

Congress of the United States
Washington, DC 20515

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FCC Mail Room

March 15, 2017

The Honorable Ajit Pai
Chairman, Federal Communications Commission
445 12 Street, SW
Washington, D.C. 20544

Dear Chairman Pai,

Please accept our congratulations on your recent appointment as Federal Communications Commission (FCC) Chairman. We are writing to make you aware of our ongoing concern regarding a matter pending before the Commission involving the Cesar Chavez Foundation (CCF), the licensee of non-commercial educational (NCE) station KUFW in Woodlake, California.

As we mentioned in our previous correspondence with the Commission, CCF applied to renew KUFW's (FM) broadcast license. On July 28, 2016, the Media Bureau of the FCC released its decision on this matter after nearly three years of deliberation. In that decision, the FCC determined that the CCF was violating federal law and FCC rules by broadcasting commercials on KUFW. The Media Bureau imposed a fine of \$12,500 on CCF but declined to impose additional remedies. The FCC additionally acknowledged that it would normally demand a compliance plan in this situation, but instead rewarded CCF with another station in a brokered exchange.

Since then, we have learned that CCF continued to broadcast commercials on KUFW even after the Media Bureau decision and the imposition of the fine. This clearly indicates that CCF did not curtail the breaches of its obligations during the nearly three-year-long proceedings. This indisputably shows that the Media Bureau's actions in this matter were ineffective and that much stronger action should be taken. We understand that an application for review of the Media Bureau's decision is pending with the full Commission. As such, we encourage you and your fellow Commissioners to reconsider the Media Bureau's decision to hold CCF accountable for continuing to break the law.

Sincerely,

Devin Nunes
Member of Congress

David G. Valadao
Member of Congress