

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

In the Matter of	)	EB Docket No. 03-152
	)	
<b>WILLIAM L. ZAWILA</b>	)	Facility ID No. 72672
	)	
Permittee of FM Station KNKS, Coalinga, California	)	
	)	
<b>AVENAL EDUCATIONAL SERVICES, 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 KYAF, 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	)	

To: Marlene H. Dortch, Secretary  
Attn: Chief Administrative Law Judge Richard L. Sippel

**ENFORCEMENT BUREAU'S OPPOSITION TO  
REQUESTS TO ATTEND STATUS CONFERENCE TELEPHONICALLY**

1. On February 10, 2016, Central Valley Educational Services, Inc. (Central Valley) and Avenal Educational Services, Inc. (Avenal) – as represented by Mr. Couzens – filed a request to attend the February 24, 2016 Status Conference by speakerphone.<sup>1</sup> On February 11, 2016, Central Valley, Avenal, The Estate of Linda Ware d/b/a Lindsay Broadcasting (LB), The Estate of H.L. Charles d/b/a Ford City Broadcasting (FCB), and William L. Zawila (Zawila) – as represented by Mr. Zawila – filed a nearly identical request.<sup>2</sup> For the reasons discussed below, the Chief, Enforcement Bureau, through his attorneys, respectfully opposes both of these requests.

2. First, because there are five separate parties (several of which have disputed ownership and complex incorporation issues to address), and because Mr. Zawila and Mr. Couzens each purport to represent Avenal and Central Valley, this case is too complicated to address via teleconference. Moreover, as noted in the Bureau's Interim Status Report, to date, none of the parties, whether represented by Mr. Zawila or Mr. Couzens, has provided even a single substantive response to any of the Bureau's discovery requests.<sup>3</sup> With multiple pending motions to compel, there is the possibility that the Presiding Judge may ask to hear argument concerning *hundreds* of individual discovery requests at the Status Conference, far too cumbersome a task to be conducted by telephone.

3. Second, the Presiding Judge set the Status Conference date in *Order*, FCC 15M-

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<sup>1</sup> See Request to Attend Hearing by Speakerphone (47 C.F.R. Sec. 1.248(f)), filed Feb. 10, 2016.

<sup>2</sup> See Request to Attend Status Conference by Speakerphone (47 C.F.R. §1.248(f)), filed Feb. 11, 2016.

<sup>3</sup> See Enforcement Bureau's Interim Status Report, filed Feb. 12, 2016.

33, on December 23, 2015.<sup>4</sup> Thus, all parties and their counsel have had ample notice of the February 24, 2016 Status Conference and have had more than sufficient time to make the appropriate arrangements to attend this Status Conference in person or to propose alternative dates.

4. Lastly, unlike the previous informal teleconference in this proceeding, the February 24, 2016 conference will be transcribed. The Bureau is concerned that it will be difficult for the court reporter to accurately capture the different individuals speaking. As a result, there is a concern that the resulting record of the Status Conference may be inaccurate. As the Bureau has learned from previous cases, it is extremely difficult to conduct an orderly status conference via telephone with even one individual on the phone and simple issues to confront. Here, with five parties, two competing counsel, and multiple issues to resolve, the Presiding Judge should have the benefit of in-person attendance by all counsel.

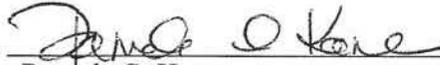
5. Accordingly, the Bureau respectfully opposes Messrs. Couzens' and Zawila's requests.

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<sup>4</sup> *Order*, FCC 15M-33, (ALJ, rel. Dec. 23, 2015), at 7.

Respectfully submitted,

Travis LeBlanc  
Chief, Enforcement Bureau



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February 12, 2016

## CERTIFICATE OF SERVICE

Pamela S. Kane certifies that she has on this 12th day of February, 2016, sent copies of the foregoing "ENFORCEMENT BUREAU'S OPPOSITION TO REQUESTS TO ATTEND STATUS CONFERENCE TELEPHONICALLY" to:

The Honorable Richard L. Sippel  
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