

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

In the Matter of)	
)	
Morris Broadcasting Company of New Jersey, Inc.)	File No.: EB-FIELDNER-25-00037925
Owner of Antenna Structures)	Facility ID: 14635
1049863, 1049864, 1049865, and 1049866)	FRN: 0003776101Del
)	
Washington Crossing, Pennsylvania)	
)	
)	

NOTICE OF VIOLATION

Released: March 25, 2026

By the Regional Director, Region One, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to section 1.89 of the Commission’s rules¹ to Morris Broadcasting Company of New Jersey, Inc. (Morris), owner of antenna structure numbers 1049863, 1049864, 1049865, and 1049866 (Antenna Structures) located in Washington Crossing, Pennsylvania, and licensee of AM Station WIMG (Station) located in Ewing, New Jersey. Pursuant to section 1.89(a) of the Commission’s rules, issuance of this Notice does not preclude the Enforcement Bureau from further action if warranted, including issuing a Notice of Apparent Liability for Forfeiture for the violations noted herein.²

2. On May 21, 2025, and August 8, 2025, Agents of the Enforcement Bureau’s New York Office inspected the Station and its associated Antenna Structures located at the coordinates 40°17’16” N 74°52’23” W (center of AM array) in Washington Crossing, Pennsylvania, and observed the following violations:

- a. 47 CFR § 17.23: “...[E]ach antenna structure must be painted and lighted in accordance with any painting and lighting requirements prescribed on the antenna structure's registration, or in accordance with any other specifications provided by the Commission.” The Antenna Structures are required to be painted and lit in accordance with FCC Paragraphs 1, 3, 12, and 21, specifying that each Antenna Structure be painted and display a red beacon at its top level, plus two steady burning side markers at its one-third and two-thirds levels.³ On August 8, 2025, the Agents observed that while each of the four Antenna Structures displayed a red beacon at its top level, none of them displayed the required side markers at the one-third and two-thirds levels.⁴

¹ 47 CFR § 1.89.

² 47 CFR § 1.89(a).

³ See FCC Antenna Structure Registry (<https://appsint.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=611540>, <https://appsint.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=611541>, <https://appsint.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=611542>, <https://appsint.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=611543>) (last visited Mar. 17, 2026).

⁴ The Antenna Structures displayed side markers only at the mid-level, which is not permitted per the requirements of their respective registrations. *Id.*

- b. 47 CFR §§ 17.6 (a) and 17.56: “The antenna structure owner is responsible for maintaining the painting and lighting in accordance with this part.” “Replacing or repairing of lights, automatic indicators or automatic control or alarm systems shall be accomplished as soon as practicable.” During the May 21, 2025 inspection, the Station CEO acknowledged that some of the Antenna Structure lighting was not operational, and the required Notices to Airmen (NOTAMs) had already been filed by Morris.⁵ Agents reminded the Station CEO at that time that the lighting must be repaired as soon as practicable. During the August 8, 2025 inspection, Agents observed that the lighting was still not repaired/corrected on all four Antenna Structures; all obstruction lighting on Antenna Structures 1049864 and 1049866 was extinguished. The fourth Antenna Structure (1049863) displayed only an operational top beacon.

- c. 47 CFR § 17.48(a): “The owner of any antenna structure which is registered with the Commission and has been assigned lighting specifications referenced in this part . . . [s]hall report immediately to the FAA, by means acceptable to the FAA, any observed or otherwise known extinguishment or improper functioning of any top steady burning light or any flashing obstruction light, regardless of its position on the antenna structure, not corrected within 30 minutes . . .” On June 1, 2025, Morris contacted the Federal Aviation Administration (FAA) and requested a NOTAM for the obstruction lighting outages that existed on the Antenna Structures. However, Morris failed to renew the NOTAM’s that automatically expired on July 30, 2025. On August 4, 2025, an Agent contacted the FAA and had new NOTAMs issued for the obstruction lighting outages that still existed on the Antenna Structures.⁶

- d. 47 CFR § 73.49: “Antenna towers having radio frequency potential at the base (series fed, folded unipole, and insulated base antennas) must be enclosed within effective locked fences or other enclosures. Ready access must be provided to each antenna tower base for meter reading and maintenance purposes at all times. However, individual tower fences need not be installed if the towers are contained within a protective property fence.” During the May 21, 2025 inspection, Agents observed that the Station was transmitting an AM signal at full power. Each of the four Antenna Structures broadcasting that AM signal thus had radio frequency potential at their respective bases, and required ready access to those bases for technical and maintenance purposes. At the time of inspection, however, the denseness of brush and vegetation throughout the property prevented ready access to the bases of all four Antenna Structures.

- e. 47 CFR § 73.1560(a)(1): “Except for AM stations using modulation dependent carrier level (MDCL) control technology, or as provided for in paragraph (d) of this section [seeking FCC authorization for reduced power operation], the antenna input power of an AM station, as determined by the procedures specified in § 73.51 must be maintained as near as practicable to the authorized antenna input power and may not be less than 90 percent nor greater than 105 percent of the authorized power.” During the May 21, 2025 inspection, Agents observed that the Station was not using MDCL control technology, had not sought FCC authorization for reduced power operation, and was operating with

⁵ A NOTAM is a bulletin issued by aviation authorities for a temporary period to inform pilots about important information that may affect flight operations, including lighting outages on antenna structures requiring such lighting.

⁶ On June 1, 2025, per Morris’ request, the FAA issued NOTAMs !TTN 06/004, !TTN 06/005, !TTN 06/006, and !TTN 06/007. On August 4, 2025, per the request of the FCC Agent, the FAA issued NOTAMs # !TTN 08/007, !TTN 08/008, !TTN 08/009, and !TTN 08/010.

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900 Watts of power during the daytime, which is 28.1% of the authorized daytime power of 3200 Watts.

- f. 47 CFR § 11.35: “EAS Participants are responsible for ensuring that EAS Encoders, EAS Decoders, Attention Signal generating and receiving equipment, and Intermediate Devices used as part of the EAS to decode and/or encode messages formatted in the EAS Protocol and/or the Common Alerting Protocol are installed so that the monitoring and transmitting functions are available during the times the stations and systems are in operation.” During the May 21, 2025 inspection, Agents observed that Morris failed to maintain operational EAS equipment for station WIMG, because the EAS equipment would not power on.

3. As the nation’s emergency warning system, the Emergency Alert System is critical to public safety, and we recognize the vital role that broadcasters play in ensuring its success. The Commission takes seriously any violations of its rules implementing the EAS and expects full compliance from its regulatees. We also must investigate violations of other rules that apply to broadcast licensees.

4. Pursuant to section 403 of the Communications Act of 1934, as amended (Act), and section 1.89 of the Commission’s rules, we seek additional information concerning the violations and any remedial actions taken.⁷ Therefore, Morris must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response (i) must fully explain each violation, including all relevant surrounding facts and circumstances, (ii) must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and (iii) must include a time line for completion of any pending corrective action(s). The response must be complete in itself and must not be abbreviated by reference to other communications or answers to other notices.⁸

5. In accordance with section 1.16 of the Commission’s rules, we direct Morris to support its response to this Notice with an affidavit or declaration under penalty of perjury, signed and dated by an authorized officer of Morris with personal knowledge of the representations provided in Morris’s response, verifying the truth and accuracy of the information therein, and confirming that all of the information requested by this Notice which is in Morris’ possession, custody, control, or knowledge has been produced.⁹ To knowingly and willfully make any false statement or conceal any material fact in reply to this Notice is punishable by fine or imprisonment under title 18 of the U.S. Code.¹⁰

⁷ 47 U.S.C. § 403; 47 CFR § 1.89.

⁸ 47 CFR § 1.89(c).

⁹ Section 1.16 of the Commission’s rules provides that “[a]ny document to be filed with the Federal Communications Commission and which is required by any law, rule or other regulation of the United States to be supported, evidenced, established or proved by a written sworn declaration, verification, certificate, statement, oath or affidavit by the person making the same, may be supported, evidenced, established or proved by the unsworn declaration, certification, verification, or statement in writing of such person Such declaration shall be subscribed by the declarant as true under penalty of perjury, and dated, in substantially the following form . . . : ‘I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct. Executed on (date). (Signature)’.” 47 CFR § 1.16.

¹⁰ 18 U.S.C. §§ 1001, *et seq.*; *see also* 47 CFR § 1.17.

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6. All replies and documentation sent in response to this Notice should be marked with the File Number, specified above, and mailed to the following address:

Federal Communications Commission
EB Columbia Regional Office
9050 Junction Drive
Annapolis Junction, Maryland, 20701

7. This Notice shall be sent to Morris Broadcasting Company of New Jersey, Inc. at its address of record.

8. The Privacy Act of 1974¹¹ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance.

FEDERAL COMMUNICATIONS COMMISSION

David C. Dombrowski
Regional Director, Region One
Enforcement Bureau

¹¹ 5 U.S.C. § 552a(e)(3).