

### FCC Violations during the Preceding License Term

\* Licensee certifies that, with respect to the station(s) for which renewal is requested, there have been no violations by the licensee of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term. If "No", the licensee must submit an explanatory exhibit providing complete descriptions of all violations. ☐ Yes ☒ No ☐ « Clear the previous selection. This option voids all previous answers to this question.

#### Explanation:

**Online Public File** – KTUH was informed on 03/11/2019 that it hadn't transitioned its public file to the online public file, i.e. that materials were not uploaded online (see attached). KTUH complied with the notice by uploading the required documents by 03/19/2019.

**Biennial Ownership Report** - KTUH did not file the biennial ownership report in 2017 and filed the report on 08/06/2018 as soon as it was aware about the late filing. In addition, KTUH previously filed the wrong Form 323 for Commercial Broadcast Stations and not Form 323-E for Non-commercial Educational Broadcast Stations. Subsequent to 2018 and 2019, the correct Form 323-E was filed.



UNIVERSITY  
of HAWAII  
SYSTEM

Sarah Yap <sarahyap@hawaii.edu>

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## KTUH online public file

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**Sarah Yap** <sarahyap@hawaii.edu>

Mon, Mar 11, 2019 at 10:28 AM

To: Keith.Coburn@fcc.gov

Cc: "Machado, Dale" <DaleMachado@iheartmedia.com>

Hello,

Don Mussell, our Consultant Engineer, forwarded the email below to us regarding KTUH's online filing of the public file. I am wondering what contact information the FCC has on file as we want to make sure that we are in receipt of all notifications.

I am the faculty adviser for KTUH and Dale Machado is the station's chief engineer. I think we missed having the public file online and will make it available electronically. We had assumed that compliance was for non commercial licensees and not non commercial educational licensees. we will comply by latest March 31, 2019 and believe that we will be able to complete this sooner than that.

Thank you for your assistance.

**From:** "Keith Coburn" <Keith.Coburn@fcc.gov>

**To:** "Don Mussell" <DMSML@well.com>

**Sent:** Monday, March 11, 2019 5:51:43 AM

**Subject:** FCC Online Public Inspection File – Please read

KTUH(FM)

Dear FCC Licensee and Counsel –

### PLEASE TAKE IMMEDIATE ACTION TO COMPLY

Our records indicate that the above-referenced station(s) have not uploaded the required public inspection file material to the FCC's online system. Your station(s) were required to complete the online public inspection file(s) by March 1, 2018. Our records indicate your station(s) have not uploaded any required documents to the online public inspection file. You must act immediately to correct this problem. Failure to comply with the online public inspection requirements may subject your station(s) to monetary penalties in the future and may have an impact on your next station license renewal.

I have provided a link to the 2018 FCC Public Notice announcing the online public inspection file obligation <https://docs.fcc.gov/public/attachments/DA-18-135A1.pdf> as well as the 2016 Report and Order <https://docs.fcc.gov/public/attachments/FCC-16-4A1.pdf> expanding the use of the online public inspection file to broadcast stations. You may find helpful information at <https://publicfiles.fcc.gov/about-station-profiles/>. You also will find answers to common questions at the FAQ page located at <https://publicfiles.fcc.gov/faq/>. In addition, you may find it useful to view the recorded webcast and demonstration of the online public inspection file located

at <https://www.fcc.gov/news-events/events/2016/06/demonstration-expanded-online-public-inspection-file-interface>.

It is important for you to act to comply with these requirements. Please acknowledge receipt of this email by replying by email. Your response should include a date by which you will complete the upload of all required information. If you believe your online public inspection file is complete and up-to-date, please include that in your reply. If you have questions about the online public inspection file or if you require technical assistance, please reply with your request for help. I will arrange for someone to contact you with assistance.

Sincerely,

Keith Coburn