

FILE

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 09 2004

OFFICE OF
MANAGING DIRECTOR

Mr. Lee J. Peltzman
Shainis & Peltzman, Chartered
1850 M Street, N.W., Suite 240
Washington, DC 20036

Re: Request for Waiver of FY 2003 Regulatory
Fees on behalf of Van D. Goodall, Jr.
Fee Control No. 00000RROG-03-113

Dear Mr. Peltzman:

This letter responds to your request dated September 25, 2003 for waiver of the regulatory fees for Fiscal Year (FY) 2003 filed on behalf of Van D. Goodall, Jr., licensee of KRZI (AM) (\$1,925); KRZX (AM) (\$1,925); and KLRK (FM) (\$2,650). The total amount at issue for these stations is \$6,500.

In support you submit a copy of a Chapter 13 Voluntary Petition filed by Mr. Goodall on August 6, 2001 in the United States Bankruptcy Court, Western District of Texas, Waco Division. You also include copies of schedules, an amended Chapter 13 plan, and a court order dated August 20, 2002 confirming the plan. You also include a letter dated November 13, 2003 from Erin B. Shank, Mr. Goodall's bankruptcy counsel, explaining the nature and status of Mr. Goodall's bankruptcy proceeding, which involves reorganization of both his personal affairs and the radio stations. Ms. Shank explains that the bankruptcy schedules filed in the case reveal that the vast majority of the debt involves the stations. In view of the ongoing bankruptcy, you request a waiver of the licensee's regulatory fees.

The Commission will grant waivers of its regulatory fees on a sufficient showing of financial hardship. Evidence of bankruptcy or receivership is sufficient to establish financial hardship. See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (waivers granted for licensees whose stations are bankrupt, undergoing Chapter 11 reorganization, or in receivership). You have submitted information showing that Mr. Goodall has been the subject of Chapter 13 bankruptcy proceedings since August 6, 2001, and that the vast majority of the debt involved concerns the radio station and not Mr. Goodall personally. Therefore, your request for waiver of the FY 2003 regulatory fees is granted.

You also request confidential treatment of the materials that you submitted with your fee waiver request. Pursuant to Section 0.459(d)(1) of the Commission's rules, 47 C.F.R. 0.459(d)(1), we do not routinely rule on requests for confidential treatment until we receive a request for access to the records. The records are treated confidentially in the meantime. If a request for access to the information submitted in conjunction with your regulation fees is received, you will be notified and afforded the opportunity to respond at that time.

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Reger". The signature is fluid and cursive, with a large initial "M" and "R".

Mark A. Reger
Chief Financial Officer