

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

In the Matter of)	
)	
Silver State Broadcasting LLC)	
)	
Licensee of Station WLI700)	File No.: EB-FIELDWR-17-00025445
Las Vegas, Nevada)	
)	

NOTICE OF VIOLATION

Released: December 8, 2017

By the Regional Director, Region Three, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to Section 1.89 of the rules of the Federal Communications Commission¹ to Silver State Broadcasting LLC. (Silver State), licensee of Aural Studio to Transmitter Link (STL) station WLI700, Las Vegas, Nevada. Pursuant to Section 1.89(a) of the Commission's rules, issuance of this Notice does not preclude the Commission's Enforcement Bureau (Bureau) from further action if warranted, including issuing a Notice of Apparent Liability for Forfeiture for the violation(s) noted herein.²

2. From October 23 to 24, 2017, Agents from the Bureau's Los Angeles and San Francisco Offices investigated a complaint from the Federal Aviation Administration (FAA) that a spurious emission on 118.75 MHz, which was modulated with the emissions from FM Broadcast station KFRH, Las Vegas, Nevada (also licensed to Silver State), was causing interference to aircraft and controllers at the Las Vegas Nevada McCarran airport. During their investigation, the Agents observed the following violation of the Commission's rules:

- a. 47 CFR § 74.861(g): "Low power auxiliary stations shall be operated so that no harmful interference is caused to any other class of station operating in accordance with Commission's rules and regulations and with the Table of Frequency Allocations in part 2 thereof." Agents from the Bureau's Los Angeles and San Francisco Offices used direction finding techniques and determined that the spurious signal on 118.75 MHz was emanating from station WLI700, transmitting from 6725 Via Austi Parkway, Las Vegas, Nevada and was the source of the interference reported by the FAA.

¹ 47 CFR § 1.89.

² 47 CFR § 1.89(a).

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,³ and Section 1.89 of the Commission's rules, we seek additional information concerning the violations and any remedial actions taken. Therefore, Silver State 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.⁴

4. In accordance with Section 1.16 of the Commission's rules, we direct Silver State to support its response to this Notice with an affidavit or declaration under penalty of perjury, signed and dated by an authorized officer of Silver State with personal knowledge of the representations provided in Silver State's response, verifying the truth and accuracy of the information therein,⁵ and confirming that all of the information requested by this Notice which is in the licensee's possession, custody, control, or knowledge has been produced. 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.⁶

5. All replies and documentation sent in response to this Notice should be marked with the File No. specified above, and mailed to the following address:

Federal Communications Commission
Los Angeles Office
18000 Studebaker Rd. #660
Cerritos, CA 90703

6. This Notice shall be sent to Silver State Broadcasting LLC. at its address of record.

³ 47 U.S.C. § 308(b).

⁴ 47 CFR § 1.89(c).

⁵ 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.

⁶ 18 U.S.C. § 1001 *et seq.* See also 47 CFR § 1.17.

7. The Privacy Act of 1974⁷ 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

Lark Hadley
Regional Director
Region Three
Enforcement Bureau

⁷ See 5 U.S.C. § 552a(e)(3).