

Federal Communications Commission

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

In the Matter of)	
)	
DJ Two Rivers Radio, Inc.)	File No. EB-04-CG-254
Licensee of Radio Station WBBA)	
Facility ID # 62351)	NOV No. V20043232031
Pittsfield, Illinois)	
)	
Attention: David Fuhler)	

NOTICE OF VIOLATION

Released: April 30, 2004

By the District Director, Chicago Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to DJ Two Rivers Radio, Inc., licensee of radio station WBBA.

2. On April 14, 2004, an agent of the Commission's Chicago Office inspected radio station WBBA, located at Pittsfield, Illinois, and observed the following violation(s):

- a. 47 C.F.R. § 11.35(a): "Broadcast stations ... must determine the cause of any failure to receive the required tests or activations specified in §§ 11.61(a) (1) and (2). Appropriate entries must be made in the broadcast station log ... indicating reasons why any tests were not received." WBBA's staff failed to make entries indicating the reason(s) why tests were not received during the period of February 14, 2004 through March 27, 2004.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, DJ Two Rivers Radio, 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 the licensee with personal knowledge of the matter. 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:

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

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Chicago Office
1550 Northwest Highway, Room 306
Park Ridge, IL 60068

4. This Notice shall be sent to DJ Two Rivers Radio, Inc., P.O. Box 312, Pittsfield, IL 62363.

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

G. Michael Moffitt
District Director
Chicago Office

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*