

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

In the Matter of:)
)
Abundant Life Broadcasting, Inc.)
Reclassification of License of) Facility ID No. 334
Class A Television Station K20JX-D)
Sacramento, California)

ORDER TO SHOW CAUSE

Adopted: June 11, 2013

Released: June 12, 2013

By the Chief, Video Division, Media Bureau:

1. This is with respect to station K20JX-D, Sacramento, California, licensed to Abundant Life Broadcasting, Inc. ("Abundant Life"). The station is currently licensed as a Class A television station, which is accorded primary spectrum use status pursuant to the Community Broadcasters Protection Act of 1999 ("CBPA").¹

2. K20JX-D was granted Class A status in 2001,² and Commission records show that Abundant Life wholly failed to comply with the online public file requirements for Class A television stations. By letters dated March 12, 2013 and April 24, 2013, the Video Division of the Media Bureau requested information from Abundant Life regarding its apparent failure to comply with those requirements. As the March 12, 2013 letter ("First Letter") set forth, each Class A television station must prepare and place in its public inspection file on a quarterly basis an issues/programs list demonstrating that the station aired programming that meets the needs and interests of its community of license³ and documentation sufficient to demonstrate that it is continuing to meet its Class A eligibility requirements, including the programming requirements. Furthermore, a Class A station is required to meet the other public file requirements of a full power station, including the requirement to upload the contents of its public file to the Commission's website.⁴ The Class A obligation to comply with the public file requirements of a full power station also includes uploading to the Commission's website the address of the station's main studio.⁵

3. Accordingly, the Video Division required that the Licensee, within ten (10) days from the date of the First Letter, (i) upload the Station's main studio address to its online public file; (ii) upload all missing issues/programs lists to its online public file and/or identify those quarters for which an

¹ 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.

² File No. BLTTA-20010111AAJ.

³ 47 C.F.R. § 73.3526(e)(11)(i).

⁴ *In the Matter of Standardized and Enhanced Disclosure Requirements for Television Broadcast Licensee Public Interest Obligations*, 27 FCC Rcd 4535, 4536, n.2 (2012) (The Commission adopts the proposal to replace the requirement that commercial and noncommercial television stations, including Class A TV stations, maintain a public file at their main studios with a requirement to post most of the documents in that file to an online public file to be hosted by the Commission.).

⁵ *Id.* at 4568-69; 47 C.F.R. § 73.3526(b)(2); and § 73.3526(e)(17).

issues/programs list was not prepared and provide an explanation for why those lists were not prepared; and (iii) provide and upload information demonstrating the station's compliance with the Class A requirements, meaning documentation demonstrating that during the period since the station filed for Class A status, it has (1) broadcast a minimum of 18 hours per day; (2) broadcast an average of at least three hours per week of locally produced programming each quarter; and (3) complied with all applicable Part 73 operating rules. Abundant Life took no action regarding its online public file in response to the First Letter, which was mailed to the address on record in the Commission's Consolidated Database System ("CDBS").

4. The Video Division sent a second letter to Abundant Life on April 24, 2013 ("Second Letter") reiterating the requirements and providing the Licensee with 30 days from the date of the letter to achieve full compliance. The Second Letter was mailed to the address on record for the Station in CDBS, as well as the address listed in the Licensee's most recent application to the Commission.⁶ Abundant Life took no action regarding its online public file in response to the Second Letter.

5. The Video Division's letters cautioned that failure to provide the information may result in a change of the station's status from Class A television status to low power television status. Abundant Life failed to respond to the Division's letters and also continues to be in violation of the online public file requirement.

6. Section 316(a) of the Communications Act of 1934, as amended, permits the Commission to modify an authorization if such action is in the public interest.⁷ Further, pursuant to Section 316(a), we are required to notify the affected station of the proposed action, as well as the public interest reasons for the action, and to afford the licensee at least 30 days to respond. This procedure is set forth in Section 1.87 of the Commission's Rules.⁸

7. IT IS THEREFORE ORDERED that Abundant Life show cause why its authorization for Class A television station K20JX-D, should not be modified to specify the station as a low power television station.

8. Pursuant to Section 1.87 of the Commission's Rules, Abundant Life may, no later than July 12, 2013, file a written statement why the above-captioned license should not be modified as proposed herein. The written statement, if any, must be mailed to Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554, ATTN: Barbara A. Kreisman, Chief, Video Division, Media Bureau. An electronic copy should also be sent to peter.saharko@fcc.gov. Upon review of the statement and/or additional information, the Commission may grant the modification, deny the modification, or set the matter for hearing. If no written statement is filed by July 12, 2013, the licensee will be deemed to have consented to the modification of its license from Class A television status to low power television status, and the modification proposed in this *Order to Show Cause* will be deemed to serve the public interest.

9. IT IS FURTHER ORDERED, That a copy of this *Order to Show Cause* shall be sent by

⁶ 47 C.F.R. § 1.5 (a) ("Each licensee shall furnish the Commission with an address to be used by the Commission in serving documents or directing correspondence to that licensee. Unless any licensee advises the Commission to the contrary, the address contained in the licensee's most recent application will be used by the Commission for this purpose."); *see also* 47 C.F.R. 1.5 (b) ("The licensee is responsible for making any arrangements which may be necessary in his particular circumstances to assure that Commission documents or correspondence delivered to this address will promptly reach him or some person authorized by him to act in his behalf.").

⁷ 47 U.S.C. § 316(a).

⁸ 47 C.F.R. § 1.87.

Certified Mail, Return Receipt Requested, to the following addresses associated with Abundant Life as indicated below:

Abundant Life Broadcasting
P.O. Box 299
Roseville, California 95678

Abundant Life Broadcasting
5755 English Colony Way
Penryn, California 95663

Cindy Clark
Engineering Assistant
K20JX-D
P.O. Box 220
3391 Charley Good Road
West Frankfort, Illinois 62896

This Order to Show Cause shall also be sent, via email, return receipt requested, to the following email addresses associated with the Licensee:

cc@3abn.org

bonnie@amazingfacts.org

10. For further information concerning this proceeding, contact Peter D. Saharko, Video Division, Media Bureau, at Peter.Saharko@fcc.gov or (202) 418-1856.

FEDERAL COMMUNICATIONS COMMISSION



Barbara A. Kreisman
Chief, Video Division
Media Bureau