



LEVENTHAL SENTER & LERMAN PLLC

To: All Broadcast Clients

June 11, 2007

**FCC IMPLEMENTS INCREASED MAXIMUM FORFEITURE FOR
OBSCENE, INDECENT, OR PROFANE BROADCASTS**

On June 4, 2007, the Federal Communications Commission released its Order implementing increased maximum forfeiture penalties for obscene, indecent, and profane broadcasts. The Order increases the maximum forfeiture for the broadcast of such material from \$32,500 to \$325,000 for each violation or each day of a continuing violation. The maximum forfeiture that can be assessed for any continuing violation is \$3,000,000 for any single act or failure to act.

The Order was issued pursuant to The Broadcast Decency Enforcement Act of

2005, which President George W. Bush signed into law on June 15, 2006.

The new maximum forfeiture will become effective 30 days after publication of the Order in the Federal Register. We will notify you when that publication takes place.

Should you have any questions concerning the increased maximum forfeiture or the FCC's indecency policies, please contact our office.

Leventhal Senter & Lerman PLLC

This memorandum is intended only as a general discussion of these issues and should not be regarded as legal advice. We would be pleased to provide additional details or advice about specific situations if desired. To discuss any of the issues presented here, please contact any attorney in our office.