

**Federal Communications Commission**

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

Certified Mail # 7000 0520 0021 4662 8115  
Return Receipt Requested

In the Matter of

Wel Aska Corp )  
Valdez, Alaska )  
Ship Radio Station – Ocean State )  
Documentation Number – 625499 )  
Callsign – WAL9023 )

File No: EB-04-AN-002

NOV No: V200432780002

**NOTICE OF VIOLATION**

**Released: March 24, 2004**

By the Anchorage Resident Agent Office, 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 Wel Aska Corp, licensee of ship radio station OCEAN STATE.

2. On January 14, 2004, an agent of the Commission's Anchorage Resident Agent Office inspected ship radio station OCEAN STATE, documentation number 625499, moored at Valdez Harbor, Space H05, Valdez, Alaska and observed the following violation:

47 C.F.R. § 80.89(a): "Stations must not engage in superfluous radio communications." Transmissions by emergency position indicating radiobeacons (EPIRBs) are intended to be actuated manually or automatically and operated automatically as part of a ship or a survival craft station as a locating aid for survival purposes. The EPIRB on board the vessel OCEAN STATE was apparently activated by improper storage or handling.

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, Wel Aska Corp, 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 the licensee. All replies and documentation sent in

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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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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  
Enforcement Bureau  
Anchorage Resident Agent Office  
P.O. Box 221849  
Anchorage, Alaska 99522-1849

4. This Notice shall be sent by certified mail; return receipt requested, to Wel Aska Corp, P.O. Box 962, Valdez, AK 99686.

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

David J. Charlton  
Resident Agent  
Anchorage Resident Agent Office

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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.*