

Federal Communications Commission

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

In the Matter of)	
)	
Roberts Broadcasting, Inc. DBA WIMI FM)	File No.: EB-10-CG-0722
Registrant of Antenna Structure)	
ASR # 1035236)	NOV No.: V201132320002
Montreal, Wisconsin)	

NOTICE OF VIOLATION

Released: October 13, 2010

By the District Director, Chicago Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to Section 1.89 of the Commission’s Rules¹ to Roberts Broadcasting, Inc. DBA WIMI FM, registrant of Antenna Structure No. 1035236 in Montreal, Wisconsin.
2. On September 14, 2010, an agent of the Commission’s Chicago Office inspected antenna structure number 1035236, located in Montreal, Wisconsin and observed the following violation:

47 C.F.R. § 17.4(a): The owner of an antenna structure that requires notice of proposed construction to the Federal Aviation Administration must register the structure with the Commission. Information provided to the Commission must be accurate.² The FCC registration for antenna structure number 1035236 states the latitude and longitude of the structure as 46°25' 25.0" north latitude and 090°14' 54.0" west longitude. At the time of the inspection, the agent determined the location of the structure to be 46°25' 18" north latitude and 090°14' 59" west longitude, revealing a discrepancy in excess of 1/8 mile.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,³ and Section 1.89 of the Commission’s Rules, Roberts Broadcasting, Inc. DBA WIMI FM 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 a principal or officer of the tower owner. All

¹47 C.F.R. § 1.89.

² 47 C.F.R. § 1.17.

³47 U.S.C. § 308(b).

Federal Communications Commission

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:

Federal Communications Commission
Chicago Office
1550 North Northwest Highway, Room 306
Park Ridge, IL 60068

4. This Notice shall be sent to Roberts Broadcasting, Inc. DBA WIMI FM at its address of record.
5. The Privacy Act of 1974⁴ 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.⁵

FEDERAL COMMUNICATIONS COMMISSION

James M. Roop
District Director
Chicago District Office
Northeast Region
Enforcement Bureau

⁴P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁵18 U.S.C. § 1001 *et seq.*