

**Before the
Federal Communications Commission
Washington, DC 20554**

In Re Application of:)
)
Marc Radio Gainesville LLC) FCC File No. SES-REG-20181010-06800
For Registration of)
Receive Only Earth Station)

To: The Chief, International Bureau

Petition for Reconsideration

Marc Radio Gainesville, LLC (“Marc”) requests reconsideration of the dismissal of the above-referenced application.¹ As demonstrated below, Marc’s application was dismissed in error. The required application filing fee was, in fact, paid in a timely fashion. Accordingly Marc requests that its application for registration of the receive only earth station be reinstated and granted.

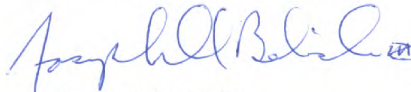
Marc’s application was dismissed for non-payment of the required filing fee. However, the facts show this to be error. Specifically the FCC Form 159 for the filing fee was prepared on October 11, 2018. See Attachment A appended hereto. The check for the filing fee cleared Marc’s bank account on October 16, 2018, six days after Marc’s earth station registration

¹ By Public Notice Report No. SES-02257, released April 8, 2020, the earth station registration application was dismissed for failure to pay the required application filing fee in a timely fashion, i.e. for failure to pay within 14 days of the October 10, 2018 filing date.

application was filed. See Attachment B appended hereto. The Form 159 and associated check were actually submitted to pay the filing fees for two earth station registration applications. The other application was correctly accepted and granted. See FCC File No. SES-REG-20181015-05762.

In view of the facts alleged and proved herein, the filing fee for the above-referenced earth station registration application was paid in a timely fashion. The action dismissing the application for failure to pay fees was taken in error. Accordingly the action dismissing the earth station registration application should be set aside and the application, FCC File No. SES-REG-20181010-06800, should be granted.

Respectfully submitted,



Joseph A. Belisle III

Counsel for

Marc Radio Gainesville LLC

May 7, 2020

Belisle Law Firm, P.A.

P.O. Box 970620

Miami, Florida 33197

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ATTACHMENT A

FCC Form 159

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0389
Page No 1 of 1

(1) LOCK BOX # 979093		SPECIAL USE ONLY	
		FCC USE ONLY	
SECTION A - PAYER INFORMATION			
(2) PAYER NAME (if paying by credit card enter name exactly as it appears on the card) Marc Radio Gainesville, LLC		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) \$900.00	
(4) STREET ADDRESS LINE NO. 1 100 NW 76th Drive, Suite 2			
(5) STREET ADDRESS LINE NO. 2			
(6) CITY Gainesville		(7) STATE FL	(8) ZIP CODE 32607
(9) DAYTIME TELEPHONE NUMBER (include area code) 352-3133150		(10) COUNTRY CODE (if not in U.S.A.) US	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(11) PAYER (FRN) 0020791752		(12) FCC USE ONLY	
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C) COMPLETE SECTION BELOW FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(13) APPLICANT NAME Marc Radio Gainesville, LLC			
(14) STREET ADDRESS LINE NO. 1 100 NW 76th Drive, Suite 2			
(15) STREET ADDRESS LINE NO. 2			
(16) CITY Gainesville		(17) STATE FL	(18) ZIP CODE 32607 -
(19) DAYTIME TELEPHONE NUMBER (include area code) 352-313-3150		(20) COUNTRY CODE (if not in U.S.A.) US	
FCC REGISTRATION NUMBER (FRN) REQUIRED			
(21) APPLICANT (FRN) 0020791752		(22) FCC USE ONLY	
COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET			
(23A) CALL SIGN/OTHER ID	(24A) PAYMENT TYPE CODE CMO	(25A) QUANTITY 1	FCC USE ONLY
(26A) FEE DUE FOR (PTC) \$450.00	(27A) TOTAL FEE \$450.00	FCC USE ONLY	
(28A) FCC CODE 1	(29A) FCC CODE 2 IB2018007225	FCC USE ONLY	
(23B) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE CMO	(25B) QUANTITY 1	FCC USE ONLY
(26B) FEE DUE FOR (PTC) \$450.00	(27B) TOTAL FEE \$450.00	FCC USE ONLY	
(28B) FCC CODE 1	(29B) FCC CODE 2 IB2018007227	FCC USE ONLY	
SECTION D - CERTIFICATION			
CERTIFICATION STATEMENT (<u>KEITH KEENEY</u>) certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief.			
SIGNATURE <u>Keith Keene</u>		DATE <u>10/11/18</u>	
SECTION E - CREDIT CARD PAYMENT INFORMATION			
MASTERCARD <input type="checkbox"/> VISA <input type="checkbox"/> AMEX <input type="checkbox"/> DISCOVER <input type="checkbox"/>			
ACCOUNT NUMBER _____		EXPIRATION DATE _____	
I hereby authorize the FCC to charge my credit card for the service(s) authorization herein described.			
SIGNATURE _____		DATE _____	

SEE PUBLIC BURDEN ON REVERSE

FCC FORM 159

FEBRUARY 2005 (REVISED)

MARC RADIO GAINESVILLE, LLC
 P.O. BOX 1720
 WINTER PARK, FL 32790

SEASIDE NATIONAL BANK & TRUST
 63-1608/631

6933

10/11/2018

PAY TO THE ORDER OF Federal Communications Commission

\$ **900.00

Nine Hundred and 00/100*****

DOLLARS

Federal Communications Commission
 P.O. Box 979093
 St. Louis, MO 63197-9000

MEMO

Florida Satellite Application

AUTHORIZED SIGNATURE

⑈006933⑈ ⑆063116083⑆ 2000016986⑈

MARC RADIO GAINESVILLE, LLC

6933

Federal Communications Commission

10/11/2018

Date	Type	Reference	Original Amt.	Balance Due	Discount	Payment
10/11/2018	Bill	Satellite applicatio	900.00	900.00		900.00
					Check Amount	900.00

Seaside Checking Florida Satellite Application

900.00

MARC RADIO GAINESVILLE, LLC

6933

Federal Communications Commission

10/11/2018

Date	Type	Reference	Original Amt.	Balance Due	Discount	Payment
10/11/2018	Bill	Satellite applicatio	900.00	900.00		900.00
					Check Amount	900.00

Seaside Checking Florida Satellite Application

900.00

ATTACHMENT B

Bank Statement Showing Cleared Check for Filing Fee

MARC RADIO GAMERSVILLE, LLC
 6933

PAY TO THE ORDER OF: **COMMERCIAL BANK & TRUST**
 FEDERAL SAVINGS BANK OF MISSISSIPPI
 BANK OF AMERICA, N.A.

\$ **900.00**
 NINE HUNDRED AND 00/100

FROM: **WALTERS FINANCIAL COMPANY, INC.**
 2025 PINEY BLVD
 GAMERSVILLE, GA 30501
 (706) 755-4111

AUTHORIZED SIGNATURE: *[Signature]*
 MICHELLE M. HUGHES

MICHELLE M. HUGHES
 MICHELLE M. HUGHES
 MICHELLE M. HUGHES

Number: 6933 Date: 10/16/2018 Amount: \$900.00

MARC RADIO GAMERSVILLE, LLC
 6934

PAY TO THE ORDER OF: **COMMERCIAL BANK & TRUST**
 FEDERAL SAVINGS BANK OF MISSISSIPPI
 BANK OF AMERICA, N.A.

\$ **14,839.61**
 FOURTEEN THOUSAND EIGHT HUNDRED THIRTY AND 61/100

FROM: **WALTERS FINANCIAL COMPANY, INC.**
 2025 PINEY BLVD
 GAMERSVILLE, GA 30501
 (706) 755-4111

AUTHORIZED SIGNATURE: *[Signature]*
 MICHELLE M. HUGHES

MICHELLE M. HUGHES
 MICHELLE M. HUGHES
 MICHELLE M. HUGHES

Number: 6934 Date: 10/22/2018 Amount: \$14,839.61

031230