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Federal Communications Commission

MCG CAPITAL CORPORATION

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)

HITV Operating Co., Inc.)
Antenna Structure Registrant)
ASR # 1005850)
Honolulu, Hawaii)

File No. EB-11-HL-0115

NOV No. V201132860015

NOTICE OF VIOLATION

Released: August 15, 2011

By the Resident Agent, Honolulu Office, Western Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to HITV Operating Co., Inc., registrant of antenna structure #1005850 in Honolulu, Hawaii.

2. On August 11, 2011, an agent of the Enforcement Bureau's Honolulu Office attempted to inspect antenna structure #1005850 located at 1534 Kapiolani Blvd., Honolulu, Hawaii, and observed the following violation:

47 C.F.R. § 17.57: "The owner of an antenna structure for which an Antenna Structure Registration Number has been obtained must notify the Commission within 24 hours of completion of construction (FCC Form 854-R) and/or dismantlement (FCC Form 854)." Antenna structure #1005850 is no longer located at the location specified in its antenna structure registration and no dismantlement or update notice has been filed with the FCC.

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, HITV Operating Co., Inc., must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of any pending corrective action(s). The response must be complete in itself and signed by HITV Operating Co., Inc. or a principal or officer of HITV Operating Co., Inc. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 403.

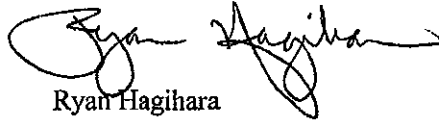
Federal Communications Commission

Federal Communications Commission
Honolulu Office
P.O. Box 971030
Waipahu, Hawaii 96797-1030

4. This Notice shall be sent to HITV Operating Co., Inc., at its address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION



Ryan Hagihara
Resident Agent
Honolulu Office
Western Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*

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Federal Communications Commission
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HITV OPERATING CO., INC.
ATTENTION TO: DANA E. STERN
1100 WILSON BOULEVARD, SUITE 3000
ARLINGTON, VA 22209

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