



Federal Communications Commission
Washington, D.C. 20554

November 23, 2021

In reply refer to: 1800B3-TH

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Martin Guevara
Centro Cristiano de Vida Eterna San Antonio
7663 Heavenly Arbor
San Antonio, TX 78254
martinguevara@gmail.com

Re: NCE-FM Applications:

Gonzales, TX
Facility ID No. 768075
File No. 0000167129

Shiner, TX
Facility ID No. 768082
File No. 0000167134

Knippa, TX
Facility ID No. 768087
File No. 0000167133

Runge, TX
Facility ID No. 768090
File No. 0000167130

Rocksprings, TX
Facility ID No. 768092
File No. 0000167127

Dear Applicant:

Pursuant to 47 CFR § 73.1015, we are undertaking a review of the basic qualifications underlying the referenced applications (Applications) filed by Centro Cristiano de Vida Eterna San Antonio (CCSA) on FCC Form 2100, Schedule 340 (FCC Schedule 340). We require a response to this letter within 30 days.

1. Reasonable Assurance of Site Availability.

The instructions to FCC Schedule 340 specify:

Reasonable Site Assurance. All applicants for broadcast facilities must have a reasonable assurance that the specified site will be available **at the time they file the FCC application**. See *William F. and Anne K. Wallace*, 49 FCC 2d 1424, 1427 (Rev. Bd. 1989); *Genesee*

Communications, Inc., 3 FCC Rcd 3595 (1988). Applicants filing this FCC Schedule 340 must certify that the site specified in the application is available for its intended use. If reasonable assurance is not based on the applicant's ownership of the proposed site or structure, the applicant must certify that it has obtained reasonable assurance of the site's availability by contacting the owner or person possessing control of the site or structure. The applicant must specify the name of the person contacted, the person's telephone number, and whether the contact is the tower owner, agent, or authorized representative.

In each of its Applications, CCSA certified "Yes" to having reasonable assurance of site availability. For the Gonzales, TX application, provide a response to the information from the tower site owner set forth in Exhibit 1.

In addition, for each of the Applications, please **provide the following information and documents to the extent that they were in existence as of the time each Application was filed:**

- (a) All documents (including written and electronic documents such as text messages, emails, letters, notes) in the possession of CCSA and its agents relating to the availability of the proposed site for each Application or the reason(s) for selecting that site; and
- (b) The name, telephone number and email address of each person contacted by CCSA and its agents in connection with the availability of the proposed site for each Application, and in each case specify that person's connection to the proposed site.

2. Financial Qualifications.

In each of its Applications, CCSA certified "Yes" to indicate that "sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue." For each of the Applications, please **provide the following information and documents to the extent that they were in existence as of the time each Application was filed:**

- (a) All cost estimates, budgets, budget estimates and related calculations of the cost of constructing each proposed station and operating each such station for the first three months of operation;
- (b) All documents (including written and electronic documents such as text messages, emails, letters and notes) that CCSA relied upon to certify that sufficient net liquid assets are on hand or are available from committed sources to construct and operate each such station for the first three months of operation.

INSTRUCTIONS FOR THE RESPONSE

This letter constitutes an order of the Commission to produce the documents and information requested herein.¹ To knowingly and willfully make any false statement or conceal any material fact in reply to this inquiry is punishable by fine or imprisonment.² **Failure to respond appropriately to this letter constitutes a violation of the Act and our rules and may result in dismissal of the Applications.**³

¹ See 47 U.S.C. § 155(c)(3).

² See 18 U.S.C. § 1001; see also 47 CFR § 1.17.

³ See 47 U.S.C. § 503(b)(1)(B); see also *Net One International, Net One, LLC, Farrahtel International, LLC*, Forfeiture Order, 29 FCC Rcd 264, 267, para. 9 (EB 2014) (imposing a \$25,000 penalty for failure to respond to LOD); *Conexions, LLC d/b/a Conexion Wireless*, Notice of Apparent Liability for Forfeiture and Order, 28 FCC Rcd

CCSA's response to this letter is due within 30 days of the date of the letter. CCSA shall submit its response electronically via e-mail to tom.hutton@fcc.gov and alexander.sanjenis@fcc.gov. Thee electronic response shall be produced in a format that allows the Commission to access and use it, together with instructions and all other materials necessary to use or interpret the data, including record layouts, data dictionaries, and a description of the data's source. If the response will exceed 5MB, you must first contact the FCC addressees listed above for alternative filing instructions.

Affidavit Requirement. We direct CCSA to support its response with an affidavit or declaration under penalty of perjury, signed and dated by an authorized director of CCSA with personal knowledge of the representations provided in CCSA's response. The affidavit or declaration must verify the truth and accuracy of the information therein, state that all of the information requested by this letter that is in CCSA's possession, custody, control, or knowledge has been produced, and state that any and all documents provided in its responses are true and accurate copies of the original documents. In addition to such general affidavit or declaration of the authorized director of CCSA described above, if such person (or any other affiant or declarant) is relying on the personal knowledge of any other individual rather than his or her own knowledge, and if multiple CCSA representatives contribute to the response, CCSA shall 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 Commission's rules,⁴ and be substantially in the form set forth therein. Failure to support your responses with a sworn affidavit could subject you to forfeiture.⁵

Sincerely,

Albert Shuldiner
Chief, Audio Division
Media Bureau

cc: Dan J. Alpert, Esq. (DJA@COMMLAW.TV)

15318, 15325, para. 22 (2013) (proposing a \$300,000 forfeiture for failure to provide timely and complete responses to an LOI); *Technical Communication Network, LLC*, Notice of Apparent Liability for Forfeiture and Order, 28 FCC Rcd 1018, 1020, para. 8 (EB 2013) (proposing a \$25,000 forfeiture for failure to provide a complete response to an LOI); *SBC Communications, Inc.*, Forfeiture Order, 17 FCC Rcd 7589, 7600, para. 28 (2002) (imposing \$100,000 penalty for failing to submit a sworn written response).

⁴ 47 CFR § 1.16.

⁵ *SBC Communications, Inc.*, 17 FCC Rcd at 7600, para. 28 (2002) (imposing \$100,000 penalty for failing to submit a sworn written response).

EXHIBIT 1

Keith Coburn

Subject: [EXTERNAL]: FW: File Number- 0000167129 - Guel Filing @ FCC ASRN 1058561 - No Reasonable Assurance Obtained

From: Mark Stennett <MStennett@verticalbridge.com>

Sent: Friday, November 19, 2021 2:18 PM

To: Tom Hutton <Tom.Hutton@fcc.gov>

Cc: Bernard Borghei <BBorghei@verticalbridge.com>; Gary Hess <GHess@verticalbridge.com>; Joe Meleski <JMeleski@verticalbridge.com>; Richard Hickey <RHickey@verticalbridge.com>

Subject: [EXTERNAL]: FW: File Number- 0000167129 - Guel Filing @ FCC ASRN 1058561 - No Reasonable Assurance Obtained

You don't often get email from mstennett@verticalbridge.com. [Learn why this is important](#)

CAUTION: This email originated from outside of the Federal Communications Commission. Do not click on links or open attachments unless you recognize the sender and trust the content to be safe. If you suspect this is a phishing attempt, please use the 'Report Message' feature in Microsoft Outlook or forward the email to the NSOC.

Hello Mr. Hutton,

Gary Hess and Joe Meleski work in our Broadcast Leasing Department.

Richard Hickey is our Director – Regulatory Compliance and;

Bernard Borghei is our Executive VP, Operations and Co-Founder.

All are copied here.

Attached is an email thread between Vertical Bridge Broadcast Leasing and the applicant in this matter. The applicant did approach Gary Hess asking for reasonable assurance but were told that the tower in question did not have adequate structural capacity and no space was available. They later contacted Joe Meleski with the same inquiry and Joe reiterated that space on the tower was not available. The applicant then asked to be placed in a queue to be considered if and when the tower would be modified. That email was not responded to.

Vertical Bridge maintains that reasonable assurance was not and is not offered to the applicant on this tower.

I had initially sent this to Steven DeSena since we have been working with him regarding an unbuilt paper TV station - WYMI claiming to be operating from our tower located at Cudjoe Key, FL

Thank you for your time and please let us know how we may assist.

Best Regards,

Mark Stennett

Director – Broadcast Engineering

Vertical Bridge REIT, LLC

750 Park of Commerce Drive, Suite 200

Boca Raton, FL 33487

O: +1 (512) 569 - 3445

mstennett@verticalbridge.com

VerticalBridge.com



CarbonNeutral.com



New! Online Co-Lo App

Keith Coburn

From: Mark Stennett <mstennett@verticalbridge.com>
Sent: Friday, November 12, 2021 11:24 AM
To: Steven DeSena
Cc: Joe Meleski; Gary Hess; Bernard Borghei; Richard Hickey
Subject: File Number: 0000167129 - Guel Filing @ FCC ASRN 1058561 - No Reasonable Assurance Obtained
Attachments: ReferenceCopy-101.pdf

Good morning Steven,

Vertical Bridge owns the tower in this recent NCE filing. The applicant contacted Vertical Bridge regarding reasonable assurance and Gary Hess responded that the tower is at capacity and no reasonable assurance was being offered. The email thread below shows that the applicant asked another leasing manager the same question and Joe Meleski responded the same – that the tower is at or over capacity. The applicant’s final inquiry regarding being placed in a queue to consider should the tower capacity be increased was not responded to. The applicant included a contact with American Tower in support of reasonable assurance in their filing but American Tower does not own this site.

Vertical Bridge maintains that reasonable assurance was not obtained for this tower by this applicant.

Cesar Guel is included in the email thread.

Best Regards,

Mark Stennett

Director – Broadcast Engineering

Vertical Bridge REIT, LLC

750 Park of Commerce Drive, Suite 200

Boca Raton, FL 33487

O: +1 (512) 569 – 3445

mstennett@verticalbridge.com

VerticalBridge.com



New! Online Co-Lo App

From: Joe Meleski <JMeleski@verticalbridge.com>
Date: Tuesday, November 9, 2021 at 12:52 PM
To: Mark Stennett <MStennett@verticalbridge.com>
Subject: FW: Tower Space for Lease FCC ARN 1251024 us-ca-5063

FYI....

From: Homero Lozano <hlozano@mekaddeshgroup.com>
Sent: Tuesday, November 9, 2021 1:48 PM
To: Joe Meleski <JMeleski@verticalbridge.com>
Cc: Gary Hess <GHess@verticalbridge.com>; Cesarguelhccn@aol.com; Lia Oliveros <lmoliveros@mekaddeshgroup.com>; Maria Guel <mcguel@mekaddeshgroup.com>; Jasive Carrizales <jcarrizales@mekaddeshgroup.com>
Subject: Re: Tower Space for Lease FCC ARN 1251024 us-ca-5063

CAUTION: This is an external email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Question, can you put us in a queue where if in the future space becomes available we can go into this tower?



Homero Lozano
Engineer
8330 LBJ FWY, Suite 1155
Dallas, TX 75243
Phone: 214.331.2800 Ext. 106
Fax: 214.331.7508
[Email: hlozano@mekaddeshgroup.com](mailto:hlozano@mekaddeshgroup.com)

On Nov 9, 2021, at 12:05 AM, Joe Meleski <JMeleski@verticalbridge.com> wrote:

Hi Homaro,

Thank you for reaching out to Vertical bridge.

I believe Gary Hess has noted that this structure is over capacity.

I am available to discuss tomorrow if your like.

Be Well,

Joe Meleski
Vice President Broadcast Leasing

Vertical Bridge REIT, LLC
750 Park of Commerce Drive, Suite 200
Boca Raton, FL 33487
M: +1 (812) 430 - 3551
jmeleski@verticalbridge.com
VerticalBridge.com

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<image002.png>

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From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Tuesday, November 9, 2021 12:23 AM
To: Joe Meleski <JMeleski@verticalbridge.com>
Subject: FW: Tower Space for Lease FCC ARN 1251024 us-ca-5063

CAUTION: This is an external email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello, can you please check if you have space on the following tower?.

Thank you

US-TX-5386

FCC ARN 1058561

<https://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=618810>



Homero Lozano
Engineer

Phone: 214-331-2800 x106
Mobile: 214-270-6332
Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243

From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Monday, November 8, 2021 11:20 PM

To: 'Gary Hess' <GHess@verticalbridge.com>
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

Hello Gary, can you check if you have space available on this tower.

US-TX-5386

FCC ARN 1058561

<https://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=618810>

Thank you



Homero Lozano
Engineer

Phone: 214-331-2800 x106
Mobile: 214-270-6332
Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243

From: Gary Hess <GHess@verticalbridge.com>
Sent: Thursday, October 28, 2021 8:56 AM
To: hlozano@mekaddeshgroup.com
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

Hi Homero

This tower is at structural capacity and cannot support additional equipment.

Thanks for the inquiry.

Gary Hess
Vice President Broadcasting Leasing
Vertical Bridge REIT, LLC
16 Perriwinkle Lane
Stuart, Florida 34996
772-215-1634
ghess@verticalbridge.com
www.verticalbridge.com

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<image002.png>

From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Thursday, October 28, 2021 9:29 AM
To: Gary Hess <GHess@verticalbridge.com>
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

CAUTION: This is an external email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Morning Gary, can you please check if you have space available at this tower.

<https://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=613631>

Thank you.



Homero Lozano

Engineer

Phone: 214-331-2800 x106

Mobile: 214-270-6332

Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243

From: Gary Hess <GHess@verticalbridge.com>
Sent: Friday, October 22, 2021 2:07 PM
To: hlozano@mekaddeshgroup.com
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

Mr. Lozano

Upon further research, this site first requires approval from LCRA. They do not want broadcasting licensed on their critical tower sites so I am unable to provide reasonable assurance.

Thank you for your enquiry.

Gary Hess
Vice President Broadcasting Leasing
Vertical Bridge REIT, LLC
16 Perriwinkle Lane
Stuart, Florida 34996
772-215-1634
ghess@verticalbridge.com
www.verticalbridge.com

<image001.png>

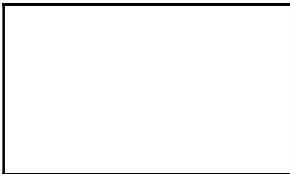
<image002.png>

From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Friday, October 22, 2021 2:01 PM
To: Gary Hess <GHess@verticalbridge.com>
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

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For the Lampasas site TX-5393, what height do you have available? Also it will be possible to have an assurance letter from your company stating that you can lease us the space .

Thank you.



Homero Lozano

Engineer

Phone: 214-331-2800 x106

Mobile: 214-270-6332

Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243

From: Gary Hess <GHess@verticalbridge.com>
Sent: Friday, October 22, 2021 12:35 PM
To: hlozano@mekaddeshgroup.com
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

Mr. Lozano

ASR 1041244 is the El Paso tower TX-5063. This tower site has a restricted ground lease that prohibits any additional colocation therefore it is not available.

ASR 1201212 is Lompasas tower TX-5393. This tower is available (see attached Structural Analysis). It however does not have a shelter therefore you must provide a shelter.

Gary Hess
Vice President Broadcasting Leasing
Vertical Bridge REIT, LLC
16 Perriwinkle Lane
Stuart, Florida 34996
772-215-1634
ghess@verticalbridge.com
www.verticalbridge.com

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<image002.png>

From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Friday, October 22, 2021 1:21 PM
To: Gary Hess <GHess@verticalbridge.com>
Cc: 'Maria Guel' <mcguel@mekaddeshgroup.com>; jcarrizales@mekaddeshgroup.com; 'Lia Oliveros' <lmoliveros@mekaddeshgroup.com>; cesarguelhccn@aol.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

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Hello Gary, thank you for answering. I have sent some emails requesting info for another sites.

ARN 1041244
ARN 1201212

Mekaddesh Group is a consulting company for many different companies, churches and nonprofit organizations. Moreover, with the non commercial application window coming up in November 2nd, I was directed to contact you to seek any available space on the before mentioned towers to install an FM antenna. If you do have space available please let me know so we can move forward and you can please provide us with the assurance letter.

Thank you

Homero



Homero Lozano
Engineer

Phone: 214-331-2800 x106
Mobile: 214-270-6332
Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243

From: Gary Hess <GHess@verticalbridge.com>
Sent: Friday, October 22, 2021 12:10 PM
To: hlozano@mekaddeshgroup.com
Subject: RE: Tower Space for Lease FCC ARN 1251024 us-ca-5063

Mr. Lozano

Your email was forwarded to me.

This is the Vertical Bridge site CA-5063. It's for KNWH – AM. The tower is at structural capacity so it is not able to support any additional loads.

For your reference, I am attaching our master list and map for all of the Vertical Bridge Broadcast sites. Feel free to contact me for any leasing questions.

Gary Hess
Vice President Broadcasting Leasing
Vertical Bridge REIT, LLC
16 Perriwinkle Lane
Stuart, Florida 34996
772-215-1634
ghess@verticalbridge.com
www.verticalbridge.com

<image001.png>

<image002.png>

From: hlozano@mekaddeshgroup.com <hlozano@mekaddeshgroup.com>
Sent: Friday, October 22, 2021 8:48 AM
To: Fcc-Faa <fcc-faa@verticalbridge.com>
Subject: Tower Space for Lease FCC ARN 1251024

CAUTION: This is an external email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello, my name is Homero Lozano, from Mekaddesh Group Corporation, and we are looking for tower space for rent in the following site:

<https://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=2650188>

Are you the right person to contact regarding this?

Thank you

Homero

<image003.jpg>

Homero Lozano

Engineer

Phone: 214-331-2800 x106

Mobile: 214-270-6332

Email: hlozano@mekaddeshgroup.com

8330 LBJ FWY, SUITE 400
DALLAS, TX 75243