



Federal Communications Commission
Washington, D.C. 20554

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In Reply Refer to: 1800B3-KV

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In re: K292HC, Woodlake, CA
File Nos. BLFT-20160412ADB, BPFT-
20160729ANI, BLFT-20170824AAA
Facility ID No. 147460

**Petition for Reconsideration
Informal Objection
Interference Complaint**

Dear Counsel:

We have before us: (1) an "Interference Complaint" (Complaint), filed on August 16, 2017, by KALI-FM Licensee, LLC (KALI-FM), licensee of Station KALI-FM, West Covina, California alleging interference from FM Translator Station K292HC, Woodlake, California (K292HC or Station),¹ licensed to Jaemin Chang and Hyunjoo Chang (the Changs or Licensee); (2) an application for a license to implement the permitted operations on Channel 292 filed on August 24, 2017, (License Application);² 3)

¹ KALI-FM filed the Complaint against both the Station's licensed facilities (File No. BLFT-20160412ADB) as K237FL, Channel 237, Woodlake, California and its permit (File No. BPFT-20160729ANI) (Permit), granted on September 26, 2016, to operate on Channel 292. KALI-FM, however, complains of interference caused by the Station's operations on Channel 292. We will, therefore, refer to the Station as K292HC.

² File No. BLFT-20170824AAA.

an “Informal Objection” to the License Application (Objection) filed on September 12, 2017, by KALI-FM; and 4) a “Petition for Reconsideration” against the License Application filed on February 7, 2018, by KALI-FM.³ For the reasons set forth below, we dismiss the Petition as moot, grant the Objection, and Complaint, dismiss the License Application and will require the Station to cease operation of FM Translator Station K292HC.

Background. The Station is currently licensed to operate on Channel 237 (95.3 MHz) as a fill-in translator for Station KFOX(AM), Torrance, California.⁴ On July 29, 2016, the Station’s then-Licensee Edgewater Broadcasting, Inc., applied to modify the station’s facilities, specifying operation on Channel 292 (106.3 MHz) from a new transmitter site, still rebroadcasting KFOX(AM).⁵ The Changes acquired the station on June 27, 2017.⁶

On August 16, 2017, KALI-FM filed the Complaint, alleging that Station is interfering with the reception of KALI-FM. It claims that “sometime in 2017”⁷ the Station began broadcasting “Korean programming” as a KFOX(AM) translator, on Channel 292, as permitted, but prior to filing the License Application in violation of Permit’s special operating conditions.⁸ KALI-FM contends that “during this period of unlicensed operation and continuing today, [the] Station . . . is causing significant interference

³ Also, before us are: (1) a “Response to FCC Letter” (First Response) filed on November 13, 2017, by Licensee; (2) a “Supplement to Interference Complaint” (First Supplement) filed on December 12, 2017, by KALI-FM; (3) a “Request for Extension of Time to File Response to Supplement to Interference Complaint” (Extension Request) filed on January 17, 2018, by Licensee; (4) an “Opposition to Request for Extension of Time” (Extension Opposition) filed on January 23, 2018, by KALI-FM; (5) a “Second Supplement to Interference Complaint” (Second Supplement) filed on February 7, 2018, by KALI-FM; (6) a “Response to Supplement to Interference Complaint” (Second Response) filed on February 23, 2018, by Licensee; and (7) a “Further Response to Supplement to Interference Complaint” (Third Response) filed on April 10, 2018, by Licensee.

⁴ See Note 1, *supra*.

⁵ The staff granted the application for the Permit on September 26, 2016. See *Broadcast Actions*, Report No. 48830 (Sep. 29, 2016).

⁶ See BALFT-20170501ACO, granted Jun. 27, 2017; *Broadcast Actions*, Public Notice, Report No 49018 (Jun. 30, 2017).

⁷ Complaint at 1.

⁸ KALI-FM states:

The construction permit as six operating conditions. See Exhibit 2. Three of the conditions require notification to certain AM stations of the installation of the antenna. Two conditions require a moment method analysis and confirmation of the completion of this analysis in the license application. The third condition indicates that a partial proof may be necessary and the AM station may need to file a license application via the indirect method and an STA to operate its facilities with parameters at variance. Another condition clearly states that the permittee may not operate with facilities authorized in the permit without first filing a license application. There is no indication that the permittee of this translator has complied with any of these special operating conditions.

Id. at note 4.

to listeners of KALI-FM. . . .”⁹ In support, KALI-FM attached 42 listener complaints, some dated August 2-5, 2017, and the rest undated, each reporting interference to their KALI-FM reception.¹⁰

On August 24, 2017, Licensee filed the License Application covering the Permit to operate on Channel 292. On September 12, 2017, KALI-FM objected to the License Application, arguing that the Application should be dismissed, or processing suspended, until the Complaint is resolved. It also contends that Licensee made a misrepresentation in the License Application by failing to certify compliance with the Permit’s special operation condition number five requiring the filing of a License Application prior to commencing operations. KALI-FM declares that Station operated for “at least the past 8 months without having filed their license application.”¹¹

On October 11, 2017, the Bureau sent Licensee a letter requiring it to respond within 30 days to the listener complaints reporting interference to their reception of KALI-FM.¹² Specifically, the Bureau directed Licensee to submit a detailed report addressing the listener complaints including: “(1) the name and address of each complainant; (2) specific devices receiving the interference (*i.e.* type of device, manufacturer’s name, model number, and serial number); and (3) any assistance it provided for each device allegedly receiving the interference and whether such interference persists.”¹³ The Bureau further noted that failure to correct *all* complaints within this time might require the Station to suspend operation pursuant to Section 74.1203 of the Commission’s Rules (Rules).¹⁴

On November 13, 2017, Licensee responded that the Complaint had been resolved. The Changs report that, after acquiring the Station on June 27, 2017, they completed construction of the Permit and commenced operations on Channel 292.¹⁵ Licensee states that, after receiving the Complaint, they inspected the tower site and discovered “there was reflective power radiating at the bottom of the tower which was causing signal degradation [caused] . . . by loose connections made during the installation process”;¹⁶ and “the major lobe of the antenna was not pointed at the 265 degree radial as specified in the Channel 292 Permit. . . . [but rather] pointed at about 315 degrees instead.”¹⁷ Licensee reports fixing the antenna connections and repointing the antenna as authorized in the Permit. Next, Licensee submits an engineering map and states that none of the interference locations are within “KALI-FM’s protected 60 dBu contour. The great majority . . . are located . . . between KALI-FM’s 60 dBu contour and the

⁹ *Id.* at 1-2.

¹⁰ Each listener submitted a standardized form (Complaint Form), prepared by KALI-FM, concerning the purported interference experienced and other pertinent information. Collectively, these listeners, listed in the Appendix, will be referred to as “Original Complainants.”

¹¹ Objection at 2.

¹² See Letter from James D. Bradshaw, Deputy Chief, Audio Division, Media Bureau to Jaemin Chang and Hyunjoo Chang, (dated Oct. 11, 2017), (*Bureau Letter*).

¹³ *Id.* at 1.

¹⁴ *Id.* at 2, *citing* 47 CFR § 74.1203.

¹⁵ Licensee is silent as to the date the Station commenced operations stating only “Licensee completed construction of the Channel 292 Permit on or about _____ [blank space] and started operating the Station at the new parameters.” First Response at 2.

¹⁶ *Id.*

¹⁷ *Id.*

Station's 40 dBu contour."¹⁸ Licensee also contends that "only ten [unidentified] . . . complaints originate from a site where KALI-FM's signal is less than 20 dBu stronger than the Station's signal."¹⁹

Regarding the specific listener complaints, Licensee states that its engineering consultant, John Cooper (Cooper) tested the signal strength and reception at each interference location with an HD radio, handheld radio, and car radio.²⁰ Cooper found no interference, except where reported by listener Yamakana.²¹

With respect to the individual listeners, Licensee reported:

- Sawakawa, Andoh, J. Shimoda, Matsuyama, A. Kimura, Nakamura, A. Shono, K. Shono, So, Vargas, and Baba responded that their interference "problem [was] resolved";
- Sonoyama, Ito, T. Shimoda, Tamura, Makino, Yamakana, Ishikawa, Iwamoto, S. Aoki, Ogikubo, Morishige, Taguchi, Shibata, Nishimoto, Tajima, Akamatsu, Y. Kimura, R. Aoki, Ishikana, Shin, and Terada were unreachable due to their failure to respond to Licensee's messages or their providing inaccurate contact information;²²
- K. Tanaka, Tsujioka, Suio, and Sato "did not want to cooperate";
- M. Tanaka, and Fuwe "did not remember filing complaint and did not wish to participate"; and

¹⁸ *Id.* and Attachment A, "Declaration of John Cooper" dated November 10, 2017 (Cooper Declaration).

¹⁹ *Id.* at 3 and Attachment B, "Longley-Rice Predicted Signal Levels."

²⁰ *Id.* and Attachment A. Cooper notes:

I also visited each location where a complaint was received with a GPS monitor and a signal strength meter (Potomac Instruments FIM-71 Serial #946). I also compiled data to show the relative signal strength of the two stations at each location then compared them to predicted measurements. At each stop, I checked the reception on my car radio (ML350 Mercedes Benz Stock Radio), an HD radio (Sangean Model # HDR-16) and a standard AM/FM receiver (Optimus Model # 12-808) that I brought with me and recorded the signal I heard at each location."

Id., Attachment A, Cooper Declaration, para. 4.

²¹ Licensee reports:

Location 21 on the map [Yamakana Complaint] is the only location where the translator signal overpowered the KALI-FM signal. This is no surprise since Location 21 is within the 60 dBu of the Station and well outside of the 60 dBu of KALI-FM's signal. This particular individual [Yamakana] has not responded to Licensee's attempt to discuss the interference issue.

Id. at 3.

²² Sonoyama, Ito, T. Shimoda, Tamura, Makino, Yamakana, Ishikawa, Iwamoto, S. Aoki, Ogikubo, Morishige, Taguchi, Shibata, and Nishimoto were "left message [by Licensee, but] no response." Tajima's "number has been disconnected"; Akamatsu, left an "invalid phone number and [Licensee] emailed no response"; R. Aoki's "email bounced back [and] no valid contact info"; Ishikana listed an "invalid phone number [Licensee] also emailed no response"; Shin listed an "invalid phone number and [Licensee] emailed no response"; and Terada listed an "invalid phone number and [Licensee] emailed no response." *Id.* at Attachment C.

- Yamakawa, Uiemura, Watanabe, and Okayama were unavailable²³ when Licensee attempted contact.

On December 12, 2017, KALI-FM declared that the interference was ongoing, and it was “getting additional complaints from some of the same listeners.”²⁴ In support, KALI-FM attached emails²⁵ from five Original Complainants²⁶ and two new²⁷ listeners.²⁸

On January 8, 2018, the Bureau granted the License Application without acting on the Complaint and Objection.²⁹

On February 7, 2018, KALI-FM filed the Petition, asserting that it was error to grant the License Application without considering the arguments raised in the Objection and the Complaint. On the same day, the Bureau rescinded grant of the License Application and returned it to pending status.³⁰

Also on February 7, 2018, KALI-FM reported receiving “more complaints (without soliciting them) and advertisers have cancelled.”³¹ In support, KALI-FM attached new complaints from seven Original Complainants³² and one new complainant.³³ KALI-FM also included an undated advertising agency letter informing that a sponsor cancelled marketing on the Station and another planned to do so if the interference continued.³⁴ Lastly, KALI-FM submitted an engineering map purportedly plotting the interference locations.³⁵

²³ Yamakawa was “out of country until next month”; Uiemura was “out of country until mid-December” Watanabe was “on vacation back next week”; and Okayama’s “roommate said call back next week”. *Id.*

²⁴ First Supplement at 2.

²⁵ All emails were addressed to radio@tjsla.com and written in a mixture of Japanese and English.

²⁶ Sonoyama, Taguchi, Tanaka, Sawakawa and Yamakawa are listed in the Appendix as “First Supplement Complaints from Original Complainants.”

²⁷ Yumiko Suzuki and Yuki Suzuki are listed in the Appendix as “First Supplement Complaints from New Complainants.”

²⁸ License requested an extension until February 22, 2018, to respond to the First Supplement because of the time needed “to map these complainants, contact the individual complainants, take signal strength measurements at each of the locations and prepare a report for submission to the FCC.” Extension Request at 2. KALI-FM opposed the Extension Request, arguing that Licensee “already had more than 30 days to respond . . . [and failed] to justify the additional time . . .” Extension Opposition at 1.” Because we believe that the interference complaint should be resolved on substantive and not procedural grounds, we will grant Licensee’s Extension Request and consider the information supplied in the Second Response.

²⁹ See “Broadcast Actions”, Public Notice, Report No. 49150 (Jan. 11, 2018).

³⁰ See “Broadcast Applications”, Public Notice, Report No. 29171 (Feb. 12, 2018).

³¹ Second Supplement at 1.

³² Y. Kimura, Vargas, K. Shono, So, Suio, Tsujioka, and A. Shono are listed in the Appendix as “Second Supplement Complaints from Original Complainants.”

³³ Jodoshu of America (Advertiser) is listed in the Appendix as “Second Supplement Complaints from New Complainant.”

³⁴ *Id.* at 6.

³⁵ *Id.* at 12.

On February 23, 2018, Licensee responded to the First Supplement, noting “[t]he response . . . took longer because of the intervening holiday season, travel plans and other end-of-year commitments of those involved in addressing these complaints . . .”³⁶ Licensee questioned “what role KALI-FM . . . had in gathering these complaints”³⁷ since the listener emails were transmitted through the website tjsla.com. With respect to individual listeners, Licensee reported:³⁸

- Sonoyama did not respond to a February 21, 2018, telephone call and email, but “a return receipt indicates the email was opened. . .”³⁹ Licensee pledged to continue outreach efforts;
- Taguchi responded to a February 21, 2018 telephone call, “that he has no problem listening . . . at his home, only in his car. When assistance was offered to address the reception problem in his vehicle, he said that would not be necessary.”⁴⁰ Licensee planned to submit written confirmation of the conversation;
- K. Tanaka shares the same contact information as Jodoshu of America, a listener complaint submitted in the Second Supplement, who identifies as being an advertiser of KALI-FM;
- Sawakawa did not respond to a February 21, 2018, telephone call and email, but “a return receipt indicates the email was opened. . .”⁴¹ Licensee hopes “to have written confirmation of their prior conversation [on October 5, 2017, and November 3, 2017] with Mr. Sawakawa where he said the interference was resolved . . .”;⁴²
- Yamakawa was unreachable via telephone on February 21, 2018, “because the telephone line was busy all day”⁴³ and did not respond an email, but “a return receipt indicates the email was opened. . .”;⁴⁴ and
- Yumiko Suzuki and Yuki Suzuki are believed, by Licensee, to “share the same residence at the address provided by Yumiko Suzuki in her complaint . . . Neither of the Suzuki’s provided an

³⁶ Second Response at 5. Licensee also planned to “fully address the interference complaints contained in the Second Supplement on or before March 12, 2018 . . .” *Id.* at note 6. To date, however, Commission records do not indicate that Licensee has made said filing.

³⁷ *Id.* at 2. Licensee notes:

The tjsla.com website leads to a home page billed as ‘FM 106.3/Internet TJS Radio’ . . . TFS is identified as Team J Station associated with Neo Mer Broadcasting Company, Inc. (Neo Mer). . . . On the [Neo Mer] page it lists KALI as a call sign . . . [N]one of this information about TJS matches the ownership and corporate information provided to the FCC about KALI-FM . . .

Id.

³⁸ Licensee also described efforts, made in October and November 2017, to address those Original Complainants who submitted updated complaints in the First Supplement.

³⁹ *Id.* at 3.

⁴⁰ *Id.* at 4.

⁴¹ *Id.* at 3.

⁴² *Id.* at 4.

⁴³ *Id.* at 5.

⁴⁴ *Id.* at 3.

email address . . . [nor responded to] telephone messages”⁴⁵ Licensee pledged to continue efforts to reach Yumiko Suzuki and Yuki Suzuki.

On April 10, 2018, Licensee provided updated reports for the following listeners:

- Sonoyama did not respond to a February 22, 2018, email, that was opened twice, or accept delivery of a certified letter offering assistance with the reported interference;⁴⁶
- Taguchi contacted Licensee on March 9, 2018, in response to a certified letter and, thereafter, met with Licensee’s “technical representative.” On March 19, 2018, Taguchi signed a statement, stating: “I have no problem listening to Japanese programming on KALI-FM’s programming”;⁴⁷
- Sawakawa did not respond to a February 22, 2018, email, that was opened once, or a certified letter, delivered on February 27, 2018, offering assistance with the reported interference;⁴⁸
- Yamakawa did not respond to a February 22, 2018, email, that was opened six times, or accept delivery of a certified letter offering assistance with the reported interference;⁴⁹ and
- Yumiko Suzuki and Yuki Suzuki are believed by Licensee to “be two complaints from the same family” Yuki Suzuki “provided no contact information . . . but claims to be an advertiser with the station. Because of that business relationship, that particular complaint should be disregarded.” Yumiko Suzuki, in response to Licensee’s certified letter, delivered on February 27, 2018, sent an email that “identified exactly where and when she is unable to listen to KALI in her car for a portion of her morning commute. . . . [Licensee has] responded and will advise the Commission of further developments.”⁵⁰ Licensee submits an engineering map that purportedly shows Yumiko Suzuki’s home “is 39.7 miles from the KALI transmitter site, nearly 20 miles from the station’s 60 dBu contour . . . [And] receives a signal strength of only 30 dBu from KALI . . . [which] would be a very weak signal for an average radio receiver to pick up.”⁵¹

Discussion. Petition. In light of the Bureau’s rescission of the License Application grant on February 7, 2018, and our consideration herein of the interference allegations raised in the Objection and the Complaint, KALI-FM has received the relief sought in the Petition. We will therefore dismiss the Petition as moot.

Objection and Complaint. Informal objections, like petitions to deny, must allege properly supported facts that, if true, would establish a substantial and material question of fact that grant of the application would be inconsistent with the public interest.⁵² Here, KALI-FM argues the License Application should

⁴⁵ *Id.*

⁴⁶ Third Response at 2, and Exhibits A, B, and D.

⁴⁷ *Id.* at 2 (footnote omitted), and Exhibit E.

⁴⁸ *Id.* and Exhibits A-C.

⁴⁹ *Id.* and Exhibits A, B, and D.

⁵⁰ *Id.* at 2-3, and Exhibits A-C.

⁵¹ *Id.* at 3 and Exhibit G.

⁵² See, e.g., *WWOR-TV, Inc.*, Memorandum Opinion and Order, 6 FCC Rcd 193, 197 n.10 (1990).

not be granted because the Stations operations, as detailed in the Complaint, are causing actual interference to KALI-FM listeners. We agree.⁵³

Section 74.1203(a) provides, in pertinent part, that an FM translator station “will not be permitted to continue to operate if it causes any actual interference to ... the direct reception by the public of off-the-air signals of any authorized broadcast station”⁵⁴ The rule places no geographic or temporal limitation on complaints, and we have long held that mobile receivers, such as automobile radios, should not be subject to interference resulting from the operation of an FM translator or booster station.⁵⁵ The FM translator rules strictly prohibit interference by these secondary service stations, and an interfering FM translator station must remedy the interference or suspend operation.⁵⁶

The Commission has interpreted “direct reception by the public” to limit actionable complaints to those that are made by *bona fide* listeners.⁵⁷ Thus, it has declined to credit claims of interference⁵⁸ or lack of interference⁵⁹ from station personnel involved in an interference dispute. More generally, the Commission requires that a complainant “be ‘disinterested,’ *e.g.*, a person or entity without a legal stake in the outcome of the translator station licensing proceeding.”⁶⁰ The staff has routinely required a complainant to provide his or her name, address, location(s) at which FM translator interference occurs, and a statement that the complainant is, in fact, a listener of the affected station. Moreover, as is the case with other types of interference complaints,⁶¹ the staff has considered only those complaints of FM translator interference where the complainant cooperates in efforts to identify the source of interference and accepts reasonable corrective measures.⁶² Accordingly, when the Commission concludes that a *bona*

⁵³ Because we are directing the Station to cease operations and dismissing the License Application, we do not need to address KALI-FM’s other allegations concerning the License Application.

⁵⁴ 47 CFR § 74.1203(a).

⁵⁵ See, *e.g.*, *Forus FM Broad. of New York, Inc.*, Memorandum Opinion and Order, 7 FCC Rcd 7880, 7882, para. 16 (MB 1992) (because of the secondary nature of FM booster stations, and the resulting requirement that they provide interference-free service, such stations will not be permitted to cause interference to mobile receivers).

⁵⁶ 47 CFR § 74.1203(b).

⁵⁷ See *Ass’n for Cmty. Educ., Inc.*, Memorandum Opinion and Order, 19 FCC Rcd 12682, 12688, para. 16 (2004) (*Ass’n for Cmty. Educ.*).

⁵⁸ See *id.*

⁵⁹ See *Living Way Ministries, Inc.*, Memorandum Opinion and Order, 23 FCC Rcd 15070, 15077, n.46 (2008).

⁶⁰ *Ass’n for Cmty. Educ.*, 19 FCC Rcd at 12688 n.37.

⁶¹ See, *e.g.*, *Jay Ayer and Dan J. Alpert*, Letter Order, 23 FCC Rcd 1879, 1883 (MB 2008) (requiring complainants to cooperate fully with the station’s efforts to resolve interference and cautioning that the failure to do so could lead to a finding that the station has fulfilled its interference remediation obligations).

⁶² See *Radio Power, Inc.*, Letter Order, 26 FCC Rcd 14385, 14385-86 (MB 2011) (listing grounds that translator licensee claimed are sufficient to conclude that complainant has failed to reasonably cooperate and finding that a listener may reasonably reject a non-broadcast technology to resolve interference claim).

vide listener has made an actionable complaint⁶³ of uncorrected interference from an FM translator, it will notify the station that “interference is being caused” and direct the station to discontinue operations.⁶⁴

The issue before us is whether Licensee has eliminated the actual interference caused by the K292HC Station to the 45 KALI-FM listeners, both the Original and New Complainants, who filed complaints in this proceeding. As an initial matter, Licensee’s arguments, and related engineering showings, concerning interference locations are meritless because, as noted above, Section 74.1203(a) places no geographic or temporal limitation on interference complaints. Also meritless are the testing results from Cooper’s, Licensee’s consultant, radio equipment. Reception results from Licensee’s radio devices is not what we directed in the *Bureau Letter*. Rather we instructed Licensee to report “any assistance provided . . . for each [listener] device allegedly receiving the interference and whether such interference exists.”⁶⁵ Concerning the listener emails submitted via the tjsla.com website and attached with the First Supplement, Licensee has not demonstrated that these do not concern interference to KALI-FM reception.

Based on the record, as last documented for each individual listener, we find that Licensee resolved 25 listener complaints, but failed to resolve 20 listener complaints. Regarding the resolved complaints, the following are not *bona fide* complainants warranting resolution by the Licensee: (1) due to “personal or business connection[s]” with KALI-FM: A. Shono, K. Shono, Yuki Suzuki, Judoshu of America, which is not an individual, but an entity with advertising relationship with KALI-FM; and K. Tanaka who listed the same contact information as the Judoshu of America;⁶⁶ (2) due to failing to provide, in their complaints, any information detailing the interference experienced: Shibata, Fuwe, Nishimoto, Sato, Ishikana, Shin, and Terada;⁶⁷ (3) due to being unresponsive or otherwise unreachable: Sawakawa; Sonoyama; Yamakawa, and R. Aoki,⁶⁸ and (4) due to being “uncooperative”: M. Tanaka.⁶⁹

⁶³ Because only a complaint from a *bona fide* listener of the desired station can force a translator station to suspend operation, KALI-FM’s engineering map submitted in the Second Supplement do not meet that criterion. *See, e.g., Ass’n for Cmty. Educ.*, 19 FCC Rcd at 12688, para. 16 (station’s engineer locating the points on a map where the translator had interfered with the stations’ signal as he drove around the full-service station’s coverage area listening to the car radio did not meet that criterion) and *Valley Broad., Inc.*, Memorandum Opinion and Order, 7 FCC Rcd 4317, 4319, para. 26 (MB 1992) (tests for booster interference were conducted under Special Field Test Authority by a neutral party, using a mobile receiver and a stationary receiver. The application was granted with the *caveat* that if the booster station resulted in listener interference complaints, the permittee would be required to discontinue its operation until all complaints had been resolved). Likewise, the referenced showings presented by KALI-FM is not probative because Section 74.1203(b) does not allow us to rely on such studies.

⁶⁴ *See* 47 CFR § 74.1203(e); *see also Amendment of Part 74 of the Commission’s Rules Concerning FM Translator Stations*, Report and Order, 5 FCC Rcd 7212, 7230, para. 131 (1990), *modified*, 6 FCC Rcd 2334 (1991), *recon. denied*, 8 FCC Rcd 5093 (1993); *Ass’n for Cmty. Educ.*, 19 FCC Rcd at 12688, para. 15.

⁶⁵ *Bureau Letter* at 1.

⁶⁶ A. Shono Exhibit 1 at 15, Complaint and Second Supplement at 11; K. Shono, Exhibit 1 at 17, Complaint; and Yuki Suzuki, Exhibit 1 at 5, First Supplement. Judoshu of America wrote “no” to having a “personal business connection” but also wrote “Advertiser” on the Complaint Form, Second Supplement at 11, and K. Tanaka wrote “no” to having a “personal business connection on the Complaint Form, but listed only the same contact address, telephone number and email as Judoshu of America, Exhibit 1 at 2, Complaint and First Supplement at 6.

⁶⁷ Exhibit 1 at 36 – 42, Complaint.

⁶⁸ Licensee sent Sawakawa; Sonoyama; Yamakawa certified letters at the listed contact address. Third Response, Exhibits C-D. Licensee sent an email to R. Aoki, who listed only an email address as contact information, but it “bounced back.” First Response, Attachment C.

⁶⁹ First Response, Attachment C.

Additionally, the following listeners reported their interference was resolved: Andoh, J. Shimoda, Matsuyama, A. Kimura, Nakamura, Baba and Taguchi.⁷⁰

Regarding the unresolved listener complaints, these Original Complainants submitted updated complaints in the Second Supplement reporting continued interference that Licensee did not address with updated interference remediation reports: Tsujioka, So, Y. Kimura, Vargas, and Suio.⁷¹ Additionally, New Complainant Yumiko Suzuki's complaint remains unresolved. On April 10, 2018, Licensee states, "she identified exactly where and when she is unable to listen to KALI . . . The Changs have responded and will advise the Commission of further developments."⁷² To date, however, Licensee has not submitted any updated reports on Yumiko Suzuki's complaint. These listener complaints remain unresolved because Licensee made insufficient contact efforts by either not following up on those who were unavailable at the time of attempted contact or not utilizing all forms of listed contact information: Ito, T. Shimoda, Tamura, Tajima, Uiemura, Akamatsu, Makino, Yamakana, Ishikawa, Iwamoto, S. Aoki, Watanabe, Ogikubo, Morishige, and Okayama.⁷³ Also, with respect to Yamakana, besides failing to make sufficient contact efforts, Licensee admits to causing interference to Yamakana.⁷⁴

Conclusion. Based on the above, IT IS ORDERED, that the Petition for Reconsideration, filed on February 7, 2018, by KALI-FM Licensee, LLC, IS DISMISSED AS MOOT.

IT IS FURTHER ORDERED that Informal Objection filed on September 12, 2017, by KALI-FM Licensee, LLC, IS GRANTED.

IT IS FURTHER ORDERED that Interference Complaint, filed on August 16, 2017, by KALI-FM Licensee, LLC, IS GRANTED.

IT IS FURTHER ORDERED that the "Request for Extension of Time to File Response to Supplement to Interference Complaint" filed on January 17, 2018, by Jaemin Chang and Hyunjoo Chang IS GRANTED.

IT IS FURTHER ORDERED pursuant to Sections 74.1203 and 0.283 of the Rules,⁷⁵ based on the above, Jaemin Chang and Hyunjoo Chang, ARE HEREBY ORDERED TO CEASE OPERATION OF STATION K292HC IMMEDIATELY.

⁷⁰ First Response, Attachment C, (Andoh, Shimoda, Matsuyama, A. Kimura, Nakamura, and Baba) and Third Response, Exhibit E, (Taguchi).

⁷¹ Second Supplement at 4-5, 8-10.

⁷² Third Response at 3.

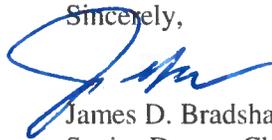
⁷³ First Response, Attachment C.

⁷⁴ See *supra* note 21.

⁷⁵ 47 CFR §§ 74.1203 and 0.283.

IT IS FURTHER ORDERED, pursuant to Section 73.3566(a)⁷⁶ of the Rules that the pending License Application (BLFT- 20170824AAA) filed by Jaemin Chang and Hyunjoo Chang for Station K292HC, Woodlake, California IS DISMISSED.

Sincerely,



James D. Bradshaw
Senior Deputy Chief
Audio Division
Media Bureau

⁷⁶ 47 CFR § 73.3566(a).

APPENDIX

Original Complainants

- Keisuke Sawakawa (Sawakawa) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at work (“Central Ave & Mahalo Place, Compton) and driving (on “1-110 Fwy & Sepulveda Blvd, Los Angeles, 91 Fwy & Central Ave., Carson”);
- Kodo Tanaka (K. Tanaka) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“Anza/Maricopa, Torrance”), work (“LA Downtown”), and driving (on “110 Freeway between Artesia and Olympic”);
- Kunio Sonoyama (Sonoyama) submitted an unexecuted and undated, but largely completed Complaint Form (Sonoyama omitted answers to the questions involving interference at home and work), experienced interference while driving (on “Fwy 110, Fwy 405 to Downtown LA”);
- Kohji Andoh (Andoh) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“Sheldon Street between Mariposa Ave & Pine Street in El Segundo”), work (“1521 Grand Ave. El Segundo”) and jogging (on “Grand Ave. just across Sepulveda in El Segundo”);
- Norriko Ito (Ito) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at home (Gardena), and driving (in “Gardena, Torrance”);
- Tomoko Shimoda (T. Shimoda) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference driving (on “Hawthorne (Del Amo to Marine), Inglewood (190th to Manhattan Bch), Anza (from Torrance to 190th), 190th (Prospect to Hawthorn)”);
- Joji Shimoda (J. Shimoda) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference driving (on “Hawthorne (190th - Del Amo), Del Amo (“Hawthorne – Prairie), Prairie/Madrona (Madrona – Crenshaw), Arlington/Narbonne (235th – Lomita”));
- Taeko Matsuyama (Matsuyama) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“182nd & Vanness ”), work (“182nd & Vanness”) and driving (on “190th & Anza”);
- Yuta Tsujioka (Tsujioka) submitted an unexecuted and undated, but complete Complaint Form, experienced interference at home (“USC ”), work (“182nd & Western Ave.”) and driving (on “110 Fwy South (from DTLA to Southbay”));
- Akikazu Kimura (A. Kimura) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“San Pedro, Western x Palos Vardes Dr.”), work (“Van Ness Ave x 182nd St., Torrance”) and driving (on “Western (Home, San Pedro – Office, Torrance”));
- Yuichi Yamakawa (Yamakawa) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“Oldtown Torrance, Torrance”) and driving (on “Highway 110 between Torrance and Downtown, LA”);
- Ami Tamura (Tamura) signed and completed the Complaint Form dated August 4, 2017, and experienced interference at home (“Torrance”), work (“Gardena”) and driving (on “110 & 10”);
- Reiko Nakamura (Nakamura) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at home (“Torrance”), work (“Torrance”) and driving (in “Long Beach, Carson, Torrance, Gardena”);

- Takako Tajima (Tajima) signed and completed the Complaint Form dated August 4, 2017, and experienced interference at home (“Gardena”), work (“Gardena”) and driving (“everywhere”);
- Atsushi Shono (A. Shono), submitted an unexecuted and undated, but complete Complaint Form acknowledging a “personal or business connection . . . with KALI-FM, its owners, management, or employees,” and experienced interference at home (“Artesia Blvd & Western Ave.”), and work (“ditto”);
- Yoshimi Uiemura (Uiemura) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at work (“Torrance”) and driving (in “Torrance”);
- Kayoko Shono (K. Shono) submitted an unexecuted and undated, but complete Complaint Form acknowledging a “personal or business connection . . . with KALI-FM, its owners, management, or employees,” experienced interference at home (“Artesia Blvd & Western Ave.”), and work (“Artesia Blvd & Western Ave.”),
- Masami Tanaka (M. Tanaka) signed and completed the Complaint Form dated August 4, 2017, and experienced interference at home (“Pico-Olympic & Vermont”), work (“Pico-Olympic & Vermont”) and “sometimes” driving (in “Korean Town”);
- Akiko Akamatsu (Akamatsu) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference driving (on “Hawthorne Blvd. – 190th Street”);
- Akihisa Makino (Makino) signed and completed the Complaint Form dated August 3, 2017, and experienced interference at home (“Arlington Ave. & 233rd Torrance”), and driving (in “Torrance”);
- Kohei Yamakana (Yamakana) signed and completed the Complaint Form dated August 3, 2017, and experienced interference at home (“Venice Blvd & Vinton Ave.”), work (“Venice Blvd & Vinton Ave.”) and driving (in “W. LA”);
- Manacui So (So) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at work (“Torrance”), and driving (in “Torrance”);
- Yuki Kimura (Y. Kimura) signed and completed the Complaint Form dated August 2, 2017, and experienced interference driving (on “110/91 Fwy”);
- Mayumi Vargas (Vargas) signed and completed the Complaint Form dated August 2, 2017, and experienced interference driving (on “Fwy 110 between DTLA – Southbay”);
- Toru Ishikawa (Isikawa) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference driving (on “Carson Street – Normandi, Sisco to Harborgate Way:”)
- Yuki Iwamoto (Iwamoto) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“PCH & Oak Street, Lomita”), work (“Heil & Gothard, Huntington Beach”) and driving (“all the way from Lomita to Huntington Beach”);
- R. Aoki (R. Aoki), submitted an unexecuted, undated, and provided an email address as sole contact information, but otherwise complete Complaint Declaration, and experienced driving (on “Western Ave., 110 Fwy on N. 405 Hwy”);
- Shinya Aoki (S. Aoki) submitted an unexecuted and undated, but complete Complaint Declaration, and experienced interference at home (“Wilson Park, Torrance”), work (“Prairie Ave. and Del Amo Blvd.”), and driving (on “Torrance Blvd. and Crenshaw Blvd”);

- Maiko Watanabe (Watanabe) signed and completed the Complaint Form dated August 3, 2017, and experienced interference at work (“Torrance”) and driving (in “Torrance/Lomita”);
- Keizo Ray Suio (Suio) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“Redondo Beach Bl X Western”), work (“Normandy Ave X Rosecrans”) and driving (in the “Gardena area to Los Angeles”);
- Keith Baba (Baba) submitted an unexecuted and undated, but complete Complaint Form and experienced interference at home (“Fwy 134, 2, 5, 110, Glendale, LA, etc.”), work (“LA Dwt.”) and driving (on “Fwy 134, 2, 5, 110”);
- Atsutoshi Ogikubo (Ogikubo) submitted a signed, undated, but complete Complaint Form experienced interference driving (in “San Pedro, Long Beach, Signal Hills”);
- Shin Morishige (Morishige) submitted an unexecuted and undated, but complete Complaint Form, and experienced interference at home (“Gardena”), and driving (in “Gardena, Torrance, Carson”);
- Masataka Taguchi (Taguchi) signed and completed the Complaint Form dated August 2, 2017, and experienced interference at work (“Torrance”) and driving (in “Long Beach/Carson/Torrance/Gardena”);
- Kaz Okayama (Okayama) signed and completed the Complaint Form dated August 3, 2017, and experienced interference at work (“Torrance”) and driving (in “Long Beach/Carson/Torrance”);
- Yoko Shibata (Shibata) signed the Complaint Form dated August 5, 2017, and listed contact information, but did not otherwise complete the form;
- Hiroo Fuwe (Fuwe) signed the Complaint Form dated August 5, 2017, and listed contact information, but did not otherwise complete the form;
- Emi Nishimoto (Nishimoto) signed the Complaint Form dated August 5, 2017, and listed contact information, but did not otherwise complete the form;
- Kaori Sato (Sato) signed an undated Complaint Form, and listed only an email address and telephone number as contact information, but did not otherwise complete the form;
- Yoko Ishikawa (Ishikana) signed an undated Complaint Form and listed only an email address and telephone number as contact information, but did not otherwise complete the form;
- Yamady Shin (Shin) signed an undated Complaint Form and listed only an email address and telephone number as contact information, but did not otherwise complete the form; and
- Muneo Terada (Terada) signed an undated Complaint Form and listed only an email address and telephone number as contact information, but did not otherwise complete the form.

First Supplement Complaints from Original Complainants:

- Sonoyama, in emails, dated October 31, 2017, and November 10, 2017, stated “Fwy110 (Adames [sic] Blvd Area). Please fixed [sic] interference ASAP” and “Korean Station interference again. Please fixed [sic] 110 Fwy around Adams Blvd”;
- Taguchi, in an email, dated December 7, 2017, stated “Please fix ASAP, Looking forward to listening properly. Interference location on Freeway 110, Gage Ave – Adams Blvd.”;
- Tanaka, in an email dated December 7, 2017, stated “This is terrible. Has to be resolved. 110 Freeway between Florence and Adams”;
- Sawakawa, in an email dated December 7, 2017, stated “I hope this interference must[sic] be fixed ASAP so I can enjoy listening to KALI-FM as before. I-10 between Vermont Ave. and I-405, 110 Freeway between Florence and Vernon Ave.”;
- Yamakawa, in an email, dated December 7, 2017, stated “I live in Culver city. Interference location is I-10 between F-405 and Downtown, F-405 between La Tiejera Blvd and I-10.”⁷⁷

First Supplement Complaints from New Complainants:

- Yumiko Suzuki, in an email dated November 6, 2017, provided information and stated, “Completely only Korean Station on West LA area. I can’t listening [sic] TJS Radio”; and
- Yuki Suzuki, in an email dated November 15, 2017, did not provide contact information and stated “I’m an advertiser. This interference is terrible. I hope fixed ASAP. I-10 between Western Ave. and National Blvd, La Cienega Blvd between Pico Blvd. and Florence Ave.”⁷⁸

Second Supplement Complaints from Original Complainants:

- Y. Kimura submitted an unexecuted, but largely completed Complaint Form, dated January 15, 2018, and experienced interference driving (on “110 Fwy, Adams [to] DTLA”);
- Vargas submitted a signed and completed Complaint Form, dated January 31, 2018, and experienced interference driving (on “Fwy 110 DTLA [to] Southbay”);
- K. Shono, in an email dated October 31, 2017, stated “Please fixed [sic] interference ASAP”;
- So submitted a signed and completed Complaint Form, dated December 20, 2018, [sic] and experienced interference at work (“Torrance”) and driving (between “Torrance and PV”);
- Suio submitted an unexecuted, completed Complaint Form, dated January 4, 2018, and experienced interference at home (“Redondo Beach Bl x Western”), work (“Normandy Ave. x Rosecrans”), and driving (in the “Gardena area to Los Angeles”);

⁷⁷ Supplement, Exhibit 1, 1-3.

⁷⁸ *Id.* at 2-3.

- Tsujioka submitted an unexecuted, completed Complaint Form, dated February 2, 2018, and experienced interference at home (USC), work (“182nd St. & Western Ave.”) and driving (“110 Fwy South DTLA to Southbay”);
- A. Shono submitted an unexecuted, completed Complaint Form, dated January 31, 2018, and experienced interference at home (“Artesia Blvd. & Western Ave.”) and work (“ditto”); and

Second Supplement Complaint from New Complainant:

- Jodoshu of America (Advertiser) submitted an unexecuted and largely completed Complaint Form, dated January 17, 2018, and experienced interference at work (3rd St & San Pedro, LA, & LA Downtown”) and driving (on “110 Freeway”).⁷⁹

⁷⁹ *Id.* at 3-5, 8-11.