



Federal Communications Commission
Washington, D.C. 20554

February 1, 2008

DA 08-263

Released: February 1, 2008

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Community Television of Southern California
KCET(TV)
4401 Sunset Boulevard
Los Angeles, California 90027

Re: Community Television of Southern California
KCET(TV), Los Angeles, California
Facility ID No. 13058
File No. BRET-20060803ABE

Dear Licensee:

This refers to your license renewal application for station KCET(TV), Los Angeles, California.

Section 73.3527 of the Commission's Rules (Rules) requires broadcast licensees to maintain a public inspection file containing specific types of information related to station operations.¹ Section 73.3527(e)(8) of the Rules provides that a TV issues/programs list is to be placed in a noncommercial educational TV broadcast station's public inspection file each calendar quarter. Where lapses occur in maintaining the public file, neither the negligent acts nor omissions of station employees or agents, nor the subsequent remedial actions undertaken by the licensee, excuse or nullify a licensee's rule violation.²

On August 3, 2006, you filed the above-referenced license renewal application for station KCET(TV). In response to Section IV, Question 3 of that application, you certified that, during the previous license term, station KCET(TV) failed to place in the public inspection file at the appropriate times, all of the documentation required by Section 73.3527 of the Commission's Rules. In Exhibit 17, you stated that in reviewing station KCET(TV)'s public inspection file in preparation for the filing of the instant application, it was discovered that TV issues/programs lists for the second quarter of 2000, the fourth quarter of 2002, and the first quarter of 2003 were missing. You claimed that the public inspection file was "diligently maintained" during the license term and that procedures are in place to ensure that all the required documents are placed

¹ See 47 C.F.R. § 73.3527.

² See *Padre Serra Communications, Inc.*, 14 FCC Rcd 9709 (1999) (citing *Gaffney Broadcasting, Inc.*, 23 FCC 2d 912, 913 (1970) and *Eleven Ten Broadcasting Corp.*, 33 FCC 706 (1962)); *Surrey Range Limited Partnership*, 71 RR 2d 882 (FOB 1992).

in the public file. You also stated, however, that during 2004, station KCET(TV)'s legal department was moved due to renovations and that the missing documents were misplaced during the move.

Although we do not rule out more severe sanctions for violations of this nature in the future, based upon the record before us we have determined that an admonition is appropriate at this time. Therefore, based upon the facts and circumstances before us, we ADMONISH you for the admitted violations of Section 73.3527(e)(8) of the Rules described in station KCET(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 Community Television of Southern California at the address listed above, and to its counsel, Susan Erburu Reardon, Esquire, Community Television of Southern California, 4401 Sunset Boulevard, Los Angeles, California 90027.

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau