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DOCKET FILE COPY ORIGINAL

November 10, 2014

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

Re: EB Docket #03-152  
Enclosed Supplement to Status Report  
KZPO, LINDSAY, CA  
KZPE, Ford City, CA  
KNGS, Coalinga, CA  
KAAX, Avenal, CA  
KAJP, Firebaugh, CA  
Request for Return of File Date Stamped Copy of This  
Transmittal Letter

Received & Inspected

NOV 18 2014

FCC Mail Room

Secretary:

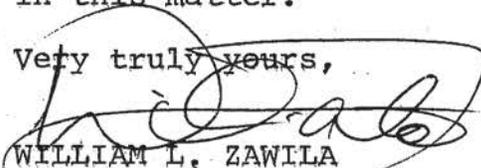
Enclosed for filing on behalf of the radio stations refer-  
enced above is an original and six (6) copies of the enclosed  
Supplement to Status Report for Commission use.

Also enclosed is a copy of this transmittal letter to be  
file date or received date stamped and returned to this  
office in the enclosed self-addressed stamped envelope.

Thank you for your assistance in this matter.

WLZ/jc  
encls

Very truly yours,

  
WILLIAM L. ZAWILA  
Attorney For KZPO, KZPE, KNGS,  
KAAX, and KAJP

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NOV 18 2014

Before the  
Federal Communications Commission  
Washington, DC 20554

FCC Mail Room

FCC 14M-33

In the Matter of	)	EB Docket No. 03-152
	)	
<b>WILLIAM L. ZAWILA</b>	)	Facility ID No. 72672
	)	
Permittee of FM Station JBGS, Coalinga, California	)	
	)	
<b>AVENAL EDUCATIONAL SERVICE, INC.</b>	)	Facility ID No. 3365
	)	
Permittee of FM Station KAAX, Avenal, California	)	
	)	
<b>CENTRAL VALLEY EDUCATIONAL SERVICES, INC.</b>	)	Facility ID No. 9993
	)	
Permittee of FM Station KAJP, Firebaugh, California	)	
	)	
<b>H. L. CHARLES d/b/a FORD CITY BROADCASTING</b>	)	Facility ID No. 22030
	)	
Permittee of FM Station KZPE, Ford City, California	)	
	)	
<b>LINDA WARE d/b/a LINDSAY BROADCASTING</b>	)	Facility ID No. 37725
	)	
Licensee of FM Station KZPO, Lindsay, California	)	
	)	
In re Application of	)	
	)	
<b>WESTERN PACIFIC BROADCASTING, INC.</b>	)	File No. BR-19970804YJ
	)	Facility ID No. 71936
For Renewal of License for AM Station KKFO, Coalinga, California	)	

SUPPLEMENT TO STATUS REPORT

## PREFACE

The licensees/permittees in this proceeding have always made it known since the beginning of this proceeding that they have wanted to settle this matter by way of a distress sale.

The licensees remain committed to this course of action and are well along toward such a distress sale to Big Radio Pro, Inc. as discussed in their Status Report filed on 11-7-14 in this matter.

## DISCOVERY AND HEARING

The licensees/permittees in this proceeding respectfully request that the scheduling of any discovery or hearing in this matter be deferred as they are committed to selling the radio stations in this matter by way of a distress sale to Big Radio Pro, Inc. as indicated above.

If and when a hearing in this matter becomes necessary, and the licensees/permittees do not expect this to happen, they respectfully request that any hearing be scheduled for the FCC's Los Angeles, California office for the following reasons:

- 1) The facilities in this proceeding are all in California.
- 2) The licensees/permittees are all in California.
- 3) While 2 of the licensees and a number of important witnesses are deceased and the whereabouts of a number of other witnesses are unknown, the remaining witnesses are in California. It would be impossible to bring all necessary witnesses to Washington, D.C.
- 4) FCC personnel from the FCC's Los Angeles field office were involved in the making of the allegations against the licensees/permittees in this proceeding and must be cross-examined as to their allegations.
- 5) FCC personnel from the FCC's San Francisco office were involved in the making of the allegations against the licensees/permittees in this proceeding and must be cross-examined as to their allegations.
- 6) The executor of the KZPE permittee is 90 years of age, dob 2-19-24, and is experiencing the declining health effects of old age. He is also on a limited fixed income. Traveling to Washington D.C. would be an extreme hardship on this party who would be essential to any meaningful hearing.

7) The executor of the KZPO licensee is a senior citizen with extensive health issues relating to the after-effects of cancer and cancer treatment. She is also on a limited fixed income. Traveling to Washington D.C. would be an extreme hardship on this party who would be essential to any meaningful hearing.

8) The undersigned is over 70 years of age and is experiencing the declining health effects of old age. The undersigned is retired on a limited fixed income. Traveling to Washington D.C. would be an extreme hardship on this party who would be essential to any meaningful hearing.

9) The licensees/permittees have no Washington counsel but only pro bono counsel in California. This proceeding has been a very costly matter for the licensees/permittees who can no longer afford Washington counsel. The licensees/permittees used all of their resources to retain Howard Braun of the KMZ Rosenman law firm in Washington D.C. at the beginning of this proceeding to work toward settling this matter with a distress sale of the stations involved in this matter in 2003. When the unopposed distress sale was filed with the FCC on 2-17-04, Sellers were told by prior counsel that the distress sale would take about 45 days to be approved by the FCC to conclude this proceeding. This did not occur as the FCC failed to approved the unopposed distress sale which was authorized by the prior Presiding Judge Steinberg.

As this matter continued on the expense of Washington counsel continued to the point where the licensees/permittees had used all of their resources and could no longer afford to pay Washington counsel. Howard Braun withdrew as counsel for licensees/permittees on 1-16-08. The undersigned is now handling this matter for the licensees/permittees on a pro bono basis in California.

10) It would be cost effective for the FCC to hold a hearing if necessary in California at its Los Angeles field office which is one of the 2 FCC field offices involved in this proceeding as noted above.

There would be no cost to bring Los Angeles office personnel to Washington D.C. if the hearing were held at the Los Angeles field office of the FCC. There would also be less expense to bring San Francisco office personnel to the Los Angeles FCC office rather than Washington D.C.

11) Scheduling a hearing in Washington D.C. 3000 miles away from where the alleged events occurred and from where remaining witnesses and evidence are located would effectively deny the licensees/permittees an opportunity for a meaningful hearing in this matter.

12) As an alternative to a hearing at the Los Angeles office of the FCC, a hearing if necessary should be held in Lindsay, California, which is KZPO's community of license to allow local witnesses and the general public served by KZPO to participate in the hearing which would involve matters related to KZPO's pending license renewal application. Witnesses and members of the general public served by KZPO are in California.

13) Witnesses regarding identity theft as to KAAX and KAJP which is an underlying issue in this matter are all in California. Such witnesses include FCC personnel from the San Francisco FCC office who have investigated this matter as well as the perpetrators of this identity theft including Verne J. and Denise White of 637 W. Los Altos, Clovis, California.

The FCC's San Francisco enforcement bureau field office has been long aware of Verne White's illegal pirate operation at Firebaugh and Clovis, California on KAJP's assigned frequency of 94.7 Mhz as a commercial operation. The San Francisco office of the FCC has also been aware of the identity theft perpetrated by Verne J. White and Denise White against KAJP and KAAX. Verne J. White (aka Chris Edwards White) and Denise White have been engaged in misrepresentations and illegal activities concerning KAJP and KAAX which are relevant to the issues at hand in this proceeding. Witnesses regarding these matters are in California.

Evidence of these illegal activities would be part of any meaningful hearing. Witnesses would include Verne J. White (aka Chris Edwards White), Denise White, Ray Knight, and members of the enforcement staff of the FCC's San Francisco field office. Members of the enforcement staff of the San Francisco field office would have to be examined and cross-examined regarding these illegal activities and the selective enforcement in this matter. Notably, no notice of violation has been issued to Verne J. White, et al, to stop the illegal pirate operation at Firebaugh, California on KAJP's assigned frequency of 94.7 Mhz.

Verne J. White (aka Chris Edwards White) is currently running a pirate operation at Firebaugh, California on 94.7 Mhz which is KAJP's assigned frequency from the FCC. This pirate operation is not authorized by the licensees/permittees in this proceeding in any manner whatsoever. It is strictly an illegal operation which is known to the FCC's San Francisco field office.

The points raised above are intended to demonstrate that if and when a hearing is necessary in this proceeding it should be scheduled to be held at the FCC's Los Angeles field office, or, alternatively, in Lindsay, California, for the reasons discussed above. No hearing is necessary at this time.

The licensees/permittees request that discovery and scheduling of a hearing in this matter be deferred in this matter and that the stay be continued as it would be in the best interest of all parties concerned to allow the Sellers to pursue the distress sale to which they are committed in this matter as discussed in their Status Report filed on November 7, 2014.

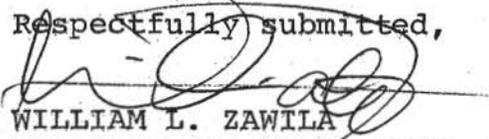
On November 6, 2014, the undersigned counsel for the licensees/permittees in this matter spoke with counsel for the enforcement bureau after the Status Report filed in this matter by the licensees/permittees as noted above had been completed. In that conversation with Judy Lancaster, Esquire, the undersigned stated that it is now, and has always been, the intention of licensees/permittees in this proceeding to settle this matter by way of a distress sale. The undersigned further stated to Ms. Lancaster that progress toward such a distress sale is reflected in the Status Report filed by the licensees/permittees in this matter.

For the reasons outlined above, it is respectfully requested that discovery and scheduling of a hearing in this matter be deferred in this matter to allow licensees/permittees to complete a distress sale in this matter to Big Radio Pro, Inc. as discussed in the Status Report filed by licensees/permittees on November 7, 2014, in this matter.

If and when a hearing becomes necessary in this matter, the licensees/permittees request that such a hearing be held at the FCC's Los Angeles field office or, alternatively, at Lindsay, California, for the reasons discussed above. However, the licensees/permittees submit that such a hearing is not required or appropriate at this time.

November 9, 2014

Respectfully submitted,

  
WILLIAM L. ZAWILA  
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KAAX, and KATP  
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Supplement to Status Report in EB Docket #03-152 was served on Judy Lancaster, Esquire, of the FCC Enforcement Bureau by FAX to (202)418-2080 on this 10th day of November, 2014.

A handwritten signature in black ink, appearing to read 'William L. Zawila', is written over a horizontal line.

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