



Federal Communications Commission
Washington, D.C. 20554

November 28, 2018

In Reply Refer to: 1800B3-VM

Mr. Victor Michael
Cedar Cove Broadcasting, Inc.
87 Jasper Lake Road
Loveland, CO 80537

In re: **KAZK(FM), Catalina, AZ**
Facility ID No. 176305
File Nos. BLSTA-20180912AAV,
BLED-20171214ABV

Status Inquiry

Dear Mr. Michael:

This is in reference to the November 6, 2018 letter of inquiry letter concerning the status of Station KAZK(FM), Catalina, Arizona (Station), licensed to Cedar Cove Broadcasting, Inc. (CCB). On November 13, 2018, you responded. This letter accepts your response, finds that the resumption in Special Operating Condition #4 of CCB's license for the Station has been rebutted, and closes the inquiry.¹

CCB's response states that the Station was not temporarily constructed. CCB also states that the Station resumed broadcasting from its licensed site on November 9, 2018. CCB includes sworn statements from Victor A. Michael, President, CCB, and Mark Lucke, General Manager and part owner of Willcox Radio, LLC, and a volunteer engineer for CCB. Mr. Michael states that the Station was fully constructed and operated continuously at full power from December 14, 2017, until September 10, 2018. Mr. Michael states further CCB had overlooked Special Operating Condition #4, and had removed its transmitting equipment so that it could be relocated at its new site authorized in File No. BPED-20180111AAA. He further states that CCB reinstalled its equipment on November 9, 2018 and will operate at the licensed location until it is ready to relocate to the new transmitter site sometime in the spring. Mr. Lucke states that the Station's transmitter is located at the same location as Willcox Radio, LLC's Stations KHIL(AM) and KWQR(FM), and he has monitored the Station's operation for Mr. Michael and assisted Mr. Michael in the installation of equipment at the licensed site. Mr. Lucke also states that he witnessed the Station's equipment removal in September and reinstallation in November at the licensed site. CCB also submitted its lease with Willcox Radio, LLC, and receipts showing lease payments. It also includes a receipt for its triplexer, and pictures of the facility.

This information is sufficient to rebut the presumption of temporary construction and we hereby close our inquiry.

¹ File No. BLED-20171214ABV. The Station was granted its initial license on January 12, 2018, with the following condition (Special Operating Condition #4):

Grant of this license application is conditioned on the continuous operation of the licensed facility for the twelve-month period following grant. The failure of the facility to so operate will result in the rescission of this grant, dismissal of the license application and the forfeiture of the associated construction permit pursuant to 47C.F.R. § 73.3598(c) unless the licensee rebuts the presumption that the authorized facilities were temporarily constructed.

If you have any questions concerning the content of this letter, please contact Victoria McCauley, Attorney, by phone (202-418-2136), or e-mail (victoria.mccauley@fcc.gov).

Sincerely,

A handwritten signature in blue ink that reads "Albert Shuldiner" followed by a stylized monogram "ASH".

Albert Shuldiner
Chief, Audio Division
Media Bureau