

Federal Communications Commission

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

In the Matter of

Associated Christian Broadcasters, Inc.
Licensee of Radio Station WTGN
Facility ID #3037
Lima, Ohio

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File No. EB-04-DT-472
NOV No. V20043236016

NOTICE OF VIOLATION

Released: September 2, 2004

By the District Director, Detroit Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Associated Christian Broadcasters, Inc., licensee of radio station WTGN.

2. On August 9, 2004, an agent of the Commission's Detroit Office inspected radio station WTGN, licensed to Lima, Ohio, and observed the following violations:

a. 47 C.F.R. § 11.52(d): "Broadcast stations ... must monitor two EAS sources. The monitoring assignments of each broadcast station ... are specified in the State EAS and FCC Mapbook. They are developed in accordance with FCC monitoring priorities." At the time of inspection, WTGN was monitoring station WIMT(FM) and the National Weather Service as EAS sources. However, the station must also monitor station WUZZ-FM, according to the Ohio State Plan. At the time of inspection, WUZZ-FM was not being monitored from the time period May 16, 2004 to August 7, 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, Associated Christian Broadcasters, 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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Detroit Office
24897 Hathaway Street
Farmington Hills, MI 48335-1552

4. This Notice shall be sent to Associated Christian Broadcasters, Inc., 1600 Elida Road, Lima, Ohio, 45805.

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 your 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

James A. Bridgewater
District Director
Detroit Office

JAB:PRB

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3)

⁴ 18 U.S.C. § 1001 *et seq*