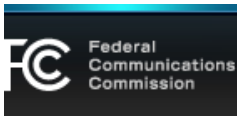


KZBV
91.3 FM
& K219LL
91.7 FM

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Renewal of License

Application Submitted

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Your application has been submitted for processing.

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- The progress of this application can be tracked on the **Applications** page.

Application Summary

File Number: 0000155036
 Application Purpose: Renewal of License
 Status: Pending
 Date Submitted: 07/30/2021

Applicant Information

Name: AWARE FM, INC.
 Title:
 Address: 3185 HIGHLAND DRIVE
 SUITE 13
 LAS VEGAS, NV 89109
 United States
 Phone: +1 (702) 731-5588
 Email: cauel@gate.net

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 FCC Digital Strategy (<https://www.fcc.gov/digitalstrategy>)
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 Media (<https://www.fcc.gov/media>)
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 Wireless (<https://www.fcc.gov/wireless-telecommunications>)

Plain Writing Act
(<https://www.fcc.gov/general/plain-writing-fcc>)
RSS Feeds & Email Updates
(<https://www.fcc.gov/general/rss-feeds-and-email-updates-fcc>)
Accessibility
(<https://www.fcc.gov/accessibility/program>)

Wireline (<https://www.fcc.gov/wireline-competition>)
Offices (<https://www.fcc.gov/offices-bureaus>)



(REFERENCE COPY - Not for submission)

Renewal of License

File Number: **0000155036** | Submit Date: **07/30/2021** | Call Sign: **KZBV** | Facility ID: **176698** | FRN: **0023887490** | State: **California** | City: **CARMEL VALLEY**
Service: **FM** | Purpose: **Renewal of License** | Status: **Pending** | Status Date: **07/30/2021** | Filing Status: **Active**

General Information

Section	Question	Response
Attachments	Are attachments (other than associated schedules) being filed with this application?	Yes

Fees, Waivers, and Exemptions

Section	Question	Response
Waivers	Does this filing request a waiver of the Commission's rule(s)?	No
	Total number of rule sections involved in this waiver request:	

**Applicant
Information**

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
AWARE FM, INC. Doing Business As: AWARE FM, INC.	3185 HIGHLAND DRIVE SUITE 13 LAS VEGAS, NV 89109 United States	+1 (702) 731- 5588	cauel@gate. net	Private Not-for-Profit Educational Institution

**Contact
Representatives
(1)**

Contact Name	Address	Phone	Email	Contact Type
Davina Sashkin , Esq . Baker & Hostetler LLP	1050 Connecticut Avenue, NW Suite 1100 Washington, DC 20036 United States	+1 (202) 861- 1759	dsashkin@bakerlaw. com	Legal Representative

**Renewal
Certification**

Section	Question	Response
Character Issues	Licensee certifies that neither the licensee nor any party to the application has or has had any interest in, or connection with, any broadcast application in any proceeding where character issues were left unresolved, or were resolved adversely against the applicant or any party to the application;	Yes
	Licensee certifies that neither the licensee nor any party to the application has or has had any interest in, or connection with, any pending broadcast application in which character issues have been raised..	Yes
Adverse Findings	Licensee certifies that, with respect to the licensee and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any laws related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
FCC Violations during the Preceding License Term	Licensee certifies that, with respect to the station(s) for which renewal is requested, there have been no violations by the licensee of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term. If "No", the licensee must submit an explanatory exhibit providing complete descriptions of all violations.	Yes
Ownership	The licensee certifies that, with respect to the station(s) for which renewal is requested, it complied with 47 CFR Section 73.3555.	N/A
Alien Ownership and Control	Licensee certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.	Yes
Non-Discriminatory Advertising Sales Agreements	Commercial licensee certifies that its advertising sales agreements do not discriminate on the basis of race or ethnicity and that all such agreements held by the licensee contain non-discrimination clauses. Noncommercial licensees should select "not applicable."	N/A

**AM/FM/LPFM
Certification**

Section	Question	Response
Biennial Ownership Report	Licensee certifies that the station's Biennial Ownership Report (FCC Form 323 or 323-E) has been filed with the Commission, as required by 47 C.F.R. Sections 73.3615 and 74.797.	Yes
EEO Program	The station's Broadcast EEO Program Report (FCC Form 396), has been filed with the Commission, as required by 47 C.F.R. Section 73.2080(f)(1).	Yes File Number: 0000155035
	The station has posted its most recent Broadcast EEO Public File Report on the station's website, as required by 47 C.F.R. Section 73.2080(c)(6).	N/A
Online Public Inspection File	Licensee certifies that the documentation required by 47 C.F.R. Section 73.3526 or 73.3527, as applicable, has been uploaded to the station's public inspection file as and when required.	No
Adherence to Minimum Operating Schedule	Licensee certifies that, during the preceding license term, the station has not been silent (or operating for less than its prescribed minimum operating hours) for any period of more than 30 days.	No
Silent Station	Licensee certifies that the station is currently on the air broadcasting programming intended to be received by the public.	No
Discontinued Operations	Licensee certifies that during the preceding license term, the station has not been silent for any consecutive 12-month period.	Yes
Environmental Effects	Licensee certifies that the specified facility complies with the maximum permissible radio frequency electromagnetic exposure limits for controlled and uncontrolled environments.	Yes

**Other BroadCast
Certifications**

Section	Question	Response
Other BroadCast Certifications	Does this application include one or more FM translator station(s) or TV translator station(s) or LPTV station(s), in addition to the station listed at the top of this section?	Yes

Other Broadcast Station(s):

Call Sign	Facility Id	Service Code
K219LL	152139	FX

**FM Translator
Certifications (1)**

Call Sign: K219LL

Section	Question	Response				
Operational Status	<p>Silent Stations Licensee certifies that the station is currently on the air.</p>	No				
	<p>Rebroadcast Status Licensee certifies that the station is currently rebroadcasting the signal of an FM, AM, or LPFM station.</p> <p>Rebroadcast Station(s):</p> <table border="1"> <thead> <tr> <th>Call Sign</th> <th>Facility Id</th> </tr> </thead> <tbody> <tr> <td>KZBV</td> <td>176698</td> </tr> </tbody> </table>	Call Sign	Facility Id	KZBV	176698	Yes
	Call Sign	Facility Id				
KZBV	176698					
<p>Rebroadcast Consent Licensee certifies that it has obtained written authority from the licensee of the primary station identified above for retransmitting the primary station's programming</p>	Yes					
Licensee Compliance	<p>Licensee certifies that it is in compliance with 47 C.F.R. Section 74.1232(d), which prohibits the common ownership of: (1) a commercial primary FM station and a FM translator station whose coverage contour extends beyond the protected contour of the commercial FM primary station being broadcast, and (2) a commercial primary AM Station and a FM translator station whose 60 dBu contour exceeds the greater of either: (a) the 2 mV/m daytime contour of the commercial AM primary station being rebroadcast, or (b) a 25-mile radius centered at the transmitter site of the commercial primary AM station being rebroadcast. This restriction also applies to any person or entity having any interest in, or any connection with, the primary FM station or primary AM station.</p>	Yes				
	<p>Licensee certifies that it is in compliance with 47 C.F.R. Section 74.1232(e) which prohibits: (1) a FM translator station whose coverage contour extends beyond the protected contour of the commercial FM primary station being rebroadcast, and (2) a FM translator station whose 60 dBu contour exceeds the greater of: (a) the 2 mV/m daytime contour of the commercial AM primary station being broadcast, or (b) a 25-mile radius centered at the transmitter site of the commercial primary AM station being rebroadcast, from receiving support (except for specified technical assistance), before, during, or after construction, directly or indirectly, from the primary station, or any person or entity having any interest in, or any connection with, the primary station.</p>	N/A				
Environmental Effects	<p>Licensee certifies that the specified facility complies with the maximum permissible radio frequency electromagnetic exposure limits for controlled and uncontrolled environments.</p>	Yes				

Certification

Section	Question	Response
<p>General Certification Statements</p>	<p>The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).</p>	
	<p>The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR §1.2002(b), for the definition of "party to the application" as used in this certification §1.2002 (c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.</p>	
<p>Authorized Party to Sign</p>	<p>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID</p> <p>Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.</p> <p>WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND /OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503).</p>	
	<p>I certify that this application includes all required and relevant attachments.</p>	<p>Yes</p>
	<p>I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.</p>	<p>Carl J Auel <i>President</i></p> <p>07/30/2021</p>

Attachments

File Name	Uploaded By	Attachment Type	Description
KZBV and K219LL - Periods of Silence.pdf	Applicant	All Purpose	
KZBV - OPIF Exhibit.pdf	Applicant	Audio Certifications	KZBV - OPIF Exhibit
KZBV - Renewal Certifications Exhibit.pdf	Applicant	Renewal Certification	KZBV - Renewal Certifications Exhibit

Online Public Inspection File

During the last renewal term, Aware FM, Inc. (“Licensee”), licensee of noncommercial educational station KZBV(FM), Carmel Valley, California (Facility ID No. 176698) (“KZBV”), failed to comply with certain Online Public Inspection File (“OPIF”) requirements with respect to KZBV. While Licensee believes that it substantially complied with the Commission’s OPIF rules during KZBV’s most recent license term, several documents were uploaded after the applicable deadlines:

Issues/Programs Lists. License failed to upload 2 of KZBV’s Issues/Programs Lists to KZBV’s OPIF by the requisite deadlines.

Section 73.3613 Documents List. Licensee failed to upload a list of the requisite documents pursuant to Section 73.3613 of the Commission’s rules to KZBV’s OPIF by the requisite deadline.

As of the date of this license renewal application, Licensee believes that all documents required to be uploaded to KZBV’s OPIF have been added thereto.

Ownership/ Non-Discriminatory Advertising Sales Agreements

The Ownership and Non-Discriminatory Advertising Sales Agreements Questions in the license renewal application for KZBV(FM), Carmel Valley, California (Facility ID No. 176698) (“KZBV”) have both been answered “N/A” because KZBV is a non-commercial station. The FCC’s multiple ownership limitations and its rules mandating non-discriminatory advertising sales agreements are not applicable to non-commercial stations such as KZBV.

Periods of Silence

KZBV(FM), Carmel Valley, California (Facility ID No. 176698) and K219LL, Chualar, California (Facility ID No. 152139) (collectively, the “Stations”) are currently silent.

On August 25, 2020, the Stations went silent due to wildfires in the Stations’ transmitter area which also caused the Stations’ staff to evacuate. The Stations’ licensee, Aware FM, Inc. (“Aware”), filed a Notice of Suspension of Operations/ Request for Silent STA for each Station on September 8, 2020,¹ which were subsequently granted on November 9, 2020.²

The Stations remain silent as of the date of the instant license renewal application. Aware hopes to resume on-air operations with the Stations as soon as possible, and shall amend the Stations’ license renewal application promptly once the Stations resume on-air operations – which shall be on or before August 25, 2021 in compliance with Section 312(g) of the Communications Act of 1934, as amended.

¹ CDBS File Nos. BLSTA-20200908AAI (KZBV) & BLSTA-20200908AAJ (K219LL).

² Letter from Victoria McCauley, Attorney, Audio Division, Media Bureau, FCC, to Davina Sashkin, Esq., Counsel for Santa Cruz Educational Broadcasting Foundation, *In re: KZBV(FM), Carmel Valley, CA (Facility ID No. 176698) (1800B3-DW) (Nov. 9, 2020)*; Letter from Victoria McCauley, Attorney, Audio Division, Media Bureau, FCC, to Davina Sashkin, Esq., Counsel for Santa Cruz Educational Broadcasting Foundation, *In re: K219LL, Chualar, CA (Facility ID No. 152139) (1800B3-DW) (Nov. 9, 2020)*.