

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

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| In the Matter of |) | |
| |) | |
| Southern Broadcasting Corporation |) | File No.: EB-03-SJ-009 |
| Licensee of WENA |) | NAL/Acct. No. 200332680003 |
| Yauco, Puerto Rico |) | FRN 0007-7339-26 |

FORFEITURE ORDER

Adopted: July 17, 2003

Released: July 21, 2003

By the Chief, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of eight thousand dollars (\$8,000) to Southern Broadcasting Corporation (“Southern”), licensee of Radio Broadcast Station WENA, Yauco, Puerto Rico, for willful and repeated violation of Section 11.35 of the Commission’s Rules (“Rules”).¹ The noted violation involves Southern’s failure to install Emergency Alert System equipment at WENA.

2. On March 11, 2003, the Commission’s San Juan, Puerto Rico Resident Agent Office (“San Juan Office”) issued a *Notice of Apparent Liability for Forfeiture* (“*NAL*”) in the amount of \$8,000 to Southern.² Southern has not filed a response to the *NAL*. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED THAT**, pursuant to Section 503(b) of the Communications Act of 1934, as amended (“Act”),³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Rules,⁴ Southern **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$8,000 for willfully and repeatedly violating Section 11.35 of the Rules.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁵ Payment shall be made by mailing a check or similar instrument, payable to the order of the “Federal Communications Commission,” to the Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note NAL/Acct. No. 200332680003, and FRN 0007-

¹ 47 C.F.R. § 11.35.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200332680003 (Enf. Bur., San Juan Office, released March 11, 2003).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 504(a).

7339-26. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁶

5. **IT IS FURTHER ORDERED THAT** a copy of this *Order* shall be sent by first class mail and certified mail, return receipt requested, to Southern Broadcasting Corporation, POB 1338, Yauco, Puerto Rico 00698.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau

⁶ See 47 C.F.R. § 1.1914.