

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

In the Matter of)	
)	
Damian Anthony Ojouku Allen)	File No.: EB-FIELDSCR-13-00010442
)	NAL/Acct. No.: 201432600003
Fort Lauderdale, Florida)	FRN: 0021896410

FORFEITURE ORDER

Adopted: June 2, 2014

Released: June 2, 2014

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

1. We impose a penalty of twenty five thousand dollars (\$25,000) against Damian Anthony Ojouku Allen for operating a pirate radio station in Fort Lauderdale, Florida. The Commission warned Mr. Allen several times that pirate operations are illegal and previously imposed a penalty on him for operating a pirate radio station in Pompano Beach, Florida on the same unauthorized frequency. The fact the Mr. Allen would commit the same violation on the same frequency demonstrates a deliberate disregard for the Commission's authority and its rules, warranting a significant \$25,000 penalty.

2. On March 26, 2014, the Enforcement Bureau's Miami Office issued a Notice of Apparent Liability for Forfeiture (*NAL*) in the amount of \$25,000 to Mr. Allen¹ for willful and repeated violation of Section 301 of the Communications Act of 1934, as amended (*Act*)² for operating an unlicensed radio transmitter on the frequency 101.1 MHz in Fort Lauderdale, Florida. Mr. Allen has not filed a response to the *NAL*. Based on the information before us, we affirm the forfeiture proposed in the *NAL*.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the *Act*,³ and Sections 0.111, 0.204, 0.311, and 1.80(f)(4) of the Commission's rules (*Rules*),⁴ Damian Anthony Ojouku Allen **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of twenty five thousand dollars (\$25,000) 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 after the release date of this Forfeiture Order.⁶ If the forfeiture is not paid within the period specified, the case may be referred to the U.S. Department of Justice for enforcement of the forfeiture pursuant to Section 504(a) of the *Act*.⁷ Damian Anthony Ojouku Allen shall send electronic notification of payment to SCR-Response@fcc.gov on the date said payment is made. The payment must be made by check or similar instrument, wire transfer, or credit card, and must include

¹ *Damian Anthony Ojouku Allen*, Notice of Apparent Liability for Forfeiture and Order, 29 FCC Rcd 2982 (Enf. Bur. 2014).

² 47 U.S.C. § 301.

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 C.F.R. § 1.80.

⁷ 47 U.S.C. § 504(a).

the NAL/Account Number and FRN referenced above. Regardless of the form of payment, a completed FCC Form 159 (Remittance Advice) must be submitted.⁸ When completing the FCC Form 159, enter the Account Number in block number 23A (call sign/other ID) and enter the letters “FORF” in block number 24A (payment type code). Below are additional instructions you should follow based on the form of payment you select:

- Payment by check or money order must be made payable to the order of the Federal Communications Commission. Such payments (along with the completed Form 159) must be mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000, or sent via overnight mail to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101.
- Payment by wire transfer must be made to ABA Number 021030004, receiving bank TREAS/NYC, and Account Number 27000001. To complete the wire transfer and ensure appropriate crediting of the wired funds, a completed Form 159 must be faxed to U.S. Bank at (314) 418-4232 on the same business day the wire transfer is initiated.
- Payment by credit card must be made by providing the required credit card information on FCC Form 159 and signing and dating the Form 159 to authorize the credit card payment. The completed Form 159 must then be mailed to Federal Communications Commission, P.O. Box 979088, St. Louis, MO 63197-9000, or sent via overnight mail to U.S. Bank – Government Lockbox #979088, SL-MO-C2-GL, 1005 Convention Plaza, St. Louis, MO 63101.

5. Any request for making full payment over time under an installment plan should be sent to: Chief Financial Officer—Financial Operations, Federal Communications Commission, 445 12th Street, S.W., Room 1-A625, Washington, D.C. 20554.⁹ If you have questions regarding payment procedures, please contact the Financial Operations Group Help Desk by phone, 1-877-480-3201, or by e-mail, ARINQUIRIES@fcc.gov.

6. **IT IS FURTHER ORDERED** that a copy of this Forfeiture Order shall be sent by both First Class Mail and Certified Mail, Return Receipt Requested, to Damian Anthony Ojouku Allen at his address of record.

FEDERAL COMMUNICATIONS COMMISSION

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

⁸ An FCC Form 159 and detailed instructions for completing the form may be obtained at <http://www.fcc.gov/Forms/Form159/159.pdf>.

⁹ See 47 C.F.R. § 1.1914.