

Federal Communications Commission

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

In the Matter of)	
)	
Brann Molstad)	File No. EB-10-DV-0315
Antenna Structure Registrant)	
ASR # 1251781)	NOV No. V201132800012
Grand Forks, North Dakota)	
)	

NOTICE OF VIOLATION

Released: October 29, 2010

By the District Director, Denver Office, Western Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules¹ to Brann Molstad ("Molstad"), registrant of antenna structure # 1251781 in Grand Forks, North Dakota.

2. On September 15, 2010, an agent of the Enforcement Bureau's Denver Office inspected antenna structure # 1251781 located in Grand Forks, North Dakota, and observed the following violations:

- a. 47 C.F.R. § 17.4(g): "The Antenna Structure Registration Number must be displayed in a conspicuous place so that it is readily visible near the base of the antenna structure." During the inspection, the agent observed that there was no antenna structure registration number posted at or near the base of the antenna structure.
- b. 47 C.F.R. § 17.57: "The owner of an antenna structure for which an Antenna Structure Registration Number has been obtained must notify the Commission within 24 hours of completion of construction (FCC Form 854-R) and/or dismantlement (FCC Form 854)." Based on the agents' review of the FCC's Antenna Structure Registration ("ASR") records which reflect a status of "Granted," Molstad failed to notify the Commission that the antenna structure, ASR #1251781, had been constructed.

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Molstad must submit a written statement concerning this matter within

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 403.

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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 Molstad. 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:

Federal Communications Commission
Denver District Office
215 S. Wadsworth Blvd, Suite 303
Lakewood, CO 80226

4. This Notice shall be sent to Brann Molstad at his 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

Nikki P. Shears
District Director
Denver District Office
Western Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*