

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC

28 March 2023

In re Applications of)	
)	
CADENA RADIAL REMANENTE)	FRN 0023104227
)	
For Renewal of License of Call Sign KZLQ-LP)	
Facility ID 195343 in La Quinta, CA)	FCC File No. 0000155938

To: Marlene H. Dortch, Secretary
Federal Communications Commission
Attn: Media Bureau, Audio Division

REPLY TO OPPOSITION

Triangle Access Broadcasting, Inc. (“Triangle”) hereby replies to the Opposition to Informal Objection submitted March 19, 2023, by Cadena Radial Remanente (“CRR”).¹ The Opposition was submitted in response to Triangle's Informal Objection that raised matters relevant to the renewal of LPFM station KZLQ-LP.² In the Opposition, CRR addresses the current control of KZLQ-LP and other the other entities linked in the Objection, Cadena Radial Mision Y Vision Corp. (“Mision”, licensee of KRAQ-LP) and Remanente Broadcast Network (“RBN”, applicant for reserved band NCE stations). The Opposition ignores that evidence provided with Triangle's Informal Objection demonstrates where CRR has controlled multiple LPFM stations and filed inaccurate official statements during the license term.

¹ LMS Pleading File No. 0000212716 (“Opposition”).
² LMS Pleading File No. 0000186667 (“Objection”).

The Opposition predominantly relies upon declarations by Olivia Gonzalez in her current function as President of CRR and by Edith Gonzalez Werner via reference to RBN's response to the Objection.³ The declarations confirm, via official statements all dated after Triangle submitted its objection, that the current parties do not overlap. After reviewing these lists, Triangle agrees that there is no current overlap. Although Triangle has no objection to the current board, renewal is based on service during the preceding term, a lack of serious violations, and no violations which would constitute a pattern of abuse.⁴ KZLQ-LP fails this standard.

Included in the Gonzalez-Werner Declaration is an admission that RBN's principals have held attributable interests in Mision and CRR.⁵ It effectively supports the accuracy of the identical lists of officers in the IRS filings, covering both 2018 and 2019, for both Mision and CRR.⁶ KZLQ-LP was commonly owned with KRAQ-LP.⁷ If the Bureau finds that this is a serious violation, then it may either deny the renewal application or grant a short-term renewal.

If the Bureau does not find that LPFM multiple ownership is a serious violation, then it should look at the histories of KZLQ-LP and KRAQ-LP. Mision and CRR previously shared attributable parties with other LPFM applicants when applications for original construction permits were filed in 2013.⁸ Ramon Reynaga resigned from CRR after also being on the board of Cadena Radial El Manantial.⁹ If the Bureau finds that repetition of trying to co-own LPFM stations constitutes a pattern, then it may either deny the renewal application or grant a short-term renewal.

3 Opposition at Attachment 1 Declaration ("Gonzalez Declaration") and at Attachment 2's ("RBN Response") Attachment A Declaration ("Gonzalez-Werner Declaration").

4 47 USC § 309(k), as referenced by 47 CFR § 73.3591(d).

5 Involvement in governing positions could not cease unless they were actually held in the first place.

6 Objection, at 3, n.7, and Exhibits A and C.

7 See 47 CFR 73.860.

8 Objection, at 4, n.8.

9 BNPL-20131113ABE, as amended January 13, 2014 ("Permit Application"), at Exhibit 1. See also BNPL-20131113AYH.

Delia (Gloria) Gonzalez, resigned from the Mision board after also being on the boards of Cadena Radial El Shaddai and Cadena Radial El Manantial.¹⁰ As she was one of the common officers of Mision's and CRR's LPFM stations per the IRS filings, such repetition to again control multiple LPFM stations being unconscionable after demonstrating a personal knowledge of the rule against multiple ownership, the failure to file required a transfer of control with the Commission is rightfully viewed as a concealment. Failures to update information with appropriate state agencies are also rightfully viewed as concealments. If the Bureau finds that such lack of candor is a serious violation, then it may either deny the renewal application or grant a short-term renewal.

Revisiting the original KZLQ-LP Permit Application, let's recall from above that Ramon Reynaga had resigned from the CRR board in the January 13, 2014 amendment. That application was not granted until August 23, 2016. Since applications are supposed to be kept up to date, one would expect Anna V. Serna to have remained an officer.¹¹ However, as can be seen in Exhibit R-1, an official statement to the State of Texas made under penalty of perjury, Ramon Reynaga never resigned and remained an officer in 2014.¹² If the Bureau finds that lack of candor is a pattern, then it may either deny the renewal application or grant a short-term renewal.

The July 1, 2022, Transfer of Control submitted by CRR as LMS file no. 0000194361 lists that Jaime Mitrani was part of CRR's old board, reflected by a change in voting interest from one-third to zero. While Mitrani is not currently a principal, CRR's treatment as if he never was is boggling.¹³ Jaime Mitrani signed the Mision renewal application for KRAQ-LP as an officer on August 2, 2021.¹⁴ If the

¹⁰ BNPL-20131113ABF, as amended January 13, 2014, at Exhibit 1. *See also* BNPL-20131113ABC and BNPL-20131113AYH.

¹¹ *See* 47 CFR 1.65.

¹² Reynaga's name additionally appears as an office on similar reports for 2015, 2016 and 2017. Coincidentally, 2017 is when we see Delia Gonzalez as a sole officer for CRR (Exhibit R-2) once the original KZLQ-LP construction permit was granted, final, and no longer under scrutiny.

¹³ Opposition, at n.2.

¹⁴ *See* LMS File No. 0000155942.

Bureau finds that co-ownership has devolved into a pattern of abuse, then it may either deny the renewal application or grant a short-term renewal.

Cadena Radial Remanente had to clean up its initial application to construct a new station. That cleanup can now be seen to have been a sham. It is attempting the same cleanup in its response by relying only on the new names of current principals. Triangle implores the Bureau to examine the repeated history during the prior license term, hold the principals responsible for repetitious rules violations accountable, and DENY a KZLQ-LP renewal.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Steven L. White", with a long, sweeping horizontal line extending to the right.

Steven L. White
Director; *Triangle Access Broadcasting, Inc.*

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