



# PUBLIC NOTICE

**FEDERAL COMMUNICATIONS COMMISSION**  
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DA 02-3190  
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## **ENFORCEMENT BUREAU FIELD OFFICES LIST OF NOTICES OF APPARENT LIABILITY ISSUED**

The following is a list of Notices of Apparent Liability issued by the Enforcement Bureau's Field Offices during the period October 1, 2002 through October 31, 2002. During this period, the Field Offices issued 20 Notices of Apparent Liability ("NALs") in amounts totaling \$162,500 for violations of the Communications Act of 1934, as amended, 47 U.S.C. § 151, *et seq.*, and/or the FCC's rules. As detailed below, of the 20 NALs issued, 13 involved violations of the Commission's safety-related rules (*e.g.*, Emergency Alert System, antenna structure registration, painting and lighting and AM fencing requirements). The Commission cautions licensees and antenna structure owners that the Commission takes compliance with these rules seriously. Failure to comply with these rules may result in significant enforcement action.

**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 must do so in accordance with the instructions and by the deadline set forth in the NAL.**

### **Communications Act**

- 47 U.S.C. § 301 – Unauthorized Operation
  - ***International Car Service, Inc., Brooklyn, NY. \$10,000 NAL.*** New York, NY District Office (10/22/02).

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

- 47 C.F.R. § 1.903 – Authorization Required
  - ***Acapulco Car Service, Inc., Brooklyn, NY. \$4,000 NAL.*** New York, NY District Office (10/8/02).
  - ***Tekk Comm Communications, Waterford, NJ. \$4,000 NAL.*** Philadelphia, PA District Office (10/22/02).

### **47 C.F.R. Part 11 – Emergency Alert System (EAS) Rules**

- 47 C.F.R. § 11.35 – Equipment Operational Readiness

- **Radio Lake Placid, Inc., WIRD, WLPW, Lake Placid, NY. \$8,000 NAL.** Buffalo, NY Resident Agent Office (10/3/02).
- 47 C.F.R. § 11.61 – Tests of EAS Procedures
  - **Travlyn Broadcasting, Inc., WIGG(AM), Muscle Shoals, AL. \$7,000 NAL.** Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). New Orleans, LA District Office (10/1/02).
  - **Wilkins Communications Network, Inc., KLNG, Spartansburg, SC. \$3,500 NAL.** Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Kansas City, MO District Office (10/3/02).

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

- 47 C.F.R. § 17.4(a) – Antenna Structure Registration
  - **B&H Broadcasting Systems, Inc., Texarkana, AR. \$3,000 NAL.** Dallas, TX District Office (10/7/02).
  - **Piedmont Radio Co, WPID, Piedmont, AL. \$10,000 NAL.** Other violation: 47 C.F.R. § 73.1125 (Station Main Studio Location). Atlanta, GA District Office (10/15/2002).
  - **Meade County Communications, Inc., WMMG-FM, Bradenburg, KY. \$3,000 NAL.** Chicago, IL District Office (10/18/02).
  - **Three Angels Corp., St. Thomas, USVI. \$13,000 NAL.** Other violation: §17.21 (Lighting and Painting Requirements, When Required). San Juan, PR Resident Agent Office (10/22/02).
  - **Grass Roots Broadcasting, LLC, WAMM, Woodstock, VA. \$20,000 NAL.** Other violations: 47 C.F.R. §§ 17.50 (Cleaning and Repainting) and 73.1125 (Main Studio Location). Columbia, MD District Office (10/23/02).
  - **Good Radio Broadcasting Corporation, Allendale, SC. \$3,000 NAL.** Atlanta, GA District Office (10/25/02).
- 47 C.F.R. §17.4(g) – Posting of Antenna Structure Registration Numbers
  - **VoiceStream PCS I License, LLC, Aurora, Colorado. \$2,000 NAL.** Denver, CO District Office (10/29/02).
- 47 C.F.R. § 17.23 – Specifications for Painting and Lighting Antenna Structures
  - **Verizon Wireless (VAW) LLC, Colorado, Springs, CO. \$10,000 NAL.** Other violation: 47 C.F.R. § 17.50 (Cleaning and Repainting). Denver, CO District Office (10/29/02).

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

- 47 C.F.R. § 73.49 – AM Transmission System Fencing Requirements
  - **Radio Bonners Ferry, Inc., KBFI, Bonners Ferry, Idaho. \$7,000 NAL.** Seattle, WA District Office (10/2/02).

- ***Kasper Broadcasting Co., of Missouri, KWRE, Frankfort, Indiana. \$7,000 NAL.*** Kansas City, MO District Office (10/25/02).
- 47 C.F.R. § 73.1125 – Station Main Studio Location
  - ***FNX Broadcasting, LLC, WPHX-FM, Sanford, Maine. \$17,000 NAL.*** Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Boston, MA District Office (10/29/02).
  - ***FNX Broadcasting, LLC, WPHX, Sanford, Maine. \$17,000 NAL.*** Other violation: 47 C.F.R. § 73.3526 (Local Public Inspection File for Commercial Stations). Boston, MA District Office (10/29/02).
- 47 C.F.R. § 73.3526 – Local Public Inspection File for Commercial Stations
  - ***Trade Center Management, Inc., KHRA-AM, Honolulu, Hawaii. \$10,000 NAL.*** Honolulu, HI Resident Agent Office (10/31/02).

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

- 47 C.F.R. § 90.403 – General Operating Requirements
  - ***All American Citywide Rainbow Transit, Inc., Long Island City, NY. \$4,000 NAL.*** New York, NY District Office (10/8/02).