



Corporation  
for Public  
Broadcasting

August 30, 2024

VIA ELECTRONIC MAIL: [freddiebell@kmojfm.com](mailto:freddiebell@kmojfm.com)

Gerald Evans  
General Manager  
KMOJ-FM  
PO Box 11546  
Minneapolis, MN 55411

RE: Evaluation of KMOJ-FM, Center for Communication and Development, Compliance with Selected Communications Act and General Provisions Transparency Requirements (Report No. ECR2410-2410)

Dear Gerald Evans,

The evaluation referenced above concluded that KMOJ-FM (“KMOJ”) was compliant with seven of eight applicable requirements in the Communications Act of 1934, 47 U.S.C. §§ 396, *et seq.* (“Communications Act”) and in the General Provisions and Eligibility Criteria (“General Provisions”) which govern the 2024 community service grant (“CSG”) awarded it by the Corporation for Public Broadcasting (“CPB”).

The specific finding and CPB's determination for KMOJ follows.

The Communications Act requires stations to make available to the public their annual financial and audit reports and other financial information they are required to provide to CPB.<sup>1</sup> CPB also requires that each CSG recipient post its most recent audited financial statement and its most recent annual financial report (“AFR”) on its website.

The evaluation found that KMOJ had posted its most recent audited financial statement but did not include its AFR, although it promptly uploaded the document during the evaluation. The evaluation recommended that CPB require KMOJ to identify the corrective actions and controls it will adopt to avoid this error in the future.

CPB adopted the CSG Non-compliance Policy to encourage grantees to comply with the applicable provisions governing their CSG and the Communications Act. Stations are subject to a penalty of \$5,000 for failure to comply with a category in the Communications Act. Considering KMOJ's swift action to correct the issue and the corrective actions explained in the station's correspondence,<sup>2</sup> we will impose a reduced penalty of \$2,500. We will not require additional documentation.

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<sup>1</sup> General Provisions, Section 2 (C), Open Financial Records.

<sup>2</sup> Exhibit D of the evaluation report.

Gerald Evans  
KMOJ-FM

**Action:** Within 45 days of the date of this correspondence, KMOJ must provide CPB with the \$2,500 penalty to CPB for its non-compliance with the open financial records requirements in the Communications Act.

KMOJ must provide the \$2,500 penalty to CPB for its non-compliance with the Communications Act, by forwarding a check payable to CPB to Nick Stromann, Acting Chief Financial Officer & Treasurer, Corporation for Public Broadcasting, 401 Ninth Street N.W., Washington, D.C. 20004-2129. If you wish CPB to consider additional information relating to this matter, please provide the same in writing within 30 days of the date of this letter. Otherwise, CPB will consider these determinations final, and KMOJ must comply with the actions set forth above. CPB reserves the right to take any other action it deems appropriate until these issues are resolved to CPB's satisfaction.

Kind regards,

*Jackie J. Livesay*

Jackie J. Livesay  
Deputy General Counsel & Vice President, Compliance

CC: VIA ELECTRONIC MAIL

Dave Hamlar, Licensee Official, KMOJ-FM  
Michael Levy, Executive Vice President & Chief Operating Officer, CPB  
Evan Slavitt, Senior Vice President & General Counsel, CPB  
Nick Stromann, Acting Chief Financial Officer & Treasurer, CPB  
Kimberly Howell, Inspector General, CPB  
William J. Richardson, III, Senior Director & Deputy Inspector General, CPB  
Kathy Merritt, Senior Vice President, Radio, Journalism & CSG Services, CPB  
Katherine Arno, Vice President, Community Service Grants and Station Initiatives, CPB  
Andrew Charnik, Director, Radio CSG Policy & Administration, CPB  
Forrest Lillibridge, Director, Grants Administration, CPB