

**Federal Communications Commission**

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

In the Matter of	)	
	)	
International Crusade of the Penny,	)	File No.: EB-FIELDWR-19-00028904
Licensee of LPFM Station KLIE-LP,	)	Fac. ID. No. 193081
Garden Grove, California	)	
	)	

**NOTICE OF VIOLATION**

**Released: August 9, 2019**

By the Regional Director, Region Three, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to section 1.89 of the Commission's rules<sup>1</sup> to International Crusade of the Penny (International Crusade), licensee of LPFM Station KLIE-LP, Garden Grove, California. Pursuant to section 1.89(a) of the Commission's rules, issuance of this Notice does not preclude the Enforcement Bureau from further action if warranted, including issuing a Notice of Apparent Liability for Forfeiture for the violations noted herein.<sup>2</sup>

2. On March 8, 2019, an Agent of the Enforcement Bureau's Los Angeles Office inspected KLIE-LP and observed the following violations:

- a. 47 CFR 73.1660(a)(2): "An LPFM transmitter shall be certified for compliance with the requirements of this part following the procedures described in part 2 of this chapter." At the time of the inspection, the LPFM transmitter utilized by Station KLIE-LP was not authorized. During the inspection, the agent observed that KLIE-LP employed a BEXT Model XL 500 transmitter. The transmitter did not bear the label required for certified equipment under section 2.925(a)(1) of the Commission's rules,<sup>3</sup> and a subsequent review of the Commission's databases revealed no certification for this model of LPFM transmitter.

3. Pursuant to section 308(b) of the Communications Act of 1934, as amended,<sup>4</sup> and section 1.89 of the Commission's rules,<sup>5</sup> we seek additional information concerning the violation and any remedial actions taken. Therefore, International Crusade 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

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<sup>1</sup> 47 CFR § 1.89.

<sup>2</sup> 47 CFR § 1.89(a).

<sup>3</sup> See 47 CFR § 2.925(a)(1).

<sup>4</sup> 47 U.S.C. § 308(b).

<sup>5</sup> 47 CFR § 1.89.

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not be abbreviated by reference to other communications or answers to other notices.<sup>6</sup>

4. In accordance with section 1.16 of the Commission's rules, we direct International Crusade to support its response to this Notice with an affidavit or declaration under penalty of perjury, signed and dated by an authorized officer of International Crusade with personal knowledge of the representations provided in the response, verifying the truth and accuracy of the information therein,<sup>7</sup> and confirming that all of the information requested by this Notice which is in the International Crusade'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.<sup>8</sup>

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 Regional Office  
11331 183rd Street, PMB #365  
Cerritos, CA 90703  
Field@FCC.gov

6. This Notice shall be sent to International Crusade of the Penny, 12501 Jane Drive, Garden Grove, CA 92841.

7. The Privacy Act of 1974<sup>9</sup> 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

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<sup>6</sup> 47 CFR § 1.89(c).

<sup>7</sup> 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.

<sup>8</sup> 18 U.S.C. §§ 1001, *et seq.*; *see also* 47 CFR § 1.17.

<sup>9</sup> P.L. 93-579, 5 U.S.C. § 522a(e)(3).