



Corporation
for Public
Broadcasting

August 30, 2021

VIA ELECTRONIC MAIL

Mr. Anthony Hunt
Station Manager
Elkhart Area Career Center at Elkhart Community Schools
2424 California Road
Elkhart, IN 46514

Dear Mr. Hunt,

RE: Evaluation of WVPE-FM Compliance with Selected Communications Act and
Transparency Requirements as of March 24, 2021 (Report No. ECR2106-2106)

The evaluation referenced above concluded that WVPE-FM was compliant with nine of ten select requirements in the Communications Act of 1932, 47 U.S.C. §396, et sec. (Communications Act), and in the General Provisions and Eligibility Criteria (General Provision) governing the 2021 community service grant awarded it by the Corporation for Public Broadcasting (CPB).

The specific finding and CPB's determination for WVPE-FM follow.

The Communications Act requires that stations make available to the public their annual financial and audit reports and other financial information they are required to provide to CPB¹. CPB finds stations compliant if they post their most recent annual audited financial statements and Annual Financial Report (AFR) on their website.

The evaluation found that WVPE-FM had posted its most recent audited financial statement on its website but did not realize it needed to post its AFR and the report recommended that CPB require WVPE-FM identify the corrective actions and controls it will implement to avoid this error in the future. WVPE-FM acknowledged this shortcoming and promptly corrected the issue before the evaluation's completion. Considering WVPE-FM's swift action, the controls it adopted to avoid this issue, including the creation of a checklist with a multi-staff review process, and the results of this evaluation, we are confident that it understands the requirement and will not require additional documentation.

CPB adopted the CSG Non-compliance Policy to encourage grantees to comply with the applicable provisions governing their CSG and the Communications Act. Stations that fail to comply with a category of the Act are subject to a penalty of \$5,000 per infraction. However, in light of the steps WVPE-FM took

¹ 2021 Radio CSG General Provisions, Section 2C. Open Financial Records

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to correct the issue and the overall results of the report, we will assess a reduced penalty of \$2,500.

Action: WVPE-FM must provide the \$2,500 penalty to CPB for its non-compliance with the Act, within 45 days of the date of this correspondence. Accordingly, please forward a check, payable to CPB, to the attention of Nick Stromann, Vice President, Controller, 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 WVPE-FM 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

W. Douglas Thorne, District Counsel/Chief of Staff, Elkhart Community Schools
Michael Levy, Executive Vice President & Chief Operating Officer, CPB
J. Westwood Smithers, Jr., Senior Vice President & General Counsel, CPB
William P. Tayman, Jr., 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
Nick Stromann, Vice President, Controller, CPB
Andrew Charnik, Director, Radio CSG Policy & Administration, CPB
Forrest Lillibridge, Director, Grants Administration, CPB