



Federal Communications Commission
Washington, D.C. 20554

October 13, 2023

In reply refer to: 1800B3-VM

Sent by Certified Mail Return Receipt Requested and Electronic Mail

Southern Media Interactive LLC
P.O. Box 876
Fitzgerald, GA 31750
wdorminy@scpdist.com

Re: WSNF(AM), Brunswick, GA
Facility ID No. 29131
W279BC, Brunswick, GA
Facility ID No. 151451
**Operational Status Inquiry – Response
Required**

Dear Licensee:

This is a follow-up letter to our August 2, 2023, letter regarding Station WSNF(AM) and FM Translator Station W279BC, Brunswick, Georgia (Stations or, individually, Station), licensed to Southern Media Interactive LLC (SMI),¹ to which SMI filed a response on September 18, 2023.² Based on this Response, we cannot make a determination that either Station operated as authorized for twelve consecutive months, as required by section 312(g) of the Communications Act of 1934, as amended.³ We hereby provide an additional 14 days to file a supplemental response.

The Response includes narrative statements from William J. Dorminy, SMI's managing director, Bill Shanks, WSNF's manager, Alan Alsobrook, engineer, three letters addressing the WSNF transmitter site lease, copies of the current WSNF lease and WSNF's most recent STA request. While these do comply with our letter's directive, there are materials that the letter required which were not submitted, which are detailed below.

Information and Materials. *Narrative statement.* SMI has provided narrative statements that generally indicate WSNF's operational status between April 25, 2022, and the present date. However, the submitted statements fail to indicate the effective radiated power, antenna height above ground level and geographic coordinates, and address for both Stations. SMI also failed to indicate all dates on which W279BC was silent, broadcast programming that differed from the programming on WSNF or when W279BC originated programming while WSNF was not broadcasting. SMI must include all of this information in its supplemental response.

Additional documentation. In addition to the narrative statement, SMI was required to submit copies of all leases, engineering records, utility bills, and station records (including EAS logs for WSNF) for both Stations from April 25, 2022, to the present. SMI was also required to provide copies of

¹ Letter from Albert Shuldiner, Chief, Audio Division, Media Bureau, FCC to Southern Media Interactive LLC (Aug. 2, 2023)(Letter).

² SMI response (Sept. 18, 2023) (Response).

³ 47 U.S.C. § 312(g).

monthly accounting records relating to the Stations' operation, as well as copies of all utility bills.⁴ SMI was also required to include dated pictures of the Stations' transmission facilities during this timeframe.⁵ SMI submitted lease information pertaining to WFSN, but there is no lease information for W279BC, as was required by our letter. SMI also failed to submit any of the other required documentation of operation. These items are required to be submitted in the supplemental response.

Affidavits or Declarations. As required in our original letter, SMI must support its narrative responses with an affidavit or declaration under penalty of perjury, signed and dated by an authorized representative of SMI, with personal knowledge of the representations provided in the response, verifying the truth and accuracy of the information therein and that all of the information requested by this letter which is in SMI's possession, custody, control or knowledge has been produced. If multiple persons contribute to the response, in addition to such general affidavit or declaration of the authorized representative of SMI noted above, any such person (or any other affiant or declarant) that is relying on the personal knowledge of any other individual, rather than his or her own knowledge, must provide separate affidavits or declarations of each such individual with personal knowledge that identify clearly to which responses the affiant or declarant with such personal knowledge is attesting. All such declarations provided must comply with section 1.16 of the Rules,⁶ and be substantially in the form set forth therein. We remind SMI that to knowingly and willfully make any false statement or conceal any material fact in reply to this inquiry is punishable by fine or imprisonment.⁷ Moreover, failure to respond appropriately to this letter of inquiry may constitute a violation of the Act and the Rules.

If SMI fails to provide the required documentary evidence within 14 days from the date of this letter, the Commission's public and internal databases WILL BE MODIFIED to indicate that the broadcast licenses for the Stations are EXPIRED, that the Stations' licenses are CANCELED as a matter of law, and that the Stations' call signs are DELETED.

We also note that it is imperative to the safety of air navigation that any prescribed painting and illumination of the Stations' towers shall be maintained.⁸

All submissions must include a cover letter addressed to Marlene S. Dortch, Secretary, FCC 45 L Street N.E., Washington, DC, 20554, and **sent via email ONLY**, to Victoria.McCauley@FCC.gov.⁹

⁴ In addition, if SMI uses accounting software to maintain financial records for the Stations, it must provide printouts of the data recorded for the time period at issue (*i.e.*, April 25, 2022 to the present).

⁵ The pictures must also show the proximity of the AM equipment to homes in the area to show that RF requirements are being met.

⁶ 47 CFR § 1.16.

⁷ 47 CFR §1.17.

⁸ See 47 CFR §§ 17.6 and 73.1740(a)(4).

⁹ In the event that a submission would exceed 5 MB, you must first contact Ms. McCauley to explain the nature of the documentation and seek guidance as to whether the submission should be reduced by providing representative documents, rather than all documents, of a particular nature.

If you have any questions concerning the content of this letter, please contact Victoria McCauley, Attorney, by phone at (202) 418-2136 or via e-mail at the address above.

Sincerely,

Albert Shuldiner

Albert Shuldiner
Chief, Audio Division
Media Bureau

cc: (via electronic mail)

Cary S. Tepper, Esq., counsel to Southern Media Interactive LLC
tepperlaw@aol.com

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