: 47 C.F.R. § 90.403 (General Operating Requirements). New York, NY District Office (1/21/01).

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

- 47 C.F.R. § 11.15 – EAS Operating Handbook
 - ◆ ***WPTT, Inc., Pittsburgh, PA.*** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operational Readiness) and 11.61 (Tests of EAS Procedures). Philadelphia, PA District Office (1/8/01).
 - ◆ ***Redna Broadcasting Corporation, Pittsburg, PA., WJAS(AM).*** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operational Readiness), 11.51 (EAS Code and Attention Signal Transmission Requirements), 11.61 (Tests of EAS Procedures), 17.4(a) (Antenna Structure Registration), 17.4(g) (Posting of Antenna Structure Registration Numbers), 73.49 (AM Transmission System Fencing Requirements), 73.1870 (Chief Operator), and 73.3526 (Local Public Inspection File for Commercial Stations). Philadelphia, PA District Office (1/16/01).
 - ◆ ***Radio for the Blind & Handicap, Inc., WRBH(FM), New Orleans, LA.*** Other violations: 47 C.F.R. §§ 73.1870 (Chief Operators) and 73.3527 (Local Public Inspection File for Noncommercial Educational Stations). New Orleans, LA District Office (1/24/01).
 - ◆ ***Hancock Broadcasting Corporation, WBSL(AM), Bay St. Louis, MS.*** Other violations: 47 C.F.R. §§ 11.35 (Equipment Operations Readiness), 11.61 (Tests of EAS Procedures), 73.49 (AM Transmission System Fencing Requirements), 73.1820 (Station Log), and 73.1870 (Chief Operator). New Orleans, LA District Office (1/29/01).
 - ◆ ***Don L. Cook, Otterville, MO.*** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1125 (Station Main Studio Location), 73.1350 (Transmission System

Operation), 73.1820 (Station Log), and 73.3526 (Local Public Inspection File for Commercial Stations). Kansas City, MO District Office (1/30/01).

- ◆ ***Pacifica Foundation, Licensee of Station WBAI(FM), New York, NY.*** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.1226 (Availability to FCC of Station Logs and Records), 73.1230 (Posting of Station License), 73.1870 (Chief Operators), and 73.3527 (Local Public Inspection File for Noncommercial Educational Stations). New York, NY District Office (1/30/01).
- 47 C.F.R. § 11.35 – Equipment Operations Readiness
 - ◆ ***Capstar TX Limited Partnership, KFZX, Gardendale, TX.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Dallas, TX District Office (1/11/01).
 - ◆ ***Clear Channel Broadcasting Licenses, Inc., KCRS(FM), Midland, TX.*** Other violations: 47 C.F.R. §§ 11.51 (EAS Code and Attention Signal Transmission Requirements) and 11.61 (Tests of EAS Procedures). Dallas, TX District Office (1/11/01).
 - ◆ ***Capstar TX Limited Partnership, KCHX, Midland, TX.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Dallas, TX District Office (1/12/01).
 - ◆ ***Clear Channel Broadcasting, Inc., KMRK, Odessa, TX.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Dallas, TX District Office (1/12/01).
 - ◆ ***Entravision Holdings, LLC (KVYE(TV), El Centro, CA).*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (1/12/01).
 - ◆ ***Temecula FM, LLC (KTMK), Temecula, CA.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (1/12/01).
 - ◆ ***Saga Communications of Iowa, Inc., dba KRNT(AM), KXTK(AM), KIOA-FM and KSTZ(FM), Des Moines, IA, KAZR(FM), Pella, IA and KLTJ(FM), Ames, IA.*** Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures), 73.62 (Directional Antenna System Tolerances), 73.1870 (Chief Operator), and 73.3526 (Local Public Inspection File for Commercial Stations). Kansas City, MO District Office (1/25/01).
- 47 C.F.R. § 11.52 – EAS Code and Attention Signal Monitoring Requirements
 - ◆ ***Clear Channel Broadcasting Licenses, Inc., Midland, TX.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Dallas, TX District Office (1/12/01).
- 47 C.F.R. § 11.61 -Tests of EAS Procedures
 - ◆ ***Cumulus Licensing Corp., WLOV(AM)/WXKT(FM), Washington, GA.*** Other violations: 47 C.F.R. §§ 17.4(g) (Posting of Antenna Structure Registration Number), 17.50 (Cleaning and Repainting), 73.1820 (Station Log), 73.1870 (Chief Operator), and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (1/12/01).

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

- 47 C.F.R. § 17.4 - Antenna Structure Registration
 - ◆ *47 C.F.R. § 17.4(a) – Antenna Structure Registration*

- **WPAT, Inc., License of Station WPAT, Paterson, NJ.** Other violations: 47 C.F.R. §§ 73.158 (Directional Antenna Monitoring Points), 73.1125 (Station Main Studio Location), 73.1350 (Transmission System Operation), 73.1570 (Modulation Level: AM, FM and TV aural) and 73.3526 (Local Public Inspection File for Commercial Stations). New York, NY District Office (1/3/01).
 - **American Tower Corporation, Schaumburg, IL.** Saint Paul, MN Resident Agent Office (1/16/01).
 - **Blue Chip Broadcasting Licenses II Ltd., Mankato, MN.** Saint Paul, MN Resident Agent Office (1/16/01).
 - **Western Wireless Corporation, Bellevue, WA.** Saint Paul, MN Resident Agent Office (1/16/01).
 - **Willow Farm, Inc., WMSX, Taunton, MA.** Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting), 73.58 (Indicating Instruments), 73.1125 (Station Main Studio Location), and 73.3526 (Local Public Inspection File for Commercial Stations). Boston, MA District Office (1/17/01).
 - **American Tower, Inc., Boston, MA.** Philadelphia, PA District Office (1/19/01).
 - **American Tower, Houston, TX.** Dallas, TX District Office (1/26/01).
 - **Village of Campbell, Campbell, NE.** Kansas City, MO District Office (1/26/01).
- ◆ 47 C.F.R. § 17.4(g) – Posting Antenna Structure Registration
- **Municipality of Anchorage, Anchorage, AK.** Anchorage, AK Resident Agent Office (1/12/01).
 - **Crown Castle International, Canonsburg, PA.** Other violation: 47 C.F.R. § 17.57 (Report of Radio Transmitting Antenna Construction, Alteration and/or Removal). Anchorage, AK Resident Agent Office (1/19/01).
 - **Nueces Radio Partner LTD dba KOUL FM, Boerne, TX.** Houston, TX Resident Agent Office (1/22/01).
 - **Alaska Electrical Pension Fund dba Pacific Tower Properties, Inc.** Other violations: 47 C.F.R. §§ 17.22 (Particular Specifications to be Used) and 17.48 (Notification of Extinguishment or Improper Functioning of Lights). Anchorage, AK Resident Agent Office (1/26/01).
 - **New York City Fire Department, Brooklyn, NY.** New York, NY District Office (1/24/01).
 - **New York City Fire Department, Brooklyn, NY.** New York, NY District Office (1/24/01).
 - **Niagara Mohawk Power Corp., Buffalo, NY.** Buffalo, NY Resident Agent Office (1/24/01).
 - **Niagara Mohawk Power Corp., Buffalo, NY.** Buffalo, NY Resident Agent Office (1/26/01).
 - **AT&T Wireless Services, Inc.** Other violation: 47 C.F.R. § 17.57 (Report of Radio Transmitting Antenna Construction, Alteration and/or Removal). Anchorage, AK Resident Agent Office (1/29/01).
 - **Metro Electronics Service of WNY, Inc., Lockport, NY.** Buffalo, NY Resident Agent Office (1/29/01).
 - **Phillips Communications, Inc.** Anchorage, AK Resident Agent Office (1/29/01).
 - **Verizon Wireless, Buffalo, NY.** Buffalo, NY Resident Agent Office (1/29/01).
- 47 C.F.R. § 17.5 – Commission Consideration of Applications for Station Authorization
 - ◆ **Pinnacle Towers, Inc., Sarasota, FL.** Tampa, FL District Office (1/15/01).

- 47 C.F.R. § 17.23 – Specifications for Painting and Lighting Antenna Structures
 - ◆ *American Tower Inc., Boston, MA.* Philadelphia, PA District Office (1/8/01).
 - ◆ *Gerstall Development Corp., Springfield, VA.* Other violations: 47 C.F.R. §§ 17.48 (Notification of Extinguishment of Improper Functioning of Lights) and 17.57 (Report of Radio Transmitting Antenna Construction, Alteration and/or Renewal). Philadelphia, PA District Office (1/8/01).
 - ◆ *Woodhaven Investment Trust Inc., Philadelphia, PA.* Philadelphia, PA District Office (1/8/01).
 - ◆ *American Tower LP, Boston, MA.* Philadelphia, PA District Office (1/16/01).
 - ◆ *Clear Channel Communications, Pittsburgh, PA.* Other violation: 47 C.F.R. § 17.57 (Report of Radio Transmitting Antenna Construction, Alteration and/or Renewal). Philadelphia, PA District Office (1/16/01).

- 47 C.F.R. § 17.47 – Inspection of Antenna Structure Lights and Associated Control Equipment
 - ◆ *WPRV-TV Inc., (WKVM_AM), San Juan, PR.* Other violations: 47 C.F.R. §§ 73.1350 (Transmission System Operation), 73.1800 (General Requirements Related to the Station Log), and 73.1870 (Chief Operator). San Juan, PR Resident Agent Office (1/9/01).
 - ◆ *WPRV-TV Inc., (WORO-FM), San Juan, PR.* Other violation: 47 C.F.R. § 73.1870 (Chief Operator). San Juan, PR Resident Agent Office (1/9/01).
 - ◆ *AERCO Broadcasting Corp (WQBS-AM), San Juan, PR.* Other violation: 47 C.F.R. § 17.50 (Cleaning and Repainting), 73.49 (AM Transmission System Fencing Requirements), 73.1400 (Transmission System Monitoring and Control), 73.1820 (Station Log), and 73.1840 (Retention of Logs). San Juan, PR Resident Agent Office (1/30/01).

- 47 C.F.R. § 17.48 – Notification of Extinguishment of Improper Functioning of Lights
 - ◆ *AT&T Broadband, Carroll, Iowa.* Other violation: 47 C.F.R. § 17.57 (Report of Radio Transmitting Antenna Construction, Alteration and/or Removal). Kansas City, MO District Office (1/5/01).
 - ◆ *Nextel Partners, Inc., Minnetonika, Iowa.* Kansas City, MO District Office (1/5/01).
 - ◆ *Professional Communications, Inc., Peculiar, Missouri.* Kansas City, MO District Office (1/5/01).
 - ◆ *SNET Cellular, LLC, Dallas, TX.* Boston, MA District Office (1/9/01).
 - ◆ *Adelphia Cable, Saint Albans, VT.* Boston, MA District Office (1/10/01).
 - ◆ *US Cellular Corp., Washington, DC.* Boston, MA District Office (1/10/01).
 - ◆ *Sprint Spectrum, Lenexa, KS.* Kansas City, MO District Office (1/11/01).
 - ◆ *AT&T Wireless, Bothell, Washington.* Norfolk, VA Resident Agent Office (1/12/01).
 - ◆ *Cape Fear Broadcasting Company, Fayetteville, NC.* Norfolk, VA Resident Agent Office (1/12/01).
 - ◆ *Outlet Broadcasting, Inc., Raleigh, NC.* Norfolk, VA Resident Agent Office (1/12/01).
 - ◆ *Charlotte Mecklenburg Public Broadcasting Authority, Charlotte, NC.* Norfolk, VA Resident Agent Office (1/17/01).
 - ◆ *Davidson County Broadcasting Co., Inc., Lexington, NC.* Norfolk, VA Resident Agent Office (1/17/01).

- ◆ ***WMHT Educational Telecommunications, Buffalo, NY.*** Buffalo, NY Resident Agent Office (1/17/01).
 - ◆ ***Central States Microwave Transmission Co., Tipton, MO.*** Kansas City, MO District Office (1/19/01).
 - ◆ ***Pinnacle Towers, Inc., Sarasota, FL.*** Norfolk, VA Resident Agent Office (1/19/01)
 - ◆ ***Pinnacle Towers, Inc., Sarasota, FL.*** Norfolk, VA Resident Agent Office (1/19/01).
 - ◆ ***SBA Towers, Inc., Boca Raton, FL.*** Other violation: 47 C.F.R. § 17.56 (Maintenance of Lighting Equipment). Philadelphia, PA District Office (1/19/01).
 - ◆ ***Central States Microwave Transmission Co., Pipertown, MO.*** Kansas City, MO District Office (1/23/01).
 - ◆ ***New Life Evangelistic Center, Inc., New Bloomfield, MO.*** Kansas City, MO District Office (1/26/01).
 - ◆ ***Southern New England Telephone, Meriden, CT.*** Boston, MA District Office (1/31/01).
- 47 C.F.R. § 17.49 – Recording of Antenna Structure Light Inspections in the Owner Record
 - ◆ ***Selective Inc., Alexandria, MN.*** Saint Paul, MN Resident Agent Office (1/16/01).
 - ◆ ***Western Wireless Corporation, Bellevue, WA.*** Saint Paul, MN Resident Agent Office (1/16/01).
 - ◆ ***Forum Communications Company, Fargo, ND.*** Saint Paul, MN Resident Agent Office (1/23/01).
 - ◆ ***Red River Broadcast Corporation, Fargo, ND.*** Saint Paul, MN Resident Agent Office (1/23/01).
- 47 C.F.R. § 17.50 – Cleaning and Repainting
 - ◆ ***Bell Atlantic New Jersey, Baltimore, MD.*** Philadelphia, PA District Office (1/16/01).
- 47 C.F.R. § 17.57 – Report of Radio Transmitting Antenna Construction, Alteration, and/or Renewal
 - ◆ ***American Tower Corporation, Atlanta, GA.*** Tampa, FL District Office (1/11/01).
 - ◆ ***MACTel, Inc.*** Anchorage, AK Resident Agent Office (1/26/01).
 - ◆ ***VoiceStream Wireless Corporation, Portland, OR.*** Portland, OR Resident Agent Office (1/29/01).
 - ◆ ***Charter Communications, Sebastian, FL.*** Tampa, FL District Office (1/30/01).
 - ◆ ***Rural Cellular Corporation, Enterprise, AL.*** Atlanta, GA District Office (1/30/01).
 - ◆ ***Powertel, Inc., West Point, GA.*** Atlanta, GA District Office (1/31/01).

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

- 47 C.F.R. § 73.61 – AM Directional Antenna Field Strength Measurements
 - ◆ ***Mega Communications of St. Petersburg, Tampa, FL.*** Other violations: 47 C.F.R. §§ 73.1350 (Transmission System Operation) and 73.1870 (Chief Operator). Tampa, FL District Office (1/16/01).
- 47 C.F.R. § 73.687 – Transmission System Requirements

- ◆ *Lockwood Broadcasting, Inc., Hampton, VA.* Norfolk, VA Resident Agent Office (1/18/01).
- 47 C.F.R. § 73.1125 – Station Main Studio Location
 - ◆ *Willow Farm, Inc., WPEP, Taunton, MA.* Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Boston, MA District Office (1/17/01).
- 47 C.F.R. § 73.1201 – Station Identification
 - ◆ *Greater Michigan Radio, Inc., Ferndale, MI.* Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Detroit, MI District Office (1/18/01).
 - ◆ *Mega Communications LLC, Philadelphia, PA.* Philadelphia, PA District Office (1/22/01).
 - ◆ *Minority Media of Pahrump, Inc. dba Infinity Radio License, Inc., KSRC, Kansas City, MO.* Kansas City, MO District Office (1/22/01).

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

- 47 C.F.R. § 76.605 – Technical Standards
 - ◆ *Galaxy Cablevision, Lincoln, MO.* Kansas City, MO District Office (1/10/01).

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

- 47 C.F.R. § 80.59 – Compulsory Ship Inspections
 - ◆ *Alaska Heritage Tours, Inc., Valdez, Alaska.* Other violation: 47 C.F.R. § 80.903 (Inspection of Radiotelephone Installation). Anchorage, AK Resident Agent Office (1/10/01).

47 C.F.R. Part 87 – Aviation Services

- 47 C.F.R. § 87.187 – Frequencies
 - ◆ *Robert Hubbard, Anchorage, AK.* Anchorage, AK Resident Agent Office (1/17/01).

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

- 47 C.F.R. § 90.135 – Modification of License
 - ◆ *Adam Polelowski (WPPG399), Buffalo, NY.* Other violation: 47 C.F.R. § 90.425 (Station Identification). Buffalo, NY Resident Agent Office (1/18/01).
- 47 C.F.R. § 90.157 – Discontinuance of Station Operation
 - ◆ *Light Towing (WPKG217), Buffalo, NY.* Buffalo, NY Resident Agent Office (1/18/01).

- 47 C.F.R. § 90.403 – General Operating Requirements
 - ◆ *Liberty Communications, Inc., Buffalo, NY.* Buffalo, NY Resident Agent Office (1/18/01).
 - ◆ *Portland General Electric, Boardman, OR.* Portland, OR Resident Agent Office (1/18/01).
 - ◆ *Broadway Taxi (KEJ850), Buffalo, NY.* Buffalo, NY Resident Agent Office (1/19/01).
 - ◆ *Filmore Taxi (WPMN586), Buffalo, NY.* Buffalo, NY Resident Agent Office (1/19/01).
 - ◆ *Denise Car Service, WNAC-343, Brooklyn, NY.* New York, NY District Office (1/30/01).

- 47 C.F.R. § 90.425 – Station Identification
 - ◆ *Town of Melbourne Beach, Melbourne Beach, FL.* Tampa, FL District Office (1/11/01).
 - ◆ *Suburban Cab (WNNS568), Buffalo, NY.* Buffalo, NY Resident Agent Office (1/18/01).

CITATIONS

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

- 47 C.F.R. § 15.5 – General Conditions of Operation
 - ◆ *Adam P. Burnside, Titusville, FL.* Tampa, FL District Office (1/26/01).
 - ◆ *Larry and Ernie Kingsella, Vancouver, WA.* Portland, OR Resident Agent Office (1/26/01).
 - ◆ *Tony Roma’s Restaurant, Midvale, UT.* Denver, CO District Office (1/31/01).