



Federal Communications Commission
Washington, D.C. 20554

August 2, 2006

DA 06-1557

Released: August 2, 2006

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

KWEX License Partnership, L.P.
KWEX-TV
1999 Avenue of the Stars
Suite 3050
Los Angeles, CA 90067

Re: KWEX License Partnership, L.P.
KWEX-TV, San Antonio, TX
Facility ID No. 35881
File No. BRCT-20060331BOQ

Dear Licensee:

This refers to your license renewal application for station KWEX-TV, San Antonio, TX.

In the Children's Television Act of 1990, Pub. L. No. 101-437, 104 Stat. 996-1000, *codified at* 47 U.S.C. Sections 303a, 303b and 394, Congress directed the Commission to adopt rules, *inter alia*, limiting the number of minutes of commercial matter that television stations may air during children's programming, and to consider in its review of television license renewals the extent to which the licensee has complied with such commercial limits. Pursuant to this statutory mandate, the Commission adopted Section 73.670 of its Rules (the Rules), 47 C.F.R. § 73.670, which limits the amount of commercial matter which may be aired during children's programming to 10.5 minutes per hour on weekends and 12 minutes per hour on weekdays. *Children's Television Programming*, 6 FCC Rcd 2111, 2118, *recon. granted in part*, 6 FCC Rcd 5093, 5098 (1991). The commercial limitations became effective on January 1, 1992. *Children's Television Programming*, 6 FCC Rcd 5529, 5530 (1991).

On March 31, 2006, you filed the above-referenced license renewal application for station KWEX-TV. In response to Section IV, Question 5 of that application, you certify that, during the previous license term, station KWEX-TV failed to comply with the limitations on commercial matter in children's programming specified in Section 73.670 of the Rules. In Exhibit 19, you indicate that station KWEX-TV exceeded the children's television commercial limits by 15 seconds on February 19, 2005.

It appears from the information before us that the overage in question was an isolated and inadvertent violation of the children's television commercial limits. Such *de minimis* violation of

Section 73.670 of the Rules does not warrant further consideration in connection with KWEX-TV's renewal application.

Accordingly, IT IS ORDERED that, a copy of this Letter shall be sent by First Class and Certified Mail, Return Receipt Requested, to the licensee at the address listed above, and to Scott R. Flick, Esq., Pillsbury Winthrop Shaw Pittman LLP, 2300 N Street, N.W., Washington, D.C., 20037.

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau