



Federal Communications Commission
Washington, D.C. 20554

March 12, 2024

In Reply Refer to: 1800B3-VMM

Sent Via Certified Mail Return Receipt Requested and Electronic Mail

HPRN Networks, LLP
PO Box 1478
Plainview, TX 79073
monte.pp@hotmail.com

In re: **KICA-FM, Farwell, TX**
Facility ID No. 61578

KICA(AM), Clovis, NM
Facility ID No. 61577

Notification of License Cancellation

Dear Licensee:

This letter is to inform you that the licenses of Stations KICA-FM, Farwell, Texas, and KICA(AM), Clovis, New Mexico (collectively, Stations), licensed to HPRN Networks, LLP (Licensee), have expired pursuant to section 312(g) of the Communications Act of 1934, as amended (Act).¹

Our records show that the Stations went silent on December 31, 2022 because Licensee could no longer afford the lease on the transmitter site used by both stations. Licensee stated that it intended to locate a new transmitter site or renegotiate the lease on the Stations' existing transmitter site.²

On December 27, 2023, Licensee sent a letter to the Commission requesting additional time to remain silent beyond the one year license expiration date.³ In support of this request, Licensee stated that it removed the equipment from the Stations' transmitter site, and was not able to locate an alternative site from which to operate the Stations. Staff advised Licensee that additional time could not be granted on this basis, and that Licensee should find a way to resume operation prior to the one-year expiration date.⁴

¹ 47 U.S.C. § 312(g) ("If a broadcasting station fails to transmit broadcast signals for any consecutive 12-month period, then the station license granted for the operation of that broadcast station expires at the end of that period, notwithstanding any provision, term, or condition of the license to the contrary, except that the Commission may extend or reinstate such station license if the holder of the station license prevails in an administrative or judicial appeal, the applicable law changes, or for any other reason to promote equity and fairness."). See also *Kingdom of God, Inc.*, Memorandum Opinion and Order, 32 FCC Rcd 3654 (2017), *aff'd*, *Kingdom of God, Inc. v. FCC*, No. 17-1132, 719 Fed. Appx. 19 (Mem) (D.C. Cir. Apr. 10, 2018); *Eagle Broad. Group, Ltd.*, Memorandum Opinion and Order, 23 FCC Rcd 588, 592, para. 9 (2008), *aff'd sub nom. Eagle Broad. Group, Ltd. v. FCC*, 563 F.3d 543, 553 (D.C. Cir. 2009) (unauthorized, unlicensed broadcasts cannot constitute transmission of broadcast signals to avoid termination under Section 312(g)).

² Application File Nos. 0000205904 (KICA-FM), 0000205903 (KICA(AM)) (gr. Jan. 9, 2023). On July 24, 2023, Licensee stated that the Stations continued to remain silent for the same reasons (Application File Nos. 0000218384 (KICA-FM), 0000218387 (KICA(AM)) (gr. Aug. 1, 2023)).

³ See *Letter from Monte Spearman, HPRN Networks, LLC to Victoria McCauley, Attorney, Audio Division, Media Bureau, FCC* (email attachment sent Dec. 27, 2023 16:18 EST).

⁴ See *email from Victoria McCauley, Attorney, Audio Division, Media Bureau, FCC to Monte Spearman, HPRN Networks, LLC* (Dec. 29, 2023, 11:19 EST)

To date, Licensee has not filed a request for Special Temporary Authority(STA) to operate at variance from the license, or a notice of resumption of operation.

We have concluded that the Stations failed to operate with authorized facilities for more than 12 months, and that their licenses have expired.

Therefore, the Commission's public and internal databases HAVE BEEN MODIFIED to indicate that the broadcast license for KICA-FM, Farwell, TX, Facility ID No. 61578, and KICA(AM), Clovis, NM, Facility ID No. 61577 are EXPIRED, that the stations' licenses are CANCELLED as a matter of law, and that the stations' call signs are DELETED.

Finally, we note that it is imperative to the safety of air navigation that any prescribed painting and illumination of the station's tower be maintained until the tower is dismantled. Accordingly, the owner of the tower where the referenced station's transmitting antenna is located is required to maintain the tower in the manner prescribed by our rules and the terms of the cancelled license.⁵

Sincerely,



Albert Shuldiner
Chief, Audio Division
Media Bureau

⁵ See 47 U.S.C. §303(q); 47 CFR §§17.1 *et seq.* and 73.1213. See also *Streamlining the Commission's Antenna Structure Clearance Procedure*, Report and Order, 11 FCC Rcd 4272, 4293 (1995) (tower owner bears primary responsibility for maintaining tower painting and/or lighting).