



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
REGION THREE**

Los Angeles Regional Office
11331 183rd Street, PMB #365
Cerritos, CA 90703
Field@FCC.gov
(562) 860-7474

October 16, 2018

Maria Gonzalez
Oxnard, California 93033

Case Number: EB-FIELDWR-18-00026466

NOTICE OF UNLICENSED OPERATION

On April 21, 2018, Agents from the Los Angeles Office (Los Angeles Office) of the Federal Communications Commission's (FCC's or Commission's) Enforcement Bureau (Bureau) responded to a complaint of an unlicensed FM station operating on the frequency 99.1 MHz in Oxnard, CA. The Agents confirmed by direction finding techniques that a radio signal on 99.1 MHz was emanating from your place of business located on Statham Blvd in Oxnard, CA. The Commission's records show that no license was issued for operation of a broadcast station on 99.1 MHz at this location in Oxnard, CA. The Los Angeles Office investigated and determined you are the owner or operator of the unlicensed FM station on 99.1 MHz.

Radio stations must be licensed by the FCC pursuant to Section 301 of the Communications Act of 1934, as amended (Act).¹ The only exception to this licensing requirement is for certain transmitters using or operating at a power level or mode of operation that complies with the standards established in Part 15 of the Commission's rules.² On April 21, 2018, Agents measured the field strength of the signal on the frequency 99.1 MHz and found that it exceeded the maximum permitted level of 250 microvolts per meter ($\mu\text{V}/\text{m}$) at 3 meters established under Part 15. Thus, this station is operating in violation of Section 301 of the Act.³

You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the

¹ 47 U.S.C. § 301.

² 47 CFR §§ 15.1 *et seq.*

³ 47 U.S.C. § 301.

operator to severe penalties, including, but not limited to, substantial monetary fines, *in rem* seizure of the offending radio equipment, and criminal sanctions including imprisonment.⁴

UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY AND MUST NOT RESUME.

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the Commission. Your response should be sent to the address in the letterhead and reference the listed case number. Under the Privacy Act of 1974,⁵ we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with the Commission's rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Lark Hadley
Regional Director
Region Three
Enforcement Bureau

Attachments:

Excerpts from the Communications Act of 1934, As Amended
Enforcement Bureau, "Inspection Fact Sheet," March 2005

⁴ See 47 U.S.C. §§ 401, 501, 503 and 510.

⁵ 5 U.S.C. § 552a(e)(3).