

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)

File Number: EB-07-BS-001

Charles Clemons)

NAL/Acct. No: 200832260002

Boston, MA)

FRN: 0017500703

FORFEITURE ORDER

Adopted: May 5, 2008**Released:** May 7, 2008

By the Acting Regional Director, Northeast Region, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of seventeen thousand dollars (\$17,000) to Charles Clemons (“Clemons”) for willfully and repeatedly violating Section 301 of the Communications Act of 1934, as amended (“Act”),¹ by operating an unlicensed radio transmitter on the frequency 106.1 MHz in Boston, MA and for willfully violating Section 303(n) of the Act by failing to permit a station inspection.

2. On February 29, 2008, the Commission’s Boston Field Office issued a *Notice of Apparent Liability for Forfeiture* (“*NAL*”) in the amount of \$17,000 to Clemons.² Clemons has not filed a response to the *NAL* or paid the proposed forfeiture. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the Communications Act of 1934, as amended (“Act”),³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission’s Rules,⁴ Charles Clemons **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$17,000 for willfully and repeatedly violating Section 301 of the Act.

4. Payment of the forfeiture must be made by check or similar instrument, payable to the order of the Federal Communications Commission. The payment must include the NAL/Account

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200832260002 (Enf. Bur., Boston Office, released February 29, 2008).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

Number and FRN Number referenced above. Payment by check or money order may be mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000. Payment by overnight mail may be sent to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101. Payment[s] by wire transfer may be made to ABA Number 021030004, receiving bank TREAS/NYC, and account number 27000001. For payment by credit card, an FCC Form 159 (Remittance Advice) must be submitted. When completing the FCC Form 159, enter the NAL/Account number in block number 23A (call sign/other ID), and enter the letters “FORF” in block number 24A (payment type code). Requests for full payment under an installment plan should be sent to: Chief Financial Officer -- Financial Operations, 445 12th Street, S.W., Room 1-A625, Washington, D.C. 20554. Please contact the Financial Operations Group Help Desk at 1-877-480-3201 or Email: ARINQUIRIES@fcc.gov with any questions regarding payment procedures.

5. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by First Class Mail and Certified Mail Return Receipt Requested to Charles Clemons at his address of record.

FEDERAL COMMUNICATIONS COMMISSION

G. Michael Moffitt
Acting Regional Director, Northeast Region
Enforcement Bureau