

**Federal Communications Commission**

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

In the Matter of	)	
	)	
Lewis & Lewis Enterprises, Inc.	)	File No. EB-FIELDWR-12-00002706
Licensee of Radio Station WPIG345	)	
Ventura, CA	)	No. V201232940024
	)	
	)	

**NOTICE OF VIOLATION**

**Released: July 26, 2012**

By the District Director, San Diego 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 Lewis & Lewis Enterprises, Inc., (L&L), licensee of radio station WPIG345 in Ventura, California.

2. On May 22, 2012, an agent of the Enforcement Bureau's San Diego Office inspected the radio equipment being used by Rick Engineering, Inc., licensee of radio station KB74568, located in the Del Sur area of San Diego, California, and observed the following violation:

47 C.F.R. § 90.427(b): "Except for frequencies used in accordance with § 90.417,<sup>2</sup> no person shall program into a transmitter frequencies for which the licensee using the transmitter is not authorized." At the time of the inspection, an agent found that Rick Engineering Company, Inc., was operating on an unauthorized frequency. The agent later determined that L&L had programmed the radio transmitting equipment for Rick Engineering, Inc., with an unauthorized frequency of 464.700 MHz.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,<sup>3</sup> and Section 1.89 of the Commission's rules, Lewis & Lewis Enterprises, Inc., 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 Lewis and Lewis Enterprises, Inc. All

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<sup>1</sup> 47 C.F.R. § 1.89.

<sup>2</sup> 47 C.F.R. § 90.417.

<sup>3</sup> 47 U.S.C. § 308(b).

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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  
San Diego Office  
4542 Ruffner Street, Suite 370  
San Diego, CA 92111

4. This Notice shall be sent to Lewis & Lewis Enterprises, Inc., at its address of record.

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

FEDERAL COMMUNICATIONS COMMISSION

James T. Lyon  
District Director  
San Diego Office  
Western Region  
Enforcement Bureau

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<sup>4</sup> P.L. 93-579, 5 U.S.C. § 552a(e)(3).

<sup>5</sup> 18 U.S.C. § 1001 *et seq.*