



Federal Communications Commission  
Washington, D.C. 20554

April 12, 2017

Michael Couzens, Esq.  
Michael Couzens Law Office  
6536 Telegraph Avenue, Suite B201  
Oakland, CA 94609

Re: KOBS-LD, San Antonio, TX  
Facility ID No. 11701  
File No. BALDTL-20160301ABT

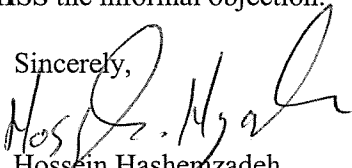
KEHO-LD, Houston, TX  
File ID No. 130156  
File No. BALDTL – 20160301ABS

Dear Counsel,

This letter refers to the following digital low power television stations' (Stations) requests for assignment: (1.) KOBS-LD, San Antonio, TX, licensed to Daniel Gomez; and (2.) KEHO-LD, Houston, TX, licensed to Elva Rosa and Moises Gomez. On April 4, 2016, Jose Gonzalez, by his attorney, filed an informal objection against granting the above referenced Stations' requests for assignment. On March 24, 2016, Jose Gonzalez, by his attorney, requested withdrawal of his informal objection. In his request, Jose Gonzales states that his withdrawal complies with the requirements of Section 73.3588 of the Commission's rules<sup>1</sup> and that he has neither received nor will he receive any consideration in connection with the request for withdrawal.

Accordingly, we **GRANT** the request for withdrawal and **DISMISS** the informal objection.

Sincerely,

  
Hossein Hashemzadeh  
Deputy Chief, Video Division  
Media Bureau

Cc:  
Daniel Gomez  
1629 Old Hickory Trail  
Desoto, TX 75115

Elva Rosa and Moises Gomez  
1629 Old Hickory Trail  
Desoto, TX 75115

Dan J. Alpert, Esq.  
The Law Office of Dan J. Alpert  
2120 N. 21<sup>st</sup> Rd.  
Arlington, VA 22201

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<sup>1</sup> 47 C.F.R. 73.3588.

**ORIGINAL**

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**Accepted / Filed**

March 24, 2017

**MAR 24 2017**

**Federal Communications Commission  
Office of the Secretary**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street S.W.  
Washington, D.C. 20554

**Re: Withdrawal of Objections**

BALDTL-20160301ABS  
KEHO-LD, Houston, TX  
Facility ID No.

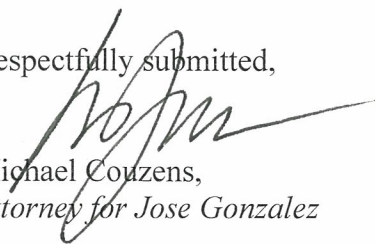
BALDTL-20160301ABT  
KOBS-LD, San Antonio, TX  
Facility ID No.

Dear Ms. Secretary:

Jose Gonzalez, by his attorney, hereby dismisses the informal objection with respect to these applications, submitted on April 4, 2016.

In conjunction with this dismissal and pursuant to Section 73.3588 of the Rules and Regulations, the objector certifies in Attachment A that no money or other consideration has been promised or will be paid in exchange for these dismissals.

Respectfully submitted,

  
Michael Couzens,  
Attorney for Jose Gonzalez

c. Hossein Hashemzadeh  
Evan Morris

CERTIFICATION

I, Jose Gonzalez, make the following declaration.

1. As an individual party I submitted informal objections at the Federal Communications Commission, with respect to the following applications:

BALDTL-20160301ABS  
BALDTL-20160301ABT  
BALDTL-20160209ABU  
BALDVL-20160526ACZ

Additional I filed a petition to deny the following application:

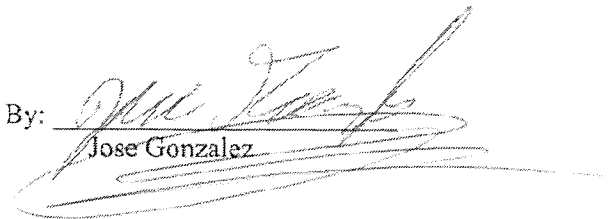
BRDTL-20140731ARX.

2. I have instructed my attorney to dismiss the petition and all such objections. I certify that I have not received nor been promised any money or other valuable consideration in exchange for the dismissal of these items.

The foregoing is certified, under the penalties for perjury provided in the laws of the United States.

Dated: March 23, 2017

By:

  
Jose Gonzalez

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

In re application of

ELVA ROSA AND MOISES GOMEZ	) BALDTL-20160301ABS
	)
for assignment of license of KEHO-LD	)
Houston, TX	)
	)
DANIEL GOMEZ	) BALDTL-20160301ABT
	)
for assignment of license of KOBS-LD	)
San Antonio, TX	)
	)
to DTV AMERICA CORPORATION	)

To: Chief, Video Division, Media Bureau

INFORMAL OBJECTION

Jose Gonzalez, by his attorney, here enters his objection to the proposed assignments of KEHO-LD and of KOBS-LD as cited in the caption above. This objection is made pursuant to Section 73.3587 of the Commission's Rules and Regulations. It follows a related informal objection to the proposed assignment by Iglesia Jesucristo Es Mi Refugio, Inc. ("Jemir") of KPFW-LD (Facility ID 127891), Dallas, Texas, BALDTL – 20160209ABU.

**Basic Qualifications of Assignors: Character, Fraud**

Gonzalez is a co-plaintiff and now a judgment creditor of defendant Jemir, in a case in the Superior Court of Los Angeles County (Central District), California, No. BC 501-688. On February 26, 2016, the trial court judge, Gail Ruderman Feuer, entered a *Default Judgment by Court* (Attachment A hereto) and a *Ruling Re Entry of Default Judgment* ("Ruling," Attachment B). These items have been uploaded by the court under the case number at the following web

that the authorization for one of the stations had been canceled. In 2010 (p. 4) the defendants made a written promise to move one of the two stations (without disclosing that one of them no longer existed) to Los Angeles within one year, or refund the money. They did neither.

Plaintiffs rely on the above evidence to support claims for intentional misrepresentation, concealment, and false promise (collectively, fraud). The court finds that this evidence supports Plaintiff's claim for fraud. (*Id.*, p. 5).

The Superior Court judgment squarely presents the issue of whether Jemir possesses the requisite character qualifications to hold any FCC authorization. "The integrity of the Commission's processes cannot be maintained without honest dealing with the Commission by licensees." *Policy Regarding Character Qualifications in Broadcast Licensing*, 102 FCC 2d 1179 at 1211 (1985) As will be discussed, the frauds are attributable to each of the proposed assignors in the caption, through their cognizable ownership of Jemir as directors and stockholders. This issue is preliminary to the question of whether or not the application may be processed or granted.

#### ELVA ROSA AND MOISES GOMEZ

Elva Rosa Gomez is the spouse an co-pastor of now-judgment debtor Roberto Gomez. She is a Director and 20 per cent owner of judgment debtor Jemir, BOA-20151120AXP. Moises is her son. She acknowledges an attributable interest of 20 per cent in the ownership of K43AG-D, Ridgecrest, CA, the station that was "sold" to to plaintiffs without disclosure to the Commission, and was at the center of the now adjudicated scheme to defraud.<sup>1</sup>

The proposed seller originally acquired KEHO-LD through a sham transaction in 2010

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<sup>1</sup> Jemir, has a renewal application for K43AG pending from 2014, with a petition to deny by the undersigned counsel, raising some of the issues being adjudicated in the then-pending fraud case, see BRDTL-20140731ARX

anything was ever paid for the permit in the first place. In the current transaction, no transmitter site is being provided, Schedule 1.1(a), the station is off the air (para. 2.4), and broadcasting must resume by September 19, 2016, Id. Purchase price and timing are disclosed, but the arrangement is subject to a time brokerage agreement, apparently in effect, that also has not been revealed Exhibit 4.

Sellers' liability as directors and owners of Jemir to render the assurances under para. 2.9, litigation, are not credible. The judgment creditor will be proceeding against the tangible and intangible property of the proposed assignors, both as principals of Jemir and as recipients of assets for less than fair market value under enacted versions of the Uniform Fraudulent Transfer Act.<sup>2</sup>

#### DANIEL GOMEZ

Daniel Gomez is the son of the judgment debtor Roberto Gomez. He is a 20 per cent owner and a Director of Jemir, BOA-20121220GYB, see BOA-20100723AUY. That fact alone raises the same questions and issues regarding avoidance of the judgment debt and fraudulent conveyance as with his mother, Elva Rosa Gomez.

Daniel Gomez acquired the station in 2008 in a transaction in which he was represented by Dan Alpert, BALTTL-20080530ADD. The sale was of two stations, KOBS-LP, San Antonio, and KLAO-LP Corpus Christi. According to the APA, KOBS-LP was being assigned for \$30,000 down and another \$270,000 in installments. KLAO-LP was being assigned for free. A year later KLAO-LP (Facility ID No. 20563) was assigned by Daniel Gomez to Hosana

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<sup>2</sup> In Texas, Business and Commerce Code, Title 3, Chapter 24, Section 24.001 et seq.; see 11 U.S.C. Sec. 548. Judgment debtor H.C.C.N. Inc. is currently in the U.S. Bankruptcy Court for the Northern District of Texas (Chapter 7, Case No. 14-35472-bjh-7) though, naturally, it has not reported this fact in any of its current FCC licensing.

KEHO-LD  
BALDTL - 20160301ABS  
KOBS-LD  
BALDTL-20160301ABT

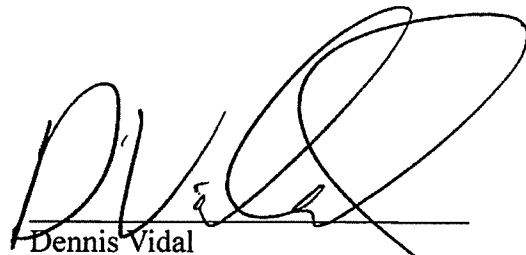
CERTIFICATE OF SERVICE

I, Dennis Vidal, certify that copies of the foregoing Informal Objection were served by First Class Mail, with postage fully prepaid, on April 4, 2016, to the following:

Barbara A. Kreisman, Chief  
Video Division, Media Bureau  
Federal Communications Commission  
445 Twelfth Street S.W.  
Washington, D.C. 20554

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5028 Wisconsin Avenue, N.W.  
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Dennis Vidal

