



Federal Communications Commission  
Washington, D.C. 20554  
March 1, 2012

*In Reply Refer to:*  
1800B3-DEB

Mr. Wolfgang Kurtz  
Seward Media Partners, LLC  
P.O. Box 2414  
Seward, AK 99664

In re: **KKNI(FM), Sterling, Alaska**  
Facility ID No. 72677  
Construction permit application  
BMPH-2010520AED

License application  
BLH-20111118BWY

Dear Messrs Kurtz and Dunham:

On May 20, 2010, Seward Media Partners, LLC ("Seward") filed a construction permit application (FCC Form 301, file number BMPH-20100520AED) to increase power from the 7 kW authorized in construction permit BPH-20071110AET, to 51 kW, and also requested a class change from Class C3 to Class C1. On November 18, 2011, Seward filed a license application (Form 302-FM, file number BLH-20111118BWY) to cover construction allegedly completed pursuant to construction permit BPH-20071110AET (7 kW operation). Seward also requested programs test authority to operate pursuant to construction permit BPH-20071110AET. These forms were submitted without the required \$970.00 and \$200.00 filing fees (Forms 301 and 302-FM, respectively);<sup>1</sup> Seward indicated that it was exempt from paying the filing fees because the "Licensee is financially distressed."

Applicants seeking exemption from payment of filing fees must submit a separate request for waiver of the filing fee, accompanied by a tentative fee payment, at the Commission's lockbox bank.<sup>2</sup> Such requests are acted upon by the Office of the Managing Director, with the concurrence of the Office of the General Counsel.<sup>3</sup> In particular, a request for deferral of fees based on financial hardship must be accompanied by supporting documentation.<sup>4</sup> No such documentation was submitted with Seward and Kenai's FCC Forms 301 or 302-FM, nor was a separate request for waiver or deferral of fees, accompanied by a tentative fee payment, submitted to the Commission's lockbox bank.

We therefore find that the FCC Form 301 application submitted May 20, 2010 (file number BMPH-2010520AED), and the Form 302-FM license application filed November 18, 2011 (file number BLH-20111118BWY), submitted by Seward on November 18, 2011, are both unprocessable.<sup>5</sup>

---

<sup>1</sup> See 47 C.F.R. § 1.1104(3)(g).

<sup>2</sup> 47 C.F.R. § 1.1113(a)(4). See also 47 C.F.R. §§ 1.1119(c)(1), (e).

<sup>3</sup> 47 C.F.R. § 1.1119(c).

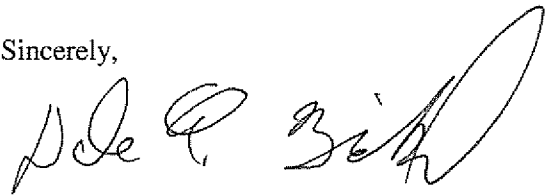
<sup>4</sup> *Id.*

<sup>5</sup> 47 C.F.R. § 1.1111(c).

Accordingly, the FCC Forms 301 and 302-FM ARE DISMISSED AS INADVERTENTLY ACCEPTED FOR FILING. Because of this action, we cannot complete the request for program test operations, and that request is also DISMISSED.

Should Seward wish to continue to operate KKNL with the facilities authorized in its granted construction permit BPH-20071110AET, we will afford Seward a period of fifteen days from the date of this letter to file a rule compliant license application with the required application filing fee. The application must include a statement whether KKNL was fully constructed and ready to operate as of February 2, 2012. If Seward fails to file Form 302-FM within this time period, construction permit BPH-20071110AET will be formally cancelled, and KKNL will not be able to operate with those facilities absent the grant of a new minor change construction permit application.

Sincerely,

A handwritten signature in black ink, appearing to read "Dale E. Bickel", written in a cursive style.

Dale E. Bickel  
Senior Electronics Engineer  
Audio Division  
Media Bureau