



Federal Communications Commission  
Washington, D.C. 20554

February 4, 2008

Loflin Children's Trust 4  
P.O. Box 40483  
Baton, Rouge, Louisiana 70835

David M. Loflin  
7635 Jefferson Highway # 309  
Baton, Rouge, Louisiana 70809

Re: Low Power Television Stations at  
Andalusia, Alabama  
W19BV, W36BQ, W57CC, W59CQ  
And W65CW; Facility ID Nos.  
38259; 38254; 38263; 36264 and  
15576

Dear Licensees:

Commission records show that the Loflin Children's Trust 4 is the licensee of above-referenced low power television stations W19BV, W36BQ, W57CC and W59CQ, and that David M. Loflin is the licensee of station W65CW. We will refer to both licensees collectively as "Loflin." All of these stations are licensed to Andalusia, Louisiana, and all specify a tower at the Latitude 31 20 27 (N) and Longitude 86 28 02 (W). Commission records further show a tower registered at these coordinates (Tower Registration Number 1037280), which is owned by Companion Broadcasting Service, the licensee of WAOO-FM in Andalusia.

We have received a complaint that none of these stations is broadcasting a signal in Andalusia, and that the only visible antenna mounted on the tower specified in Loflin's authorizations are for WAOO-FM and low power television station W40BE. The tower owner has since informed us that he has never given permission for Loflin to use the tower for the above-referenced five low power television facilities.

It appears from the foregoing that Loflin may have falsely certified in the license applications for these stations that it met all the terms, conditions, and obligations set forth in its construction permits. As part of our ongoing investigation of this matter, we require certain information regarding the construction of these stations. This information must be supported by affidavit of the licensee or other officer or employee with personal knowledge thereof. We request that the following documents and information be provided within fifteen (15) business days from the date of this letter:

- (1) Were the five Andalusia low power television stations constructed at the site specified in their construction permits? If so, provide documentation establishing the dates on which the stations operated from the authorized site, such as a copy of any lease agreements for Loflin's use of the site, agreements regarding construction of the Andalusia low power television stations, and affidavits of persons responsible for the construction and operation of the Andalusia stations at the authorized site.
- (2) If the five Andalusia low power television stations were not constructed and operated from their authorized site in accordance with all terms, conditions and obligations set forth in Loflin's construction permits, identify all persons who took part in the decision to file the license applications, and explain the basis for Loflin's decision to file licenses to cover the construction of facilities that were not actually constructed. Also provide any written materials, including correspondence, notes and email messages that pertain to the filing of the license applications.
- (3) If the five Andalusia stations were constructed and operated at an unauthorized location, provide documentation regarding such unauthorized construction, including the affidavits of persons responsible for the construction and operation, and explain the basis for Loflin's decision to operate the stations at a site that was not authorized.

Failure to provide the following information, supported by the affidavit of a person with personal knowledge, will result in revocation proceedings against these stations.

Sincerely,

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau

cc: Dan J. Alpert, Jr., Esq.