

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

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|--------------------|---|-----------------------------|
| In the Matter of |) | |
| |) | |
| Robenson Thermitus |) | File No.: EB-11-MA-0133 |
| |) | NAL/Acct. No.: 201232600004 |
| Miami, Florida |) | FRN: 0021426010 |
| |) | |

FORFEITURE ORDER

Adopted: April 3, 2012

Released: April 3, 2012

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 Robenson Thermitus for willful and repeated violation of Section 301 of the Communications Act of 1934, as amended (Act).¹ The noted violations involved Mr. Thermitus's operation of an unlicensed radio transmitter on the frequency 98.7 MHz in Miami, Florida.

2. On January 20, 2012, 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. Thermitus.² Mr. Thermitus 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 Robenson Thermitus **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 021030004, receiving bank TREAS/NYC, and account number 27000001. For payment by credit card,

¹ 47 U.S.C. § 301.

² *Robenson Thermitus.*, Notice of Apparent Liability for Forfeiture, 27 FCC Rcd 327 (Enf. Bur. 2012).

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).

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. Robenson Thermitus 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 Robenson Thermitus at his address of record.

FEDERAL COMMUNICATIONS COMMISSION

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