
Federal Communications Commission

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

In the Matter of)	
)	
City of Douglas)	File No. EB-09-AT-0039
Licensee of Radio Stations KCK541, KID398,)	
WPVY724, WQKN400)	
Douglas, GA 31533)	NOV No. V200932480001
)	

NOTICE OF VIOLATION

Released: 9/18/2009

By the District Director, Atlanta Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules¹ to City of Douglas, licensee of private land mobile radio stations KCK541, KID398, WPVY724, WQKN400 in Douglas, Georgia.
2. On August 26, 2009, in response to an interference complaint, an agent of the Commission's Atlanta Office monitored and inspected radio stations KCK541, KID398, WPVY724, WQKN400 located in Douglas, Georgia and observed the following violation:

47 C.F.R. § 1.903(a): "Stations in the Wireless Radio Services must be used and operated only in accordance with the rules applicable to their particular service as set forth in this title and with a valid authorization granted by the Commission..." At the time of the inspection, the City of Douglas was operating on the frequency 151.3775 MHz, which is not authorized under KCK541, KID398, WPVY724, WQKN400 or any other authorization issued to the City of Douglas.
3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, City of Douglas must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by the City Manager or Officer of the City of Douglas. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

¹47 C.F.R. § 1.89.

²47 U.S.C. § 308(b).

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Federal Communications Commission
Atlanta Office
3575 Koger Blvd, Ste 320
Duluth, GA 30096

4. This Notice shall be sent to City of Douglas at its address of record.
5. The Privacy Act of 1974³ 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. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Douglas Miller
District Director
Atlanta District Office
South Central Region
Enforcement Bureau

³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 *et seq.*