



(REFERENCE COPY - Not for submission)

## Renewal of License

File Number: **0000124602** | Submit Date: **10/13/2020** | Call Sign: **KDKO** | Facility ID: **172838** | FRN: **0016922205** | State: **South Dakota** | City: **LAKE ANDES**  
Service: **FM** | Purpose: **Renewal of License** | Status: **Pending** | Status Date: **10/13/2020** | 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
NATIVE AMERICAN COMMUNITY BOARD, INC. Doing Business As: NATIVE AMERICAN COMMUNITY BOARD, INC.	Charon Asetoyer PO BOX 572 LAKE ANDES, SD 57356 United States	+1 (605) 487-7072	CHARON@CHARLES- MIX.COM	Not-for- Profit

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**Contact  
Representatives  
(2)**

Contact Name	Address	Phone	Email	Contact Type
<b>Alan Korn</b> Law Office of Alan Korn	1840 Woolsey Street Berkeley, CA 94703 United States	+1 (510) 548- 7300	alan@alankorn.com	Legal Representative
<b>Troy Manning</b> <i>Consulting Engineer</i> Manning Engineering, LLC	913 2nd. Street S. E. Le Mars, IA 51031 United States	+1 (513) 541- 7038	mannengineering2015@gmail. com	Technical Representative

**Renewal  
Certification**

Section	Question	Response
<b>Character Issues</b>	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
<b>Adverse Findings</b>	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
<b>FCC Violations during the Preceding License Term</b>	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.	No
<b>Ownership</b>	The licensee certifies that, with respect to the station(s) for which renewal is requested, it complied with 47 CFR Section 73.3555.	Yes
<b>Alien Ownership and Control</b>	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
<b>Non-Discriminatory Advertising Sales Agreements</b>	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."	Yes

**AM/FM/LPFM  
Certification**

<b>Section</b>	<b>Question</b>	<b>Response</b>
<b>Biennial Ownership Report</b>	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
<b>EEO Program</b>	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 <b>File Number:</b> 0000121775
	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).	Yes
<b>Online Public Inspection File</b>	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.	Yes
<b>Adherence to Minimum Operating Schedule</b>	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.	Yes
<b>Silent Station</b>	Licensee certifies that the station is currently on the air broadcasting programming intended to be received by the public.	Yes
<b>Discontinued Operations</b>	Licensee certifies that during the preceding license term, the station has not been silent for any consecutive 12-month period.	Yes
<b>Environmental Effects</b>	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?	No

**FM Translator  
Certifications**

You have not selected any Other Broadcast Station.

**Certification**

Section	Question	Response
<p><b>General Certification Statements</b></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><b>Authorized Party to Sign</b></p>	<p><b>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID</b></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><b>Charon Asetoyer</b> <i>Executive Director</i></p> <p>10/13/2020</p>



## Attachments

File Name	Uploaded By	Attachment Type	Description
<a href="#"><u>ATTACHMENT TO FORM 303.docx</u></a>	Applicant	All Purpose	Exhibit to Form 303-S renewal application of Native American Community Board, Inc.

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**ATTACHMENT TO FORM 303-S**

**NATIVE AMERICAN COMMUNIUTY BOARD  
Facility ID 0016922205**

Licensee Native American Community Board, Inc. certifies that there have been no violations of the Communications Act of 1934, as amended, or the rules or regulations of the Commission during the preceding license term, except as follows:

1. Licensee's Form 323-E Non-Commercial Broadcast Stations Biennial Ownership Report reflecting ownership interests for the period ending as of October 1, 2019 was not timely submitted. Licensee corrected this deficiency by uploading its Form 323-E Ownership Report on September 10, 2020. Although it was untimely filed, the Form 323-E reflects that there was no change in any ownership interest during the applicable period.

2. Licensee's prior Form 396 Broadcast Equal Employment Opportunity Program Reports were submitted on November 28, 2012 and November 21, 2016. Licensee did not upload its most recent Form 396 Report until September 17, 2020.