

**Federal Communications Commission**

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

In the Matter of	)	
	)	
I & G WTC Denver, LLC	)	File No. EB-FIELDWR-12-00002450
Licensee of Radio Station WQEI313	)	
Denver, CO	)	NOV No. V201232800035
	)	

**NOTICE OF VIOLATION**

**Released:** July 5, 2012

By the District Director, Denver District Office, Western Region, 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 I & G WTC Denver, LLC (I & G), licensee of radio station WQEI313 in Denver, Colorado.

2. On May 22, 2012, in response to a radio interference complaint on 461.575 MHz, an agent of the Enforcement Bureau's Denver Office inspected radio station WQEI313, located at 1625 Broadway, Denver, CO, and observed the following violation:

- a. 47 C.F.R. § 1.903(a): "Stations in the Wireless Radio Services must be used and operated only in accordance with the rules applicable to their particular service as set forth in this title and with a valid authorization granted by the Commission under the provisions of this part..." At the time of the inspection, the agent observed the digital signal emanating from the transmitter owned and operated by I & G, located atop a building at 1625 Broadway in Denver, CO. According to the WQEI313 license, I & G is licensed to operate with analog emissions under the designator of 11K2F3E. The agent observed that I&G transmitted with an unauthorized digital emission.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>2</sup> and Section 1.89 of the Commission's Rules, I & G must submit a written statement concerning this matter within 20 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 a principal or officer of I & G. All replies and documentation sent in response to this

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 U.S.C. § 308(b).

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Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission  
Denver District Office  
215 S. Wadsworth Blvd., Suite 303  
Lakewood, CO 80226

4. This Notice shall be sent to I & G WTC Denver, LLC, at its address of record.

5. The Privacy Act of 1974<sup>3</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. 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.<sup>4</sup>

FEDERAL COMMUNICATIONS COMMISSION

Nikki P. Shears  
District Director  
Denver District Office  
Western Region  
Enforcement Bureau

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<sup>3</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>4</sup> 18 U.S.C. § 1001 *et seq.*