

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

| | | |
|------------------------------------|---|---------------------|
| In re |) | |
| |) | |
| Emperor's Circle of Shen Yun |) | File No. 0000154968 |
| KQSG-LP, El Monte, CA |) | |
| Application for Renewal of License |) | |
| |) | |
| |) | |

To: Secretary
Attn.: Chief, Media Bureau

OPPOSITION TO INFORMAL OBJECTION

I. Introduction

Emperor's Circle of Shen Yun ("Emperor's Circle"), licensee of KQSG-LP, El Monte, California, by its attorneys, pursuant to Section 73.3587 of the Commission's Rules, 47 CFR § 73.3587, hereby files this Opposition to the Informal Objection to the Emperor's Circle application for renewal of license, captioned above, filed by Nora Hamamciyan ("Hamamciyan") on July 27, 2021. Hamamciyan has also filed an Informal Objection against the renewal of license for KQEV-LP, Walnut, California, licensed to Chinese Sound of Oriental and West Heritage ("CSO").¹ Because the Hamamciyan allegations relate to both stations, Emperor's Circle is attaching a copy of the Opposition to Informal Objection, filed August 20, 2021, by CSO, as Exhibit A. For the reasons detailed below, the Informal Objection should be dismissed or denied. In support of its Opposition, Emperor's Circle submits the following:

¹ Informal Objection filed by Nora Hamamciyan, File No. 0000154023, July 26, 2021, and amended July 27, 2021, against the Application for Renewal of License filed by Chinese Sound of Oriental and West Heritage, File No. 0000153432.

The Commission's informal objection rule is frequently used as a catch-all rule that permits consideration by the Commission of pleadings that fail to comply with the Commission's rules for formal pleadings. However, the Commission has made clear that even informal objections must meet certain minimum standards. In *Area Christian Television, Inc.*, FCC 86-298, 60 R.R.2d 862, 864, the Commission stated:

Notwithstanding the obvious distinctions between petitions to deny and informal objections (compare Sections 73.3584 and 73.3587 of the Commission's Rules), informal objections like petitions to deny must also contain adequate and specific factual allegations sufficient to warrant the relief requested. (citations omitted).

The Hamamciyan Informal Objection fails to provide adequate and specific factual allegations to meet even this minimum standard for consideration. The Informal Objection fails to even allege residency in the KQSG-LP service area, which is the minimum that should be alleged to make a showing of standing to file the Informal Objection. In addition, the Informal Objection makes numerous unsupported factual allegations and provides no evidence to support any of them. Therefore, on this basis alone, the Objection should be dismissed or denied. Nonetheless, on the merits, the Objection also should be dismissed or denied.

II. The Objection

Hamamciyan alleges: (a) KQSG-LP's broadcast operations are "shadow controlled" by New Tang Dynasty Television Network ("NTD"), (b) KQSG-LP receives 100% of its programming from another low power station, KQEV-LP, Walnut, CA, (c) there are occasions when KQEV-LP and KQSG-LP are concurrently off air, (d) both KQEV-LP and KQSG-LP broadcast the same "commercials," (e) KQSG-LP is a translator for KQEV-LP, and (f) KQSG-LP never has broadcast local programs.

III. General Responses

The Hamamciyan allegations generally represent a shotgun approach lacking meaningful specifics and completely devoid of evidentiary support. More specifically, (a) KQSG-LP has no relations nor receives any support of any kind from NTD, (b) while KQSG-LP and KQEV-LP share some programming, both stations produce and broadcast programming for their respective communities, (c) the occasions where both stations concurrently were off the air were because of a disruption in a network feed that serves both stations, but that network feed is not 100% of the KQSG-LP broadcast time, (d) the two stations do not broadcast the same programs concurrently 100% of the time, (e) the sponsor announcements alleged to be prohibited commercials are on behalf of nonprofit entities, which are exempt from the commercial regulations, and (f) KQSG-LP has broadcast locally produced and community focused programming for residents of El Monte and surrounding communities.

IV. Specific Responses

A. Control

Hamamciyan alleges KQSG-LP is “shadow controlled” by, and broadcasts programming from, NTD. She is wrong. In his sworn Declaration, attached hereto as Exhibit B, Chris Lee, President of Emperor’s Circle, declares that the station lacks any relationship or involvement with NTD. Lee Declaration, Exhibit B, at par. 2. Hamamciyan does not provide any documentary or other evidence to the contrary. As such, the allegation should be rejected.

KQSG-LP is affiliated with of Sound of Hope Radio Network Inc. (“SOH”). That network is a nonprofit entity that provides Mandarin language programming to low power FM stations that serve Chinese American communities nationally. Lee Declaration, at par. 3. SOH also is licensee of KQEB-LP, San Francisco. SOH provides programs, engineering services,

marketing services, and other consulting services to Emperor's Circle. Lee Declaration, at par. 3. Hamamciyan may have confused SOH with NTD. Her Informal Objection appears to be predicated upon a belief that low power FM stations are prohibited from affiliating with a network and/or from sharing with other broadcast stations. But she fails to cite any regulatory prohibition. Indeed, there are no such prohibitions.

B. Shared Programming

Chinese Americans in the San Gabriel Valley live in an ethnoburb of thirty-one cities and communities in Los Angeles County generally spread about 29 miles along both the north and south sides of Interstate 10, the San Bernardino Freeway, from Monterey Park, CA to Ontario, CA.² Ethnoburb formation is unique and complex. Residents in the entire ethnoburb communities are concerned with structural factors, institutional conditions, and residents' activities, all of which play important roles as to local, San Gabriel Valley-wide, and global geopolitical and economic concerns, U.S. national immigration and trade policies, regulations and policies of local governments and institutions, and the practices of key individuals, organizations, and/or initiatives.³ Given this, KQSG-LP and KQEV-LP share their locally produced programs so as to inform Chinese Americans in both communities and those throughout the San Gabriel Valley ethnoburb. Pivotal, KQSG-LP produces and broadcasts local programming targeted to residents of El Monte and other communities within its coverage area.⁴

² <https://laedc.org/wtc/chooselacounty/regions-of-la-county/san-gabriel-valley-2/>

³ See, "Building Ethnoburbia: The Emergence and Manifestation of the Chinese Ethnoburb in Los Angeles' San Gabriel Valley, *Journal of Asian American Studies*, Vol. 2 No. 1, pp. 1-28; February 1999, John Hopkins University Press.

⁴ Lee Declaration, par. 5-6.

C. Concurrent Transmission Failures

Hamamciyan alleges KQSG-LP is but a translator for KQEV-LP. That is not so. The Commission defines a translator as “fill-ins” to white areas that simultaneously rebroadcast another station; within the other station's protected service area and which do not originate programming.⁵ A translator rebroadcasts the primary station 100% of the time within the primary station's predicted contour. See 47 CFR § 74.1231. As shown on the coverage maps of the two stations in the Commission data base, the signal coverage of KQSG-LP does not overlap the protected service area of KQEV-LP.⁶ KQSG-LP does not broadcast all the programs broadcast by KQEV-LP 100% of the time. Lee Declaration, par. 5-6. Pivotaly, while translator stations are prohibited from originating programming, the Commission mandates KQSG-LP to originate programs. See 47 CFR § 73.850. The actual explanation for the stations to be simultaneously off air at the same time occasionally is that SOH provides programming to both stations via online internet protocol, and the concurrent station failures reflect a disruption in the network feed to both stations. Lee Declaration, par. 5.

D. Commercials

Hamamciyan represents that KQSG-LP broadcasts commercials, but she fails to identify with specificity in the Informal Objection what station announcements or parts of station announcements are prohibited. However, she references some announcements in her Informal Objection filed against the renewal of the license of CSO for KQEV-LP. As explained by CSO in that proceeding, the referenced announcements were on behalf of nonprofit entities and thereby exempt from the prohibition. See Exhibit A, CSO Opposition at 5. As to the three

⁵ <https://www.fcc.gov/media/radio/fm-translators-and-boosters>

⁶ Compare the coverage map of KQSG-LP, File No. BMPL-20170317AAZ, attached as Exhibit C, with the coverage map of KQEV-LP, File No. BMPL-20150324AAU, attached as Exhibit D.

announcements for two for-profit entities containing the word “send” discussed in the CSO Opposition,⁷ KQSG-LP did not broadcast those announcements. Lee Declaration, par. 8-9.

E. Local Programs

Hamamciyan alleges KQSG-LP does not broadcast local programs. Again, she is wrong. At least once daily for at least twenty minutes daily, KQSG-LP broadcasts one or more of five different locally produced programs addressed to Chinese American listeners within its coverage area. Lee Declaration, par. 5-6. These programs which include the station ID at the top of the hour are: (1) American Stories by Qing, which are eighty-three episodes of twelve-to-fifteen-minutes each that concern immigration, cultural assimilation, education attainment and government services. They are broadcast on a rotational basis weekdays and Saturdays. (2) Teatime is a discussion program which consists of forty-eight thirty-minute long episodes covering American culture and daily engagement with native Americans, particularly as to government activities and emergency services, and tipping etiquette for services provided by retail staff; (3) Qing Lan Time: These 10 thirty-minute long weekday programs concern news about the covid pandemic and how to maintain positive mental and social attitudes, illustrated with profiles of individuals; (4) China News: These 190 twelve-minute long episodes broadcast weekly on Saturdays concern events in China that impact American security and economic interests; and (5) Stories of American Cities, 40 eight-minute programs introducing selected American cities. Lee Declaration, par. 6.

Hamamciyan complains that these programs are also broadcast on KQEV-LP. As noted above, El Monte is a part of an ethnoburb of communities of the two stations 9.91 miles apart with residents who share common interests and concerns. There is nothing in Commission rules

⁷ Exhibit A, CSO Opposition at 5-6.

that precludes low power stations from sharing programs in adjacent and overlapping communities, and Hamamciyan cites no Commission rule or policy to the contrary. Pivotaly, KQSG-LP broadcasts locally produced programs of concern to listeners in its coverage area. See Section 73.853 of the Commission Rules, 47 CFR § 73.853.

V. Conclusion

Hamamciyan has advanced multiple allegations without any factual or legal support. This is inconsistent with basic evidentiary pleading requirements and fails to meet even the minimal standards required for an Informal Objection. Emperor's Circle has demonstrated with factual and evidentiary support and citations that the allegations are devoid of merit. The Commission should reject the allegations, and the Informal Objection should be dismissed or denied.

Respectfully submitted,

EMPEROR'S CIRCLE OF SHEN YUN

By its Attorneys,

/s/ James L. Winston

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August 30, 2021

EXHIBIT A

CHINESE SOUND OF ORIENTAL AND WEST HERITAGE
OPPOSITION
TO
INFORMAL OBJECTION FILED BY
NORA HAMAMCIYAN

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

| | | |
|---|---|---------------------|
| In re |) | |
| |) | |
| Chinese Sound of Oriental and West Heritage |) | File No. 0000153432 |
| KQEV-LP, Walnut, CA |) | |
| Application for Renewal of License |) | |
| |) | |
| |) | |

To: Secretary
Attn.: Chief, Media Bureau

OPPOSITION TO INFORMAL OBJECTION

I. Introduction

Chinese Sound of Oriental and West Heritage (“Chinese Sound”), licensee of KQEV-LP, Walnut, California, by its attorneys, pursuant to Section 73.3587 of the Commission’s Rules, 47 CFR § 73.3587, submits this Opposition to the Informal Objection filed July 26, 2021, by Nora Hamamciyan (“Hamamciyan”).¹ In support of its Opposition, Chinese Sound submits the following:

The Commission’s informal objection rule is frequently used as a catch-all rule that permits consideration by the Commission of pleadings that fail to comply with the Commission’s rules for formal pleadings. However, the Commission has made clear that even informal objections must meet certain minimum standards. In *Area Christian Television, Inc.*, FCC 86-298, 60 R.R.2d 862, 864 (“*Area Christian*”), the Commission stated:

Notwithstanding the obvious distinctions between petitions to deny and informal objections (compare Sections 73.3584 and 73.3587 of the Commission's Rules), informal objections like petitions to deny must also contain adequate and specific factual allegations sufficient to warrant the relief requested. (citations omitted)

¹ On July 27, 2021, Hamamciyan filed an Amendment to her Informal Objection.

The Hamamciyan Informal Objection fails to provide adequate and specific factual allegations to meet even this minimum standard for consideration. The Informal Objection fails to even allege residency in the KQEV-LP service area, which is the minimum that should be alleged to make a showing of standing to file the Informal Objection. In addition, the Informal Objection makes numerous unsupported factual allegations and provides no evidence to support any of them. Therefore, it should be dismissed or denied.

II. The Informal Objection

In the Informal Objection, Hamamciyan alleges KQEV-LP: (a) is “shadow controlled” by and broadcast programming from New Tang Dynasty Television Network, (b) broadcast commercials 24/7, (c) has been off the air at least 60% of the time, (d) has not broadcast station IDs for weeks at a time, and (e) broadcast from an unauthorized location. In the Amendment to the Informal Objection, Hamamciyan submits descriptions² of announcements that she asserts were broadcast on July 18, 2021, concerning tutoring service with testimonies, academic tests, school grades, and college admission testing.

III. Summary Response

Chinese Sound submits that, with respect to several of her allegations, Hamamciyan incorrectly interprets and misunderstands applicable regulations and fails to provide factual support for the other allegations. Specifically, as more fully detailed below, Chinese Sound (a) denies New Tang Dynasty Television Network, or any other entity, controls Chinese Sound, (b) denies it broadcast commercials for for-profit entities, but acknowledges it sometimes broadcast commercials or promotional announcements on behalf of nonprofit entities, (c) denies the station

² In the July 27 Amendment to the Informal Objection, Hamamciyan claims to have provided “recorded transcripts,” but all she provided was her paraphrasing of the announcements.

failed to transmit a broadcast signal 60% of the time, but concedes there have been twelve events of transmission failures over the last two years³ and two events of failures in online distribution from a server to the transmission system, which has caused the absence of audio or “dead air,” and (d) denies that the station has failed to broadcast station IDs for weeks at a time, but concedes there have been events of failure when the station was off air and when there were failures in online distribution from a server to the transmission system. Further, Chinese Sound responds that the announcements regarding tutoring service; testimonies; academic testing; and college admission testing were on behalf of nonprofit entities, including Chinese Sound itself. Therefore, as Chinese Sound shall more fully demonstrate below, the Informal Objection should be dismissed or denied.

IV. Detailed Responses

A. Control By New Tang Dynasty Network

Hamamciyan maintains Chinese Sound is “shadow controlled” by New Tang Dynasty Network (“NTD”). In a filing with the Commission, NTD describes itself as an antidote to misinformation from the Chinese Communist Party:

NTD Television, established in 2001 in New York City by Chinese Americans, is an American-owned and operated network (based in New York, New York) and the first independent nonprofit Chinese-language TV channel in the U.S. It is the only in-language Chinese TV network dedicated to freedom, democracy and human rights in the U.S. It is the world’s largest Chinese network outside of China.”

NTD is the only nationally distributed Chinese TV network with local broadcasts and reporters in the following top Chinese markets: New York, Los Angeles, Washington D.C., Houston, San Francisco, and Honolulu. NTD’s 24/7 programming focuses on subjects of critical importance to the fastest-growing immigrant population in the U.S.—over four million Chinese—such as immigration, health care and the democratic process. NTD hosts numerous highly attended local events on these topics, and simultaneously translates important

³ Xia Declaration at para. 5.

election-related events such as the presidential debates—and has been doing so for over a decade.

See, Comments *In Re: Promoting the Availability of Diverse and Independent Sources of Video Programming*, pp. 1-2, MD Docket No. 16-41, filed on January 26, 2017.⁴

NTD does not provide Chinese Sound with any television or radio programming – nor does NTD provide any other services or any support to Chinese Sound nor has it any role in the broadcast operations of KQEV-LP. See Declaration of Xia, Attachment, para. 2. Further, Hamamciyan fails both to define with any specificity as to what “shadow control” means or to provide any factual or evidentiary support for the assertions. The effort appears to be an unfounded general character attack on Chinese language media.

Chinese Sound is affiliated with of Sound of Hope Radio Network Inc. (“SOH”), a nonprofit entity, which is the licensee of KQEB-LP, San Francisco. That network is a nonprofit entity that provides Mandarin language programming to low power FM stations that serve Chinese American communities. Xia Declaration, paras. 2-3. SOH provides programs, engineering services, marketing services, and other consulting services to Chinese Sound. Xia Declaration, at para. 2.

Hamamciyan may have confused SOH with NTD. Her Informal Objection appears to be predicated upon a belief that low power FM stations are prohibited from affiliating with a

⁴ The *Wall Street Journal* describes New Tang Dynasty as broadcasting “...to the U.S., Europe and Asia, including China. It is one of a growing number of media organizations run mostly by Falun Gong practitioners, including a radio station and a newspaper with editions in 10 languages. There is also a film-production company, a performing-arts school, dozens of Web sites and a Chinese cultural show, which has played around the world, including New York's Radio City Music Hall and the Kennedy Center in Washington. [NTD is] “...helping build one of the most significant overseas dissident movements to challenge China in decades.” <https://www.wsj.com/articles/SB119508926438693540>

network and/or from cooperating with other broadcast stations. She fails to cite any regulatory prohibition. Indeed, there are no such prohibitions.

B. Commercials

1. Testimonials, Tutoring, College Admissions

Hamamciyan complains that KQEV-LP broadcasts prohibited commercials with testimonials, qualitative terms, and other prohibited expressions/factors, referencing specific instances. However, each and all these announcements were on behalf of nonprofit entities. Xia Declaration, paras. 7-8. As such, the announcements expressly are exempt from regulatory prohibitions. See Section 73.621(e) of the Commission Rules, 47 CFR 73.621(e).

2. Oversea Investment/PIMA Apparel

Hamamciyan notes and provides a description of three announcements – two for Oversea Investment LLC and one for Pima Apparel Inc., both for-profit entities, which potentially raise questions because of a single word with reference to potential employment applicants. The Commission has stated that “calls to action” are not permitted in announcements aired on behalf of for-profit entities.⁵ The only portion of the announcements that might raise the issue of a call to action is the word “send.” However, the word “send” does not cause an announcement to become a call to action. A call to action in marketing is a term used to prompt an immediate response or encourage a sale. The goal of a call to action phrase is to create a sense of urgency as

⁵ *Enid Public Radio Ass’n.*, DA 10-1293, 25 FCC Rcd 9138, 9142 (MB 2010).

in “Buy Now!”⁶ See, Wikipedia,⁷ quoting, Eisenberg, B., *CALL TO ACTION: Secret Formulas to Improve Online Results*, Nashville, Tennessee, Tomas Nelson, 2006, p. 20. As the three announcements convey neither immediacy nor urgency the word “send” is not a call to action. This is confirmed by the guidance to avoid language conveying immediacy and urgency PBS provides to noncommercial stations. PBS advises: “At times, language conveying a sense of urgency or intended to create alarm, has also come under FCC scrutiny in this category.”⁸ Pivotal, the Commission very specifically has concluded that “The underwriting policy has some gray areas. Sometimes it is difficult to distinguish between language and images that are descriptive and those that are promotional.” See, “Nonprofit Media,” at 315.⁹

Thus, the announcements are not prohibited commercials. Given industry definitions and PBS guidance, the station’s broadcasts of the announcements were reasonable and thereby within the ambit of discretion the Commission has afforded licensees. See, *Cesar Chavez Foundation*, DA 12-772, 27 FCC Rcd 552 (EB 2012).

C. Failure to Broadcast Sixty Percent of the Time

Hamamciyan alleges KQEV-LP has been off the air 60% of the time. Yet, she provides no factual support for the allegation. Without such support, the allegation fails. See, e.g., *Area*

⁶ Other expressions considered by the marketing industry to be calls to actions include Apply today; Be sure to; Call; Download; Find Items; Get a quote; Get the Best; Get your; Hurry; Investigate; Join us; Look at; Order; Pay Less; Please see; Purchase; Read reviews; Register; Request yours today; Respond by; Search; See more; Shop; Sign up; Submit; Visit; and Watch. See, <https://www.beacontechologies.com/blog/2009/12/100-call-to-action-keywords-for-marketing-campaigns.aspx>

⁷ [https://en.wikipedia.org/wiki/Call_to_action_\(marketing\)](https://en.wikipedia.org/wiki/Call_to_action_(marketing))

⁸ <http://lush.pbs.org/-air-guidelines/are-there-clear-categories-language-or-techniques-pbs-cannot-acc/#calls>

⁹ <https://transition.fcc.gov/osp/inc-report/INoC-31-Nonprofit-Media.pdf>

Christian, supra at 864. Further, KQEV-LP denies the allegation. As such, the allegation should be dismissed or denied.

KQEV-LP concedes that there have been 14 events of failures of its transmitter and/or its system to deliver a broadcast signal over the air; but these events over the last two years¹⁰ have not lasted longer than 24 hours – and in no event, have they exceeded thirty consecutive days. Xia Declaration, para. 5.

D. Station IDs

Hamamciyan complains that the station has not broadcast station identifiers for “weeks at a time.” Yet, she fails to provide any specifics with factual support for the allegation. Further, KQEV-LP denies the allegation. Mr. Xia declares that KQEV-LP has a server, which is programmed to broadcast IDs hourly and that for the last two years, there have not been failures to broadcast IDs hourly, except as to those specific occasions noted above in his Declaration.

V. **Conclusion**

The Informal Objection, as amended, fails to provide specific factual support for any of its allegations. Nor are any citations provided as to any of the alleged legal conclusions made. Pivotaly, Chinese Sound has demonstrated that its operations and programming are consistent with Commission regulations, policies and precedent. Thus, the Informal Objection should be dismissed or denied.

¹⁰ Hamamciyan has asserted no specific dates and times for her allegations, so, the two-year period has been selected for convenience.

Respectfully submitted,

**CHINESE SOUND OF ORIENTAL AND
WEST HERITAGE**

By its Attorneys,

/s/ James L. Winston

James L. Winston

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& COOKE, LLP

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Washington, D.C. 20036

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jwinston@rwdhc.com

August 20, 2021

CERTIFICATE OF SERVICE

I, James Winston, do hereby certify that I sent via postal mail and electronic mail, on this 20th day of August, 2021 a copy of the foregoing OPPOSITION TO INFORMAL OBJECTION to the following:

Nora Hamamciyan
6162 ¾ Sepulveda Blvd.
Van Nuys, CA 91411
ET10447@gmail.com

/s/ James L. Winston
James L. Winston

EXHIBIT B

DECLARATION OF CHRIS LEE

Declaration

1. My name is Chris Lee. I am President and a Director of The Emperor's Circle of Shen Yun which has a license for KQSG LP, El Monte, California.
2. KQGS LP is not controlled by New Tang Dynasty Television Network in any way. KQGS LP does not have any relationship with New Tang Dynasty Television Network nor does that network provide KQSG LP with any services of any kind.
3. KQSG LP is affiliated with the Sound of Hope Radio Network Inc. (SOH) of San Francisco, a nonprofit 501(c)(3) tax exempt entity that distributes Mandarin language programs. It also provides the station with engineering, consulting, and marketing services for cost efficiencies. The network does not exercise control over station affairs. It does provide KQSG LP with some but not all the programs the station broadcasts.
4. At all times relevant, KQSG LP spectrum is part of a shared time agreement under which KQSG LP has operated under since October 2017, from 1:00 pm to 3:00 pm weekdays and 1:00 pm to 3:00 pm on Saturdays. The station is on the air and broadcast daily in accordance with the timeshare schedule.
5. KQGS LP produces programming in its studios and in El Monte and surrounding areas. These programs are produced by station volunteers and broadcast by KQSG LP. They are also provided to SOH for distribution to Chinese American language radio stations nationally. SOH distributes some of these programs to other Chinese language low power stations for simultaneous broadcasts. On occasions, the online distribution from SOH fails causing KQGS LP and KQEV LP both be off air concurrently.
6. The station broadcast five locally produced programs that are locally produced and broadcast for at least twenty minutes each day. They are first broadcast live and thereafter repeated. The station includes its call sign in these programs at the top of each hour. These programs are as follows.

American Stories by Qing: The eighty-three episodes of these twelve-to-fifteen-minute features concern immigration, cultural assimilation, education attainment and government services. They are broadcast on a rotational basis.

Teatime: The forty-eight thirty minutes-long episodes of this discussion program covering American culture and daily engagement with native Americans, particularly as to government activities and emergency services, tipping for services provided by retail staffs. Its produced weekly. These programs are broadcast at least weekly.

Qing Lan Time: The ten 30- minutes long weekdays programs concern topical news stories and how to maintain positive attitudes illustrated with individual stories. It was produced weekly starting at the beginning of the Covid-19 pandemic in March 2020. Some of the episodes remain in rotation.

China News: These 190 episodes of - twelve-minute-long episodes were broadcast weekly and concerned events in China that impact American interests.

“Stories of American Cities”: These 40 episodes of 8-minutes introduced listeners to American culture, and the history of cities, including cities in California.

7. Periodically, the station has been off the air because of failures in its transmission system but except as detailed below, such failures lasted for several hours or less than three days, and in no event has broadcasting failed for 365 days.
8. The station knowingly does not broadcast ‘commercials’ on behalf of for-profit companies. The station has broadcast ‘commercials’ for Forest Lawn Memorial Park; the California Lottery and the National Asian Association Coalition. These entities are all nonprofits.
9. Some announcements broadcast on KQGS LP contained the following words and phrases, and statements: (a) If you want your business to prosper and if you want to introduce your services to the Chinese community, call (626)386-8180; (b) an English tutoring service with a testimonies; and (c) testimonies detailing of a kids’ tutoring classes noting grade level outcomes. As to each of these announcements, they were made on behalf of KQEV LP or SOH, both nonprofit entities.
10. On August 20, 2021, the station’s transmitter reading showed the cumulative number of hours of broadcasting showed 3,218 hours of cumulative operations since commencement of program test authority on October 26, 2017. The 17 hours weekly of licensed airtime between those two dates, represents 1325 days of on-air broadcasting and 61 days of consecutive days being off air. A photo of the hour meter is attached.
11. The station’s transmission site is located at a residence in Monterey Park with the antenna atop the residence and the antenna inside in the attic of the premises. The non-operations for sixty-one consecutive days described immediately above was because of the hospitalization of the sole owner of the premises who became unable to manage her affairs and a relative guardian who was unfamiliar with station volunteers and unaware of the informal, unwritten site location agreement between the owner and the station. The relative guardian disconnected power to the transmitter and thereafter denied station staff access to the transmitter. Ultimately, the owner was able to communicate her agreement with the guardian and broadcasting was resumed.

I declare under penalty of perjury the foregoing is true.

August 27, 2021

Chris Lee

Chris Lee

EXHIBIT C

COVERAGE CONTOUR MAP OF KQSG-LP

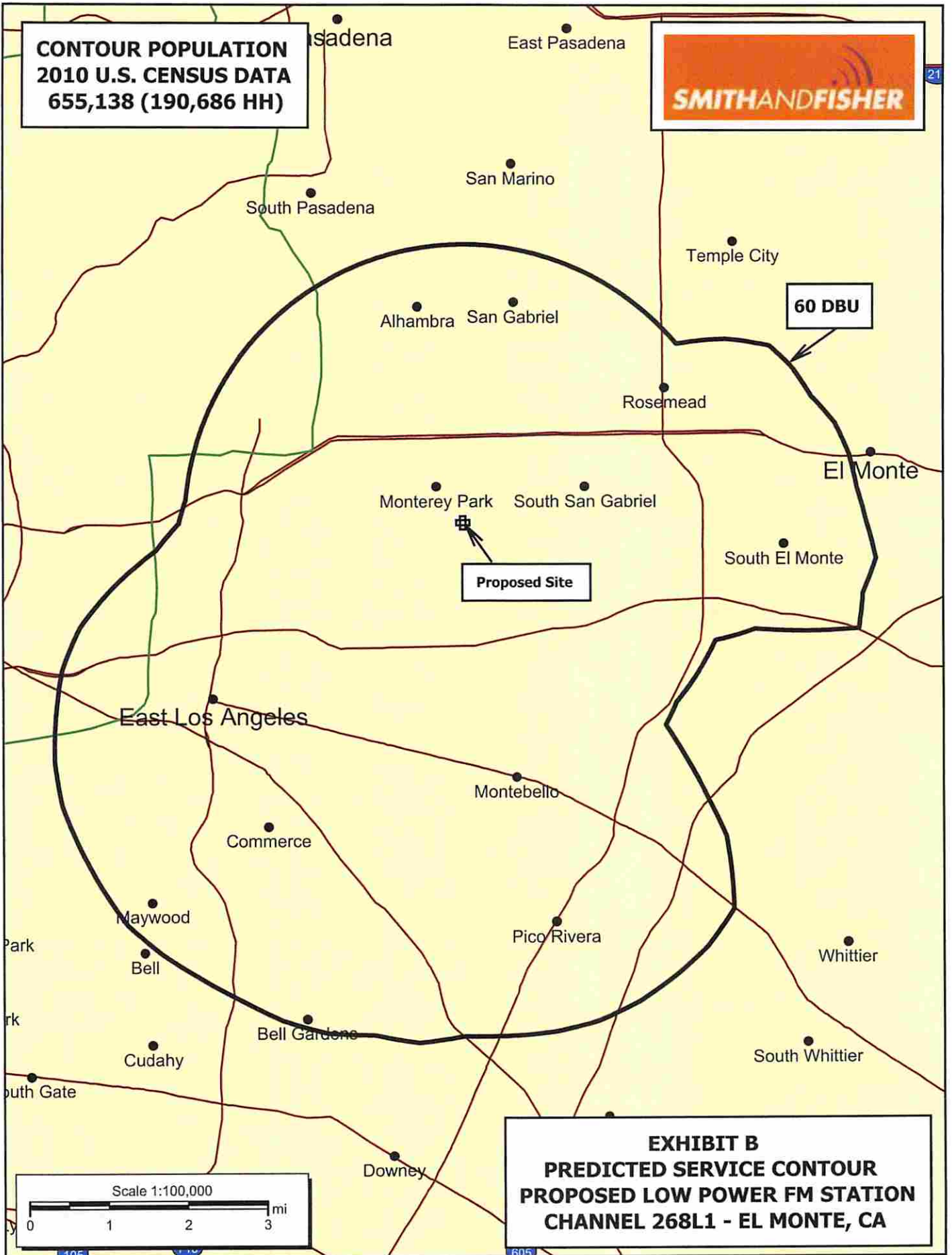


EXHIBIT D

COVERAGE CONTOUR MAP OF KQEV-LP

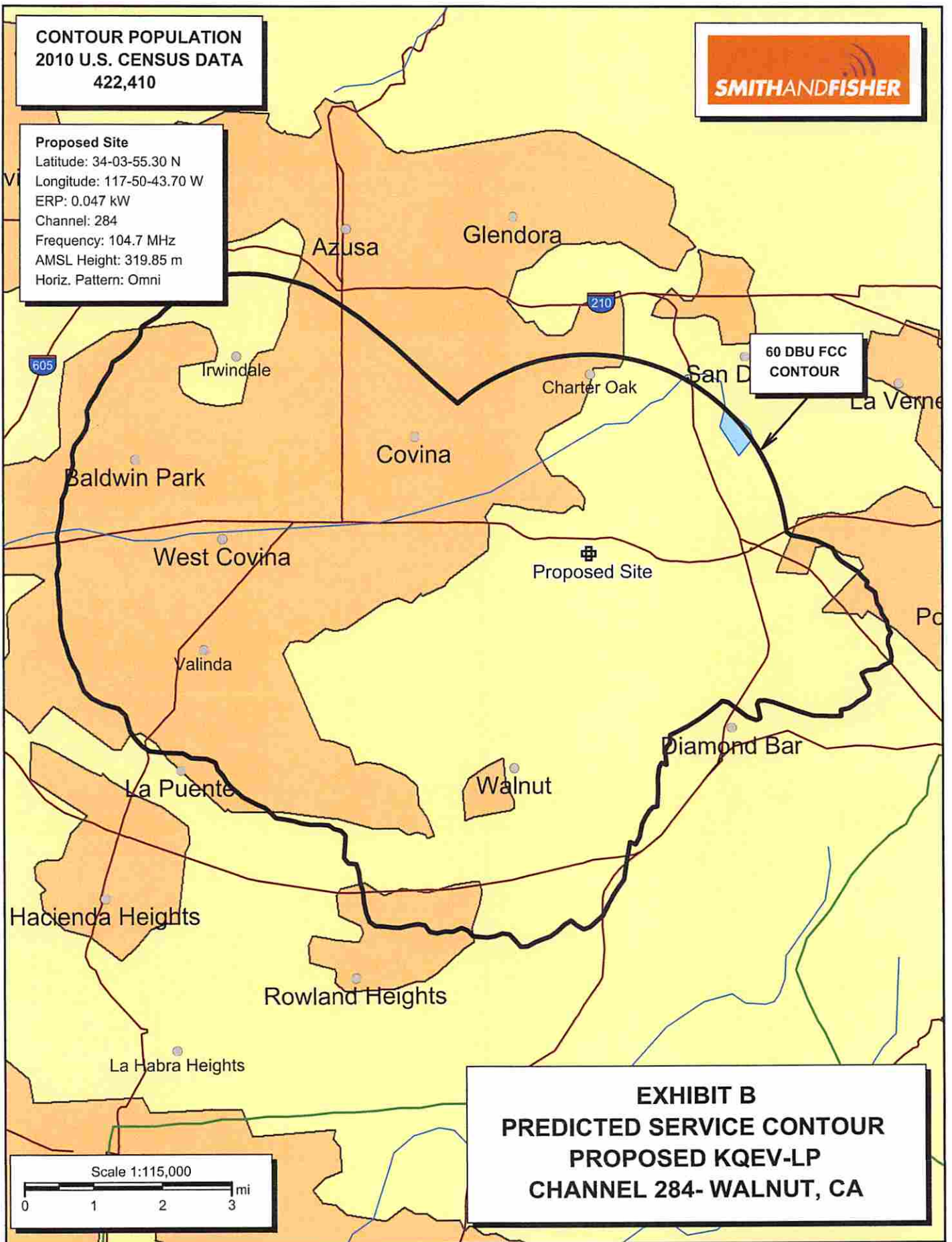
**CONTOUR POPULATION
2010 U.S. CENSUS DATA
422,410**

SMITHANDFISHER

Proposed Site

Latitude: 34-03-55.30 N
Longitude: 117-50-43.70 W
ERP: 0.047 kW
Channel: 284
Frequency: 104.7 MHz
AMSL Height: 319.85 m
Horiz. Pattern: Omni

**60 DBU FCC
CONTOUR**



**EXHIBIT B
PREDICTED SERVICE CONTOUR
PROPOSED KQEV-LP
CHANNEL 284- WALNUT, CA**

CERTIFICATE OF SERVICE

I, James Winston, do hereby certify that I sent via postal mail and electronic mail, on this 30th day of August, 2021 a copy of the foregoing OPPOSITION TO INFORMAL OBJECTION to the following:

Nora Hamamciyan
6162 ¾ Sepulveda Blvd.
Van Nuys, CA 91411
ET10447@gmail.com

/s/ James L. Winston
James L. Winston