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September 19, 2018

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, D.C. 20554

Attention: James Bradshaw (via email to [JamesBradshaw@fcc.gov](mailto:JamesBradshaw@fcc.gov))  
FCC Audio Division

New FM translator station, Marana, Arizona Facility ID No. 203210, File No. BNPFT-20180418ABE KASA Radio Hogar licensee of AM radio broadcast station <u>KSAZ, Marana, Arizona (Facility ID No. 51079)</u>
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Dear Ms. Dortch:

This letter responds to a letter from James D. Bradshaw, Senior Deputy Chief of the Audio Division and generally great person, dated August 20, 2018 with respect to the captioned application of KASA Radio Hogar for a new FM translator to serve Marana, Arizona in conjunction with AM radio broadcast station KSAZ.

As Mr. Bradshaw noted in his letter, KASA Radio Hogar is listed on the FCC's red light display system as being in red light status based on non-payment of FCC regulatory fees. However, the red light status is the result of a Commission error in assessing regulatory fees against an entity that is exempt from the payment of regulator fees as the result of its status as a non-profit corporation.

Under 47 CFR § 1.1162(c), nonprofit entities are exempt from paying FCC annual regulatory fees if they claim nonprofit status under Section 501 of the Internal Revenue Service (IRS) Code, 26 U.S.C. § 501 or are certified, or otherwise authorized, as a non-profit entity by a state or other governmental authority.

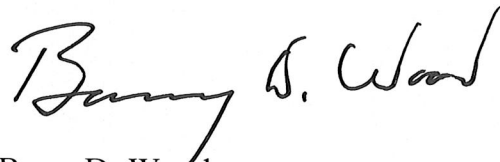
On September 10, 2018, I submitted documentation with the Office of the Secretary, for transmittal to the Billing and Collections Branch (which, as you know, administers the red light program) from the Office of the Arizona Secretary of State demonstrating that "KASA Radio Hogar is domestic nonprofit corporation organized under the laws of the State of Arizona [on] April 8, 1992."

In addition, I submitted documentation submitted to the FCC going back some 26 years showing that the FCC has long been on notice of the status of KASA Radio Hogar as a non-profit corporation.

Accordingly, we anticipate that the erroneous assessment of regulatory fees against KASA Radio Hogar will be corrected very shortly, thus allowing the Audio Division to complete its important work in granting the subject FM translator application. As soon as the Billing and Collections Branch updates its records to remove the red light, we will supplement this response with that news.

Questions concerning this response should be directed to Ronald D. Maines of this firm at [rdmaines@gmail.com](mailto:rdmaines@gmail.com), or the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read "Barry D. Wood". The signature is fluid and cursive, with the first name "Barry" being more prominent.

Barry D. Wood  
Counsel for KASA Radio Hogar

Attachment