

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 15 2003

OFFICE OF
MANAGING DIRECTOR

Mr. Mike Lewis
Post Office Box 3437
Chico, CA 95927

Re: Request for Waiver of Regulatory Fees
Fee Control No. 00000RROG-03-005

Dear Mr. Lewis:

This is in response to your September 22, 2002 request for waiver of the Fiscal Year 2002 (FY 2002) regulatory fees for translator stations K221AO TX and K296DW TX, which are licensed to you and are located in Lone Pine, California and Bishop, California, respectively. You state that the operating expenses for the translators are supported entirely by volunteer labor and contributions from the rural communities that they serve. You also state that the translators are not supported **or** licensed to the primary stations.

In implementing the regulatory fee program, the Commission stated that it would waive its regulatory fees for any community-based translator station that:

(1) is not licensed to, in whole or in **part**, and does not have common ownership with, the licensee of a commercial broadcast station; (2) does not derive income from advertising; and (3) is dependent on subscriptions or contributions from members of the community served for support.

Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10FCC Rcd 10,891, para. 16 (1995).

The burden is on the licensee to document fully the eligibility for waiver; otherwise, the regulatory fee is due. *Id.* Your request does not document eligibility for waiver of regulatory fees in accordance with the requirements set forth above. Therefore, based on the statements contained in your September 22, 2002 letter, there is no basis to grant relief with respect to FY 2002 regulatory fees. Nevertheless, in light of your general allegations, if you wish, you may file a further request for relief with respect to FY 2002 fees together with an appropriate showing within 30 days from the date of this letter. If you have any questions concerning the regulatory fees, please call the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer

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Office of the Managing Director
Federal Communications Commission
445 12th Street S. W. Room 1-A625
Washington, D.C. 20554

RECEIVED
FCC
Sept 22, 2002

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Attn: Regulatory Fee Waiver Reduction/Request

RE: 41144 K221AO TX, Lone Pine, CA
 41555 K296DW TX Bishop, CA

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SEP 26 2002
FCC - MAILROOM

I am requesting fee waivers **for** the above referenced translator licenses.
Operating expenses are supported entirely by volunteer labor and contributions from the
rural communities they serve
They are not supported or licensed **to** the primary stations.

Thank You

Mike Lewis

Mike Lewis,
Licensee
Box 3437, Chico, CA 95927

RECEIVED OCT 3 2002