

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

In the Matter of)	
)	File No.: EB-11-MA-0009
Neal Davis)	
)	NAL/Acct. No.: 201232600001
Fort Lauderdale, Florida)	
)	FRN: 0021223367
)	

FORFEITURE ORDER

Adopted: December 6, 2011

Released: December 6, 2011

By the Regional Director, South Central Region, Enforcement Bureau:

1. In this Forfeiture Order (Order), we issue a monetary forfeiture in the amount of ten thousand dollars (\$10,000) to Neal Davis (Mr. Davis) for willful and repeated violation of section 301 of the Communications Act of 1934, as amended (Act).¹ The noted violations involved Mr. Davis's operation of an unlicensed radio transmitter on the frequency 96.1 MHz in Fort Lauderdale, Florida.

2. On October 17, 2011, the Enforcement Bureau's Miami Office (Miami Office) issued a Notice of Apparent Liability for Forfeiture (NAL) in the amount of \$10,000 to Mr. Davis.² Mr. Davis has not filed a response to the NAL. 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,³ and sections 0.111, 0.204, 0.311 and 1.80(f)(4) of the Commission's rules,⁴ Neal Davis **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$10,000 for violations of section 301 of the Act.⁵

4. Payment of the forfeiture shall be made in the manner provided for in section 1.80 of the Rules within thirty (30) calendar days of the release of this Order. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for enforcement pursuant to section 504(a) of the Act.⁶ 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 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. Payments by wire transfer may be made to ABA Number

¹ 47 U.S.C. § 301.

² *Neal Davis*, Notice of Apparent Liability for Forfeiture, 26 FCC Rcd 14375 (Enf. Bur. 2011).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.204, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 301.

⁶ 47 U.S.C. § 504(a).

021030004, receiving bank TREAS/NYC, and account number 27000001. For payment by credit card, an FCC Form 159 (Remittance Advice) must be submitted. FCC Form 159 may be obtained at <http://www.fcc.gov/Forms/Form159/159.pdf>. 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. Neal Davis shall also send electronic notification on the date said payment is made to SCR-Response@fcc.gov.

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

FEDERAL COMMUNICATIONS COMMISSION

Dennis P. Carlton
Regional Director, South Central Region
Enforcement Bureau