



FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
Region Two

Atlanta Office
3575 Koger Blvd., Suite 320
Duluth, GA 30096
770-935-3370

August 22, 2016

Michael Williams
Morehead, KY

NOTICE OF UNLICENSED OPERATION

Case Number: EB-FIELDSCR-16-00022288
Document Number: W201632480002

The Atlanta Office received information that an unlicensed broadcast television station on Channel 10 (192 to 198 MHz) was allegedly operating in Morehead, KY. On August 16, 2016, agents from this office confirmed by direction finding techniques that radio signals on Channel 10 were emanating from a tower located at 38° 11' 08.7" N and 083° 25' 11.7" W, near Morehead, KY. The Commission's records show no current license for operation of a broadcast television station on Channel 10 at this location in Morehead, KY.

Television stations operating on many frequencies, including Channel 10 (192 to 198 MHz), must be licensed by the FCC pursuant to 47 U.S.C. § 301. 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, 47 C.F.R. §§ 15.1 *et seq.* The field strength of the signal on frequency 193.25 MHz was measured at 3090946 microvolts per meter ($\mu\text{V}/\text{m}$) at 3 meters, which exceeded the maximum permitted level of 150 $\mu\text{V}/\text{m}$ at 3 meters for non-licensed devices. Thus, this station is operating in violation of 47 U.S.C. § 301.

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 operator to severe penalties, including, but not limited to, substantial monetary fines, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (*see* 47 U.S.C. §§ 401, 501, 503 and 510).

UNLICENSED OPERATION OF THIS TELEVISION STATION MUST BE DISCONTINUED IMMEDIATELY.

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 FCC. Your response should be sent to the address in the letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), 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 FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Ronald D. Ramage
Regional Director
Region Two

Attachments:

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