

Federal Communications Commission

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

In the Matter of)	
)	
3G Broadcasting, Inc.)	File No.: EB-FIELDSCR-12-00003005
)	NOV No.: V201232700014
Licensee of Radio Station WOCY)	Facility ID No.: 56218
)	
Carrabelle, FL)	

NOTICE OF VIOLATION

Released: September 7, 2012

By the District Director, Tampa Office, South Central Region, Enforcement Bureau:

1. This is a Notice of Violation (Notice) issued pursuant to Section 1.89 of the Commission’s rules¹ to 3G Broadcasting, Inc., licensee of Station WOCY in Carrabelle, Florida.
2. On June 15, 2012, agents of the Commission’s Tampa Office inspected Station WOCY located at Carrabelle, Florida and observed the following violation(s):
 - a. 47 C.F.R. § 73.1800(a): “The licensee of each station must maintain a station log as required by § 73.1820. This log shall be kept by station employees competent to do so, having actual knowledge of the facts required. All entries, whether required or not by the provisions of this part, must accurately reflect the station operation. Any employee making a log entry shall sign the log, thereby attesting to the fact that the entry, or any correction or addition made thereto, is an accurate representation of what transpired.” At the time of inspection, a 3G Broadcasting, Inc. representative was unable to provide the FCC agents with a station log for WOCY.
 - b. 47 C.F.R. § 73.1870(b)(3): “The designation of the chief operator must be in writing with a copy of the designation posted with the station license.” At the time of the inspection, there was no written designation of the chief operator.
 - c. 47 C.F.R. § 73.3526(e)(12): “*Radio issues/programs lists.* For commercial AM and FM broadcast stations, every three months a list of programs that have provided the station's most significant treatment of community issues during the preceding three month period.”...“The list shall include a brief narrative describing what issues were given significant treatment and the programming that provided this treatment.” At the time of the inspection the Issues Programs listings lacked a narrative description of the issues that were given significant treatment and the programming that provided this treatment, for the quarter January—March of 2012.

¹47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's rules, 3G Broadcasting, Inc., 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 the licensee. 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
Tampa Office
4010 W. Boy Scout Blvd., Suite # 425
Tampa, Florida 33607

4. This Notice shall be sent by both, Certified Mail/Return Receipt Requested and regular mail to 3G Broadcasting, Inc., at its address of record.
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

Ralph M. Barlow
District Director
Tampa District Office
South Central Region
Enforcement Bureau

²47 U.S.C. § 308(b).

³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 *et seq.*