



Federal Communications Commission  
Washington, D.C. 20554

March 13, 2012

Three Angels Broadcasting Network, Inc.  
P. O. Box 220  
West Frankfort, Illinois 62896-0220

Re: Sixteen Class A Television Stations Licensed  
To Three Angels Broadcasting Network, Inc.

Dear Licensee:

This is with respect to the sixteen Class A television stations listed in Attachment A hereto and licensed to Three Angels Broadcasting Network, Inc. ("3ABN").

Class A television stations are accorded primary spectrum use status pursuant to the Community Broadcasters Protection Act of 1999 ("CBPA").<sup>1</sup> To qualify for Class A status, the CBPA provides that, during the 90 days preceding enactment of the statute, a low power television station must have: (1) broadcast a minimum of 18 hours per day; (2) broadcast an average of at least three hours per week of programming produced within the market area served by the station; and (3) been in compliance with the Commission's rules for low power television stations.<sup>2</sup> Class A licensees must continue to meet these eligibility criteria in order to retain Class A status.<sup>3</sup>

In addition, beginning on the date of its application for a Class A license and thereafter, the CBPA requires that a station must be "in compliance with the Commission's operating rules for full-power television stations."<sup>4</sup> In implementing the CBPA and establishing the Class A television service, the Commission applied to Class A licensees all Part 73 regulations except for those that could not apply for technical or other reasons. Among the Part 73 requirements that apply to Class A licensees are the Commission's main studio requirements.<sup>5</sup> In order to qualify as a main studio, the designated location must house production equipment and be staffed by at least two full-time personnel in order to meet the needs and interests of the residents of the station's community of license.<sup>6</sup> A Class A licensee must also maintain a local public inspection file at its main studio location which includes, *inter alia*, the station's authorization and copies of applications filed with the Commission and related materials; quarterly-based issue/programs lists; quarterly-filed FCC Form 398 (Children's Television Programming Report); letters

<sup>1</sup> Community Broadcasters Protection Act of 1999, Pub. L. No. 106-113, 113 Stat. Appendix I at pp. 1501A-594 – 1501A-598 (1999), *codified at* 47 U.S.C. § 336.

<sup>2</sup> 47 U.S.C. § 336(f)(2)(A)(i).

<sup>3</sup> 47 U.S.C. § 336(f)(1)(A)(ii); 47 C.F.R. § 73.6001(b).

<sup>4</sup> 47 U.S.C. § 336(f)(2)(A)(ii).

<sup>5</sup> *In the Matter of Establishment of a Class A Television Service*, MM Docket No. 00-10, Report and Order, 15 FCC Rcd 6355, 6366 (2000) ("R & O"), Memorandum Opinion and Order on Reconsideration, 16 FCC Rcd 8244, 8254-56 (2001) ("MO & O on Recon. With the exception of commonly controlled Class A stations whose contours are physically contiguous to each other, a Class A television station's main studio must be located within the station's predicted Grade B contour. See 47 C.F.R. § 73.1125(c).

<sup>6</sup> See *Local One Texas, Ltd.*, 20 FCC Rcd 13251, nn. 4 and 5 (Med. Bur. 2005), citing *Jones Eastern of the Outerbanks, Inc.*, 7 FCC Rcd 6800 (1992), *Clarification of the Main Studio and Program Origination Rules for Radio and Television Broadcast Stations*, 3 FCC Rcd 5024, 5026 (1988), and Instruction II.F to FCC Form 302-CA.

and email from the public; and political and EEO files.<sup>7</sup> In addition, a Class A licensee must place in its public file documentation sufficient to demonstrate that it is continuing to meet the on-going statutory eligibility requirement that it broadcast a minimum of 18 hours per day and an average of at least three hours per week of locally produced programming each quarter.<sup>8</sup>

3ABN's chosen address of record for all sixteen stations is the P. O. Box number in West Frankfort, Illinois shown above. The staff reviewed the BIA Kelsey Inc. Media Access Pro Television Database (BIA) as of February 14, 2012, which showed that BIA lists each of the sixteen station's mailing address as the P. O. Box number in West Frankfort, and further lists their "physical address" as 3391 Charley Good Road, West Frankfort, Illinois 62896-0220, which appears to be the headquarters building of 3ABN. BIA further identifies Mollie Steenson as each station's General and Traffic Manager, Brian Hamilton as each station's Business and Finance Manager, Jennifer Todd as each station's Sales and Promotions Manager, Tim Lass as each station's Program Manager, and Moses Primo as each station's Chief Engineer. Mollie Steenson, Brian Hamilton and Moses Primo are all identified by 3ABN as part of its "Administration,"<sup>9</sup> and presumably work at the 3ABN headquarters in West Frankfort on a full-time basis. While Jennifer Todd and Tim Lass are not identified as administration or employees on 3ABN's website, it clearly would be impossible for these two individuals to maintain a meaningful physical presence at sixteen local studios in Alabama, California, Idaho, Illinois, Minnesota, Missouri, Nevada, North Carolina, Tennessee, Texas, Washington and Wisconsin.

In order to determine these stations' eligibility for Class A television status, Three Angels Broadcasting Network, Inc. shall provide the following information for each station:

- 1) The street address and telephone number of the main studio of each station listed in Attachment A, and the hours the designated main studio location is regularly open to the public.
- 2) A description of the production equipment maintained at the designated main studio location.
- 3) The names of the persons employed at the designated main studio location as station personnel since January 1, 2010, and their typical daily work schedule.
- 4) The street address of the location of each station's public inspection file; the hours during which the file is available for public inspection; and the name of the person with responsibility for providing access to the public inspection file.
- 5) For all four quarters of 2010 and 2011, a copy of the station's quarterly issues/programs list with a statement giving the dates on which the lists were prepared and placed in the public inspection file.
- 6) A copy of the required public inspection file documentation demonstrating that the station broadcast a minimum of 18 hours of programming per day and an average of at least three hours per week of locally produced programming for all four quarters of 2010 and 2011, with a statement giving the dates on which the documentation was prepared and placed in the public inspection file.

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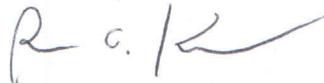
<sup>7</sup> *R & O*, 15 FCC Rcd at 6366; *see also* 47 C.F.R. § 73.3526.

<sup>8</sup> 47 C.F.R. § 73.3526(e)(17).

<sup>9</sup> [http://3abnord/?page\\_id=635](http://3abnord/?page_id=635) (Feb. 24, 2012).

Your submission must be supported by the declaration of a person with personal knowledge of the facts,<sup>10</sup> and filed with the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, S.W., Washington, D.C. 20554, ATTN: Barbara A. Kreisman, Chief, Video Division, Media Bureau, within 30 days of the date of this letter. An electronic copy should also be sent to [joyce.bernstein@fcc.gov](mailto:joyce.bernstein@fcc.gov). **Failure to provide the requested information or request a change in station status<sup>11</sup> within 30 days from the date of the letter will result in further action, including potential loss of Class A television status.**

Sincerely,



Barbara A. Kreisman  
Chief, Video Division  
Media Bureau

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<sup>10</sup> See 47 C.F.R. § 1.16.

<sup>11</sup> See 47 C.F.R. § 73.6001(d).

**ATTACHMENT A**

<b>CALL SIGN</b>	<b>FAC ID</b>	<b>CITY</b>	<b>ST</b>	<b>LICENSEE</b>
W38BQ	67020	HUNTSVILLE	AL	THREE ANGELS BROADCASTING NETWORK, INC.
K08MM	57456	BAKERSFIELD	CA	THREE ANGELS BROADCASTING NETWORK, INC.
K12OZ	57457	FRESNO	CA	THREE ANGELS BROADCASTING NETWORK, INC.
K21DO	67013	PALM SPRINGS/INDIO	CA	THREE ANGELS BROADCASTING NETWORK, INC.
K31FD	11644	BOISE	ID	THREE ANGELS BROADCASTING NETWORK, INC.
K17ED	17402	PAYETTE	ID	THREE ANGELS BROADCASTING NETWORK, INC.
W29CI	66996	SALEM	IL	THREE ANGELS BROADCASTING NETWORK, INC.
W15BU-D	66983	JOHNSON CITY	IL	THREE ANGELS BROADCASTING NETWORK, INC.
K33LN-D	67002	MINNEAPOLIS	MN	THREE ANGELS BROADCASTING NETWORK, INC.
K49FC	67014	ST. LOUIS	MO	THREE ANGELS BROADCASTING NETWORK, INC.
W21CK-D	67022	CHARLOTTE	NC	THREE ANGELS BROADCASTING NETWORK, INC.
K43FO	14302	LAS VEGAS	NV	THREE ANGELS BROADCASTING NETWORK, INC.
W21BZ	19439	COLLEGEDALE	TN	THREE ANGELS BROADCASTING NETWORK, INC.
K14LM	24570	SAN ANTONIO	TX	THREE ANGELS BROADCASTING NETWORK, INC.
K33EJ	17399	WALLA WALLA	WA	THREE ANGELS BROADCASTING NETWORK, INC.
W23BW	67000	MADISON	WI	THREE ANGELS BROADCASTING NETWORK, INC.