

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

In the Matter of)	
)	
Gibson Tech Ed, Inc.)	File No. EB-04-SE-123
Orem, Utah)	NAL/Acct. No. 200532100013
)	FRN # 0007050479
)	
)	
)	

FORFEITURE ORDER

Adopted: March 17, 2006

Released: March 21, 2006

By the Chief, Spectrum Enforcement Division, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of fourteen thousand dollars (\$14,000) against Gibson Tech Ed, Inc. (“Gibson”) for willful and repeated violation of Section 302(b) of the Communications Act of 1934, as amended (“Act”),¹ and Section 2.803(a) of the Commission’s Rules (“Rules”).² The noted violations involve Gibson marketing of two models (R-FM25B-WT) and (R-FM100B-WT) of unauthorized FM broadcast transmitters.

2. On September 1, 2005, the Enforcement Bureau, Spectrum Enforcement Division issued a *Notice of Apparent Liability for Forfeiture* (“*NAL*”) in the amount of \$14,000 to Gibson.³ Gibson has not filed a response to the *NAL*. Based on the information before us, we affirm this forfeiture.

3. Accordingly, **IT IS ORDERED THAT**, pursuant to Section 503(b) of the Act⁴, and Sections 0.111, 0.311 and 1.80(f)(4) of the Rules,⁵ Gibson Tech Ed, Inc. **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of fourteen thousand dollars (\$14,000) for willfully and repeatedly violating Section 302(b) of the Act and Section 2.803(a) of the Rules.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁶ Payment of the forfeiture must be made by check or similar instrument, payable to the order of the Federal Communications Commission. The payment must include the NAL/Acct. No. and FRN No. referenced above. Payment by check or money order may be mailed to Federal Communications Commission, P.O. Box 358340, Pittsburgh, PA 15251-8340. Payment by overnight mail may be sent to Mellon Bank /LB 358340, 500 Ross Street, Room 1540670, Pittsburgh, PA 15251. Payment by wire

¹ 47 U.S.C. § 302a(b).

² 47 C.F.R. § 2.803(a).

³ *Gibson Tech Ed, Inc.*, 20 FCC Rcd 14438 (Enf. Bur., Spectrum Enforcement Division, 2005).

⁴ 47 U.S.C. § 503(b).

⁵ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁶ 47 U.S.C. § 504(a).

transfer may be made to ABA Number 043000261, receiving bank Mellon Bank, and account number 911-6106. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁷

5. **IT IS FURTHER ORDERED** that a copy of this *Forfeiture Order* shall be sent by first class mail and certified mail return receipt requested to Gibson Tech Ed, Inc., 1053 S. 1680 W., Orem, Utah 84058, and to its counsel, Howard J. Barr, Esquire, Womble, Carlyle Sandridge & Rice, 1401 I Street, N.W., Washington, D.C. 20005

FEDERAL COMMUNICATIONS COMMISSION

Joseph P. Casey
Chief, Spectrum Enforcement Division
Enforcement Bureau

⁷ See 47 C.F.R. § 1.1914.