

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

In the Matter of)	
)	
Darwin Sanada)	File No.: EB-FIELDNER-12-00000737
Licensee of Citizens Band Radio Station)	
Saginaw, Michigan)	NOV No.: V201232360005
)	
)	

NOTICE OF VIOLATION

Released: February 23, 2012

By the District Director, Detroit Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to Section 1.89 of the Commission's rules¹ to Darwin Sanada, licensee of Citizens Band (CB) radio station in Saginaw, Michigan.

2. On February 7, 2012, an agent of the Enforcement Bureau's Detroit Office monitored a CB radio station operating from Mr. Sanada's residence and observed the following violation:

47 C.F.R. § 95.413(a)(6) (CB Rule 13) states: "You must not use a CB station to transmit music, whistling, sound effects or any material to amuse or entertain." The agent observed that Mr. Sanada's CB station was transmitting music continuously from 11:30 a.m. to 11:50 a.m..

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's rules, Darwin Sanada, must submit a written statement concerning this matter within twenty (20) calendar 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 Darwin Sanada. 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
Detroit Office
24897 Hathaway Street
Farmington Hills, Michigan 48335

4. This Notice shall be sent to by regular mail to Darwin Sanada at his address of record.

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 403.

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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

James A. Bridgewater
District Director
Detroit District Office
Northeast Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*