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

In the Matter of	)	
	)	
Church of the Living God Ministries	)	File No. EB-09-DT-0170
Licensee of NCE Radio Station WTKC	)	
Facility ID# 92793	)	NOV No. V201032360007
Findlay, OH	)	
	)	
	)	

NOTICE OF VIOLATION

Released: March 25, 2010

By the District Director, Detroit Office, Northeast, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules[1] to Church of the Living God Ministries, licensee of non-commercial FM radio station WTKC in Findlay, OH.

2. On August 26, 2009, agents of the Commission's Detroit Office radio station WTKC located in Findlay, OH, and observed the following violation(s):

   a. 47 C.F.R. S: 73.1350(b)(2): "The transmitter control personnel must have the capability to turn the transmitter off at all times. If the personnel are at a remote location, the control system must provide this capability continuously or must include an alternate method of acquiring control that can satisfy the requirement of paragraph (d) of this section that operation be terminated within 3 minutes." Church of the Living God Ministries operates station WTKC on an unattended basis but does not have the capability to terminate operations of the WTKC transmitter within 3 minutes. The personnel designated by the licensee to control the transmitter must have the capability to turn the transmitter off at all times, or include an alternate method of taking control of the transmitter which can terminate the station's operation within 3 minutes.

   b. 47 C.F.R. § 73.3527(e)(8)(i): "For nonexempt noncommercial educational radio 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 for each calendar quarter is to be filed by the tenth day of the succeeding calendar quarter (e.g., January 10 for

[1] 47 C.F.R. § 1.89.

the quarter October-December, April 10 for the quarter January-March, etc.)…." At the time of inspection, the public inspection file did not contain issues/programs list for the first quarter 2008 and second quarter 2009.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,[2] and Section 1.89 of the Commission's Rules, Church of the Living God Ministries, must submit a written statement concerning this matter within twenty (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 Church of the Living God Ministries. 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
   Detroit Office
   24897 Hathaway St.
   Farmington Hills, MI 48335-1552

4. This Notice shall be sent to Church of the Living God Ministries at its address of record.

5. The Privacy Act of 1974[3] 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

James A. Bridgewater
District Director
Detroit District Office
Northeast Region
Enforcement Bureau

[2] 47 U.S.C. § 308(b).
[3] P.L. 93-579, 5 U.S.C. § 552a(e)(3).
[4] 18 U.S.C. § 1001 *et seq.*