



Federal Communications Commission
Washington, D.C. 20554

January 31, 2007

DA 07-369

Released: January 31, 2007

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Stanley S. Hubbard Revocable Trust
KOBRTV
3415 University Avenue West
St. Paul, MN 55114-2099

Re: Stanley S. Hubbard Revocable Trust
KOBRTV, Roswell, NM
Facility ID No. 62272
File No. BRCT-20060601BBX

Dear Licensee:

This letter refers to your license renewal application for station KOBRTV, Roswell, NM.

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 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 June 1, 2006, you filed the above-referenced license renewal application for station KOBRTV. In response to Section IV, Question 5 of that application, you certify that, during the previous license term, station KOBRTV failed to comply with the limitations on commercial matter in children's programming specified in Section 73.670 of the Commission's Rules. In Exhibit 19, you indicate that station KOBRTV exceeded the children's television commercial limits by two minutes and twenty five seconds on March 18, 2006. You attribute this overage to human error and describe corrective actions taken to prevent future violations.

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 Commission's Rules is not an impediment to a renewal of KOBR(TV)'s license.¹ Finding you fully qualified to remain a Commission licensee, we conclude that a grant of your application for renewal of license for station KOBR(TV) would serve the public interest, convenience and necessity, and BRCT-20060601BBX IS HEREBY GRANTED.

Accordingly, IT IS ORDERED that, a copy of this Letter shall be sent by First Class and Certified Mail, Return Receipt Requested to Stanley S. Hubbard Revocable Trust, at the address listed above, and to David A. O'Connor, Esquire, Holland & Knight LLP, 2099 Pennsylvania Avenue, N.W., Suite 100, Washington, D.C. 20006-6801.

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau

¹ 47 U.S.C. § 309(k)(1).