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Description of document:	Federal Communications Commission (FCC) records regarding applications for use of Television Broadcast Channel 37, 2010
Requested date:	2010
Released date:	22-October-2010
Posted date:	15-October-2018
Source of document:	Freedom of Information Act Request Federal Communications Commission 445 12th Street, S.W., Room 1-A836 Washington, D.C. 20554 <a href="#">FOIAonline</a>

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Federal Communications Commission  
Washington, D.C. 20554

October 22, 2010

This is in reference to the Freedom of Information Act request (FOIA Control No. 2011-002) for "records regarding applications for use of Television Broadcast Channel 37."

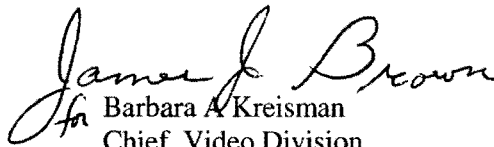
Please be advised that Section 73.603(c) states that "Channel 37, 608-614 MHz is reserved exclusively for the radio astronomy service." Accordingly, broadcasting station applications seeking to operate on channel 37 are routinely dismissed or cancelled. Enclosed for your information and use is an excerpt from the Media Bureau's electronic database that list the channel 37 applications filed since July, 1983.

Please be advised that the Commission maintains various systems of records regarding its broadcast station applicants, permittees, and licensees. Among them is the broadcast station license file, which is maintained in the Commission's Reference Information Center and is available for inspection and copying by members of the public. The station license file contains the applications filed on behalf of the particular station. Also, included in the license file are any Commission rulings or authorizations pertaining to those applications.

Pursuant to your request, a records search of the files maintained by the Reference Information Center, as well as the office files maintained by the Video Division of the Media Bureau, was conducted. Enclosed are copies of the channel 37 applications and related documents that were located. A number of the files for the applications listed in the enclosed database excerpt have not been located. They are either misfiled or missing from the Commission's Reference Center. Accordingly, the requested documents are not now accessible pursuant to the Freedom of Information Act. See Forsham v. Harris, 445 U.S. 169 (1980); and Almiria Capital Corporation, 11 FCC Rcd 6710 (1996). A search for the missing or misfiled documents will continue and, when located, copies will be provided to you as you requested.

I trust the foregoing is responsive to your request.

Sincerely,

  
for Barbara A. Kreisman  
Chief, Video Division  
Media Bureau

Enclosures


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## Application Search Details

[FCC](#) > [Media Bureau](#) > [MB-CDBS](#) > [CDBS Public Access](#) > [Application Search](#)
[Help](#) [site map](#)

Search returned: 35 matching applications

## Application Search Results

File Number	Form	Paper/ Elect	Call Sign	Facility Id	Service	Status	Status Date	Data
BPTTL	EL0307SE	346	P	EL0307SE	61815	TX	DISMISSED	02/14/1992 <a href="#">Info</a> <a href="#">Applic</a>
BPTTL	EC0307WG	346	P	EC0307WG	64284	TX	DISMISSED	02/14/1992 <a href="#">Info</a> <a href="#">Applic</a>
BPTTL	AI0305WX	346	P	AI0305WX	30065	TX	DISMISSED	02/14/1992 <a href="#">Info</a> <a href="#">Applic</a>
BPTTL	AI0305VV	346	P	AI0305VV	30063	TX	DISMISSED	02/14/1992 <a href="#">Info</a> <a href="#">Applic</a>
BNPDTL	20100414AAT	346	E	NEW	185631	LD	DISMISSED	06/28/2010 <a href="#">Info</a> <a href="#">Applic</a>
BNPDTL	20090825CAU	346	E	NEW	182906	LD	DISMISSED	03/19/2010 <a href="#">Info</a> <a href="#">Applic</a>
BNPDTL	20090825BYW	346	E	NEW	182635	LD	DISMISSED	03/19/2010 <a href="#">Info</a> <a href="#">Applic</a>
BNPDTL	20090825BYW	346	E	NEW	182635	LD	SUPERSEDED	03/19/2010 <a href="#">Info</a> <a href="#">Applic</a>
BNPDTL	20090825AOV	346	E	NEW	181891	LD	DISMISSED	03/19/2010 <a href="#">Info</a> <a href="#">Applic</a>
BDCCDTT	20061018AAW	346	E	NEW	167784	LD	DISMISSED	11/03/2006 <a href="#">Info</a> <a href="#">Applic</a>
BDCCDTL	20060928ADS	346	E	NEW	168615	LD	DISMISSED	10/04/2006 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831EFN	346	P	NEW	130723	TX	DISMISSED	08/21/2001 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831EEB	346	P	NEW	130664	TX	DISMISSED	08/21/2001 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831EDH	346	P	NEW	130622	TX	DISMISSED	08/21/2001 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831ECA	346	P	NEW	130585	TX	DISMISSED	08/21/2001 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831EAX	346	P	NEW	130474	TX	DISMISSED	08/21/2001 <a href="#">Info</a> <a href="#">Applic</a>
BNPTTL	20000831BJY	346	P	NEW	128853	TX	DISMISSED	12/13/2002 <a href="#">Info</a>

										<a href="#">Applic</a>
BNPTTL	20000830BDN	346	P	NEW	129648	TX	DISMISSED	12/13/2002	<a href="#">Info</a>	<a href="#">Applic</a>
BNPTTL	20000807AGN	346	P	NEW	125448	TX	DISMISSED	12/13/2002	<a href="#">Info</a>	<a href="#">Applic</a>
BPTT	19940413DG	346	P	940413DG	5921	TX	DISMISSED	10/14/1994	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930402QV	346	P	930402QV	37853	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930402HU	346	P	930402HU	29562	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930402BT	346	P	930402BT	2180	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTT	19930401MC	346	P	930401MC	22851	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930401GK	346	P	930401GK	16004	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930401FG	346	P	930401FG	26614	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930401BR	346	P	930401BR	60169	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930330DX	346	P	930330DX	37697	TX	DISMISSED	07/23/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930330DG	346	P	930330DG	68725	TX	DISMISSED	07/23/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19930330CE	346	P	930330CE	30044	TX	DISMISSED	08/13/1993	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19920212CU	346	P	920212CU	18206	TX	DISMISSED	04/21/1992	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19891208GW	346	P	891208GW	66379	TX	DISMISSED	02/27/1990	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19891207NX	346	P	891207NX	51533	TX	DISMISSED	02/27/1990	<a href="#">Info</a>	<a href="#">Applic</a>
BMPTTL	19840717IB	346	P	DDK37AA	25330	TX	DISMISSED	08/01/1985	<a href="#">Info</a>	<a href="#">Applic</a>
BPTTL	19810622IH	346	P	DDK37AA	25330	TX	PERMIT CANCELLED	07/13/1983	<a href="#">Info</a>	<a href="#">Applic</a>

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Please send comments via standard mail to the Federal Communications Commission, Consumer and Governmental Affairs Bureau, 445 12th Street, S.W., Washington, D.C., 20554. Questions can also be answered by calling the FCC's National Call Center, toll free, at 1-888-Call FCC (1-888-225-5322).

Federal Communications Commission  
445 12th Street SW  
Washington, DC 20554  
[More FCC Contact Information...](#)

Phone: 1-888-CALL-FCC (1-888-225-5322)  
TTY: 1-888-TELL-FCC (1-888-835-5322)  
Fax: 1-866-418-0232  
E-mail: [fccinfo@fcc.gov](mailto:fccinfo@fcc.gov)

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- [Website Policies & Notices](#)  
- [Required Browser Plug-ins](#)  
- [Freedom of Information Act](#)



Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  FOR FCC USE ONLY
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT          OR MAKE CHANGES IN A LOW POWER TV, TV          TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. BNPDTL - 20090825BYW

**Section I - General Information**

1. Legal Name of the Applicant TINY TORTOISE INVESTMENTS, LLC												
Mailing Address P.O. BOX 1991												
<table border="1"> <tr> <td>City MESQUITE</td> <td>State or Country (if foreign address) NV</td> <td>ZIP Code 89024 -</td> </tr> </table>	City MESQUITE	State or Country (if foreign address) NV	ZIP Code 89024 -									
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<table border="1"> <tr> <td>Telephone Number (include area code) 7024553539</td> <td>E-Mail Address (if available) MIKEMULANAX@YAHOO.COM</td> </tr> </table>	Telephone Number (include area code) 7024553539	E-Mail Address (if available) MIKEMULANAX@YAHOO.COM										
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<table border="1"> <tr> <td>FCC Registration Number: 0018975383</td> <td>Call Sign NEW</td> <td>Facility ID Number 182635</td> </tr> </table>	FCC Registration Number: 0018975383	Call Sign NEW	Facility ID Number 182635									
FCC Registration Number: 0018975383	Call Sign NEW	Facility ID Number 182635										
2. Contact Representative (if other than Applicant) TINY TORTOISE INVESTMENTS, LLC												
Firm or Company Name  Mailing Address P.O. BOX 1991												
<table border="1"> <tr> <td>City MESQUITE</td> <td>State or Country (if foreign address) NV</td> <td>ZIP Code 89024 -</td> </tr> </table>	City MESQUITE	State or Country (if foreign address) NV	ZIP Code 89024 -									
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3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)												
4. Facility Information a. <input type="radio"/> Low Power TV Station <input type="radio"/> TV Translator <input type="radio"/> TV Booster <input checked="" type="radio"/> Digital Low Power TV <input type="radio"/> Digital TV Translator b. Community of License: City: MESQUITE State: NV												
5. Application Purpose <table border="0"> <tr> <td><input checked="" type="radio"/> New station</td> <td><input type="radio"/> Major Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Major Change in licensed facility</td> <td><input type="radio"/> Minor Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Minor Change in licensed facility</td> <td><input type="radio"/> Amendment to pending application</td> </tr> <tr> <td><input type="radio"/> Digital Flash Cut</td> <td><input type="radio"/> Digital Companion Channel</td> </tr> <tr> <td><input type="radio"/> Displacement [Exhibit 1]</td> <td></td> </tr> <tr> <td>                    <input type="radio"/> Analog   <input type="radio"/> Digital</td> <td></td> </tr> </table> a. File number of original construction permit or pending application: -	<input checked="" type="radio"/> New station	<input type="radio"/> Major Modification of construction permit	<input type="radio"/> Major Change in licensed facility	<input type="radio"/> Minor Modification of construction permit	<input type="radio"/> Minor Change in licensed facility	<input type="radio"/> Amendment to pending application	<input type="radio"/> Digital Flash Cut	<input type="radio"/> Digital Companion Channel	<input type="radio"/> Displacement [Exhibit 1]		<input type="radio"/> Analog <input type="radio"/> Digital	
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<input type="radio"/> Analog <input type="radio"/> Digital												

If an amendment, submit as an **Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.**

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No										
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.											
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px; vertical-align: top;"> <b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.         </td> <td style="width: 60%; padding: 5px;"> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; padding: 5px; vertical-align: top;"> <b>b.</b> Citizenship.           </td> <td style="width: 70%; height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>c.</b> Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.           </td> <td style="height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>d.</b> Percentage of votes.           </td> <td style="height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>e.</b> Percentage of equity.           </td> <td style="height: 30px;"></td> </tr> </table> </td> </tr> </table>	<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; padding: 5px; vertical-align: top;"> <b>b.</b> Citizenship.           </td> <td style="width: 70%; height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>c.</b> Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.           </td> <td style="height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>d.</b> Percentage of votes.           </td> <td style="height: 30px;"></td> </tr> <tr> <td style="padding: 5px; vertical-align: top;"> <b>e.</b> Percentage of equity.           </td> <td style="height: 30px;"></td> </tr> </table>	<b>b.</b> Citizenship.		<b>c.</b> Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.		<b>d.</b> Percentage of votes.		<b>e.</b> Percentage of equity.		
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	<div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>Parties to the Application</b> </div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p>a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>b. Citizenship.</p> <p>c. Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p>d. Percentage of votes.</p> <p>e. Percentage of equity.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 15%;">(b) Citizenship</th> <th style="width: 20%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 10%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024</td> <td>US</td> <td>LLC MEMBER</td> <td>50</td> <td>50</td> </tr> </tbody> </table>		(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50	50
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CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50	50								
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(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage								

	Interest	of Votes	of Equity
MIKE MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50
<p>3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 3]</p>			
<p>4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 4]</p>			
<p>5. <b>Alien Ownership and Control.</b> Applicant 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.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>			
<p>6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p>			
<p>9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> N/A</p> <p>An exhibit is required unless this question is inapplicable.</p> <p>[Exhibit 6]</p>			
<p>10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)</p>			
Typed or Printed Name of Person Signing		Typed or Printed Title of Person Signing	
MIKE MULANAX		CEO	
Signature		Date	
		08/24/2005	

### SECTION III - ENGINEERING DATA (Digital)

#### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

#### TECH BOX

1. Channel Number:  
37



2.	Translator Input Channel No. :											
3.	Primary station proposed to be rebroadcast:											
	Facility Identifier	Call Sign	City	State	Channel							
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 36 Minutes 49 Seconds 55.4 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 114 Minutes 3 Seconds 34.3 <input checked="" type="radio"/> West <input type="radio"/> East											
5.	Antenna Structure Registration Number: <input checked="" type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA											
6.	Antenna Location Site Elevation Above Mean Sea Level: 602.8 meters											
7.	Overall Tower Height Above Ground Level: 18 meters											
8.	Height of Radiation Center Above Ground Level: 17 meters											
9.	Maximum Effective Radiated Power (ERP): 0.5 kW											
10.	Transmitter Output Power: 0.5 kW											
11.	a. Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under <a href="http://licensing.fcc.gov/prod/cdbbs/pubacc/prod/cdbbs_pa.htm">CDBS Public Access</a> (http://licensing.fcc.gov/prod/cdbbs/pubacc/prod/cdbbs_pa.htm). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input type="radio"/> Nondirectional <input checked="" type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite  Manufacturer SCA    Model 4DR-16-2HW  b. Electrical Beam Tilt: degrees <input checked="" type="checkbox"/> Not Applicable											
	c. Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")  Rotation (Degrees): 0 <input checked="" type="checkbox"/> No Rotation											
	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
	0		10		20		30		40		50	
	60		70		80		90		100		110	
	120		130		140		150		160		170	
	180		190		200		210		220		230	
	240		250		260		270		280		290	
	300		310		320		330		340		350	
	Additional Azimuths											

Relative Field Polar Plot

	<b>NOTE:</b> In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.										
12.	Out-of-channel Emission Mask: <input checked="" type="radio"/> Simple <input type="radio"/> Stringent										
<b>CERTIFICATION</b>											
13.	Interference : The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030.										
	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 11]										

14.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an <b>Exhibit is required.</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 12]
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	<input type="checkbox"/> The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.	
	<input type="checkbox"/> Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.	
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	<input type="checkbox"/> Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.	
	<input type="checkbox"/> Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator(s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.	
<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>		

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name ANTHONY GOMES	Relationship to Applicant (e.g., Consulting Engineer) TECHNICAL CONSULTANT
-----------------------	---

Signature		Date 08/24/2009	
Mailing Address P.O. BOX 40181			
City JACKSONVILLE		State or Country (if foreign address) FL	Zip Code 32203 -
Telephone Number (include area code) 9048857561		E-Mail Address (if available) TV23JAX@YAHOO.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 10

Description: ENGINEERING QUESTION 5

### EXHIBIT 10

DESCRIPTION: ENGINEERING QUESTION 5

ANTENNA REGISTRATION NUMBER IS NOT APPLICABLE.

RULES - FAA - 77.15

TOWER IS LESS THAN 200 FEET IN HEIGHT ABOVE GROUND LEVEL AT THE TRANSMIT SITE

### Attachment 10



Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  <b>FOR FCC USE ONLY</b>
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT          OR MAKE CHANGES IN A LOW POWER TV, TV          TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	<b>FOR COMMISSION USE ONLY</b> FILE NO. BNPDTL - 20090825BYW

**Section I - General Information**

1. Legal Name of the Applicant TINY TORTOISE INVESTMENTS, LLC  Mailing Address P.O. BOX 1991  <table border="1"> <tr> <td>City MESQUITE</td> <td>State or Country (if foreign address) NV</td> <td>ZIP Code 89024 -</td> </tr> <tr> <td>Telephone Number (include area code) 7024553539</td> <td colspan="2">E-Mail Address (if available) MIKEMULANAX@YAHOO.COM</td> </tr> <tr> <td>FCC Registration Number: 0018975383</td> <td>Call Sign NEW</td> <td>Facility ID Number 182635</td> </tr> </table>	City MESQUITE	State or Country (if foreign address) NV	ZIP Code 89024 -	Telephone Number (include area code) 7024553539	E-Mail Address (if available) MIKEMULANAX@YAHOO.COM		FCC Registration Number: 0018975383	Call Sign NEW	Facility ID Number 182635			
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FCC Registration Number: 0018975383	Call Sign NEW	Facility ID Number 182635										
2. Contact Representative (if other than Applicant) TINY TORTOISE INVESTMENTS, LLC  Mailing Address P.O. BOX 1991  <table border="1"> <tr> <td>City MESQUITE</td> <td>State or Country (if foreign address) NV</td> <td>ZIP Code 89024 -</td> </tr> <tr> <td>Telephone Number (include area code) 7024553539</td> <td colspan="2">E-Mail Address (if available) MIKEMULANAX@YAHOO.COM</td> </tr> </table>	City MESQUITE	State or Country (if foreign address) NV	ZIP Code 89024 -	Telephone Number (include area code) 7024553539	E-Mail Address (if available) MIKEMULANAX@YAHOO.COM							
City MESQUITE	State or Country (if foreign address) NV	ZIP Code 89024 -										
Telephone Number (include area code) 7024553539	E-Mail Address (if available) MIKEMULANAX@YAHOO.COM											
3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)												
4. Facility Information a. <input type="radio"/> Low Power TV Station <input type="radio"/> TV Translator <input type="radio"/> TV Booster <input checked="" type="radio"/> Digital Low Power TV <input type="radio"/> Digital TV Translator b. Community of License: City: MESQUITE State: NV												
5. Application Purpose <table border="0"> <tr> <td><input type="radio"/> New station</td> <td><input type="radio"/> Major Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Major Change in licensed facility</td> <td><input type="radio"/> Minor Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Minor Change in licensed facility</td> <td><input checked="" type="radio"/> Amendment to pending application</td> </tr> <tr> <td><input type="radio"/> Digital Flash Cut</td> <td><input type="radio"/> Digital Companion Channel</td> </tr> <tr> <td><input type="radio"/> Displacement    [Exhibit 1]</td> <td></td> </tr> <tr> <td>   <input type="radio"/> Analog    <input type="radio"/> Digital</td> <td></td> </tr> </table> a. File number of original construction permit or pending application:    BNPDTL-20090825BYW	<input type="radio"/> New station	<input type="radio"/> Major Modification of construction permit	<input type="radio"/> Major Change in licensed facility	<input type="radio"/> Minor Modification of construction permit	<input type="radio"/> Minor Change in licensed facility	<input checked="" type="radio"/> Amendment to pending application	<input type="radio"/> Digital Flash Cut	<input type="radio"/> Digital Companion Channel	<input type="radio"/> Displacement    [Exhibit 1]		<input type="radio"/> Analog <input type="radio"/> Digital	
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<input type="radio"/> Displacement    [Exhibit 1]												
<input type="radio"/> Analog <input type="radio"/> Digital												

If an amendment, **submit as an Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No															
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.																
	<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;"><b>b.</b></td> <td>Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>c.</b></td> <td>Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>d.</b></td> <td>Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>e.</b></td> <td>Percentage of equity.</td> </tr> </table>	<b>b.</b>	Citizenship.	<b>c.</b>	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	<b>d.</b>	Percentage of votes.	<b>e.</b>	Percentage of equity.							
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<b>d.</b>	Percentage of votes.																
<b>e.</b>	Percentage of equity.																
<div style="text-align: center;">[Enter Parties Information]</div> <div style="text-align: center; margin-top: 20px;"> <b>Parties to the Application</b> </div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p>a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>b. Citizenship.</p> <p>c. Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p>d. Percentage of votes.</p> <p>e. Percentage of equity.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 20%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024</td> <td>US</td> <td>LLC MEMBER</td> <td>50</td> <td>50</td> </tr> </tbody> </table> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional</th> <th style="width: 15%;">(d) Percentage</th> <th style="width: 20%;">(e) Percentage</th> </tr> </thead> </table>			(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50	50	(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage
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CAROL MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50	50													
(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage													

	Interest	of Votes	of Equity
MIKE MULANAX P.O. BOX 1991 MESQUITE NV 89024	US	LLC MEMBER	50
<p>3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 3]</p>			
<p>4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 4]</p>			
<p>5. <b>Alien Ownership and Control.</b> Applicant 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.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>			
<p>6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p>			
<p>9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> N/A</p>			
<p>An exhibit is required unless this question is inapplicable.</p> <p>[Exhibit 6]</p>			
<p>10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)</p>			
Typed or Printed Name of Person Signing		Typed or Printed Title of Person Signing	
MIKE MULANAX		CEO/DIRECTOR	
Signature		Date	
		03/17/2010	

### SECTION III - ENGINEERING DATA (Digital)

#### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

#### TECH BOX

1. Channel Number:  
37

2.	Translator Input Channel No. :											
3.	Primary station proposed to be rebroadcast:											
	Facility Identifier	Call Sign	City	State	Channel							
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 36 Minutes 49 Seconds 55.4 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 114 Minutes 3 Seconds 31.4 <input checked="" type="radio"/> West <input type="radio"/> East											
5.	Antenna Structure Registration Number: <input type="checkbox"/> Not Applicable [Exhibit 10] <input checked="" type="checkbox"/> Notification filed with FAA											
6.	Antenna Location Site Elevation Above Mean Sea Level: 570 meters											
7.	Overall Tower Height Above Ground Level: 18 meters											
8.	Height of Radiation Center Above Ground Level: 17 meters											
9.	Maximum Effective Radiated Power (ERP): 0.3 kW											
10.	Transmitter Output Power: 0.3 kW											
11.	a. Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under <a href="http://licensing.fcc.gov/prod/cdbb/pubacc/prod/cdbb_pa.htm">CDBS Public Access</a> ( <a href="http://licensing.fcc.gov/prod/cdbb/pubacc/prod/cdbb_pa.htm">http://licensing.fcc.gov/prod/cdbb/pubacc/prod/cdbb_pa.htm</a> ). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input type="radio"/> Nondirectional <input checked="" type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite  Manufacturer SCA    Model 4DR-16-2HW  b. Electrical Beam Tilt: degrees <input checked="" type="checkbox"/> Not Applicable											
	c. Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")  Rotation (Degrees): 225 <input type="checkbox"/> No Rotation											
	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
	0		10		20		30		40		50	
	60		70		80		90		100		110	
	120		130		140		150		160		170	
	180		190		200		210		220		230	
	240		250		260		270		280		290	
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	Additional Azimuths											

## Relative Field Polar Plot

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12.	Out-of-channel Emission Mask: <input checked="" type="radio"/> Simple <input type="radio"/> Stringent
<b>CERTIFICATION</b>	
13.	<b>Interference :</b> The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030.
	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 11]



14.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an <b>Exhibit is required.</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 12]
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.		
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<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>		

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name ANTHONY GOMES	Relationship to Applicant (e.g., Consulting Engineer) TECHNICAL CONSULANT
-----------------------	--

Signature		Date 03/17/2010
Mailing Address P.O. BOX 40181		
City JACKSONVILLE	State or Country (if foreign address) FL	Zip Code 32203 -
Telephone Number (include area code) 9048857561	E-Mail Address (if available) TV23JAX@YAHOO.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Attachment 2

Description
Purpose of Amendment

### Exhibit 10

**Description:** ENGINEERING QUESTION 5

#### EXHIBIT 10

DESCRIPTION: ENGINEERING QUESTION 5

ANTENNA REGISTRATION NUMBER IS NOT APPLICABLE.

RULES - FAA - 77.15

TOWER IS LESS THAN 200 FEET IN HEIGHT ABOVE GROUND LEVEL AT THE TRANSMIT SITE

### Attachment 10



COPY SENT TO REF. RM.

Federal Communications Commission  
Washington, D.C. 20054

MAR 22 2007 In Reply, Refer to: 1800B3-DT

EBC Southwest Florida, Inc.  
Attn: Jason S. Roberts, Esq.  
#1 Shackelford Dr., Suite 400  
Little Rock, AR 72211

Re: Application for a Digital Companion Channel  
Channel 37, Port St. Lucie, Florida  
File No. BDCCDTL-20060928ADS  
Facility ID No. 168615

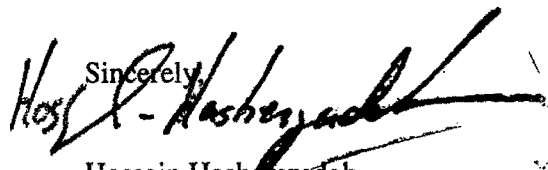
Dear Applicant:

This letter refers to the Petition for Reconsideration and Reinstatement Request ("Petition") submitted on behalf of EBC Southwest Florida, Inc. ("EBC") on October 23, 2006, requesting reconsideration of the October 4, 2006, dismissal of the above-captioned application. For the reasons discussed herein, we deny the Petition.

*Background.* On September 28, 2006, EBC submitted the above-captioned application for a digital companion channel. In Section III, Question 1 of that application, EBC requested Channel 37. Under Section 73.603(c) of the Commission's Rules, Channel 37 is reserved for the exclusive use of the radio astronomy service.<sup>1</sup> For this reason EBC's application was denied on October 4, 2006. In its Petition, EBC argues that "this channel selection was a typographical error"<sup>2</sup> and promises to submit a corrective amendment should the Media Bureau reinstate its application.

*Discussion.* EBC submits no evidence which would support its claim that its election of Channel 37 was a "typographical error." To the contrary, of the five attachments to EBC's application, four reference Channel 37 and no other channel, and the fifth is a map.<sup>3</sup> It therefore appears more likely that EBC's selection of Channel 37 was made deliberately but without consideration of Section 73.603(c).

*Conclusion.* Accordingly, EBC's Petition for Reconsideration and Reinstatement Request IS DENIED.

Sincerely,  


Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau

<sup>1</sup> 47 C.F.R. § 73.603(c).

<sup>2</sup> Petition at 1.

<sup>3</sup> File No. BDCCDTL-20060928ADS at Attachments A, B, C, D, and E.

**REFERENCE ROOM**

**COPY**

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

**RECEIVED - FCC**

**OCT 23 2006**

In re

EBC Southwest Florida, Inc.  
Application for Digital Companion Channel  
Channel 37, Port St. Lucie, FL  
(Facility ID No. 168615)

)  
)  
)  
)  
)  
)

Federal Communication Commission  
Bureau / Office

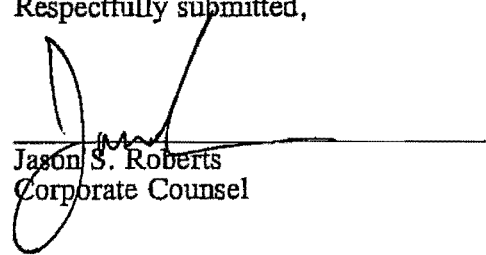
BDCCDTL-20060928ADS

To: Chief, Low Power Television Branch  
Video Division  
Mass Media Bureau

**PETITION FOR RECONSIDERATION AND  
REINSTATEMENT REQUEST**

EBC Southwest Florida, Inc. ("EBC") hereby requests reconsideration of the dismissal, and reinstatement, of the above-captioned application for a digital companion channel for WSLF-LP, Port St. Lucie, Florida ("Digital Companion Application"). The Mass Media Bureau's letter of October 4, 2006, dismissed the application stating that the application specified Channel 37 in violation of Section 73.603(c) of the Commission's Rules. This channel selection was a typographical error, however, and inadvertently listed Channel 37 on the online filing form. Equity will submit a corrective amendment to the above-referenced application to specify Channel 15 when the Bureau reinstates the application and allows for an electronic amendment to be filed. No other engineering changes will be specified. Because this amendment will not harm the public interest, or waste the Bureau's resources, and will allow for a new digital local television service to be provided to the Port St. Lucie community, Equity requests that the Commission reinstate the Digital Companion Application.

Respectfully submitted,

  
\_\_\_\_\_  
Jason S. Roberts  
Corporate Counsel

October 23, 2006

EBC Southwest Florida, Inc.  
#1 Shackelford Dr., Suite 400  
Little Rock, AR 72211



FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D. C. 20554

COPY SENT TO REF. RM.

OCT 04 2006

EBC Southwest Florida, Inc.  
#1 Shackelford Drive, Suite 400  
Little Rock, AR 72211

1800E1-MFC

In re: Low Power Television Application of:  
EBC Southwest Florida, Inc.  
Channel 37, Port St. Lucie, FL  
File number: BDCCDTL-20060928ADS  
Facility Id No.: 168615

Dear Applicant:

We are currently processing your above-referenced application. Our preliminary engineering review reveals that your proposed facility violates Section 73.603(c) of the Commission's rules. Channel 37 is reserved exclusively for the radio astronomy service.

According your application file number BDCCDTL-20060928ADS IS  
HEREBY DISMISSED.

Sincerely

A handwritten signature in black ink, appearing to read "Hossein Hashemzadeh", with a stylized flourish at the end.

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau



## Section I - General Information

<https://licensing.fcc.gov/cgi-bin/ws.exe/prod/cdbs/forms/prod/cdbsmenu.hts?context=25...> 10/14/2010



If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.**

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No															
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.																
	a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center;">b.</td> <td>Citizenship.</td> </tr> <tr> <td style="text-align: center;">c.</td> <td>Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center;">d.</td> <td>Percentage of votes.</td> </tr> <tr> <td style="text-align: center;">e.</td> <td>Percentage of equity.</td> </tr> </table>	b.	Citizenship.	c.	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	d.	Percentage of votes.	e.	Percentage of equity.							
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c.	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.																
d.	Percentage of votes.																
e.	Percentage of equity.																
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;">[Enter Parties Information]</div> <div style="text-align: center; margin-bottom: 10px;"> <b>Parties to the Application</b> </div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p>a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>b. Citizenship.</p> <p>c. Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p>d. Percentage of votes.</p> <p>e. Percentage of equity.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 20%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>ARKANSAS MEDIA, LLC, #1 SHACKLEFORD DR., SUITE 400, LITTLE ROCK, AR 72211</td> <td>US</td> <td>SHAREHOLDER OF EBC</td> <td>39.13</td> <td>39.13</td> </tr> </tbody> </table> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional</th> <th style="width: 15%;">(d) Percentage</th> <th style="width: 20%;">(e) Percentage</th> </tr> </thead> </table>			(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	ARKANSAS MEDIA, LLC, #1 SHACKLEFORD DR., SUITE 400, LITTLE ROCK, AR 72211	US	SHAREHOLDER OF EBC	39.13	39.13	(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity													
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(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage													

		Interest	of Votes	of Equity
EBC SOUTHWEST FLORIDA, INC., #1 SHACKLEFORD DR., SUITE 400, LITTLE ROCK, AR 72211	US	APPLICANT	100	100
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
EQUITY BROADCASTING CORPORATION, #1 SHACKLEFORD DR., SUITE 400, LITTLE ROCK, AR 72211	US	PARENT OF APPLICANT	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
GREGORY W. FESS, 12124 FAIRWAY DRIVE, LITTLE ROCK, AR 72211	US	PRESIDENT OF APPLICANT, DIRECTOR OF EBC	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
HENRY LUKEN, III, 900 FAIRWAY LANE, SODDY-DAISY, TN 37379	US	DIRECTOR AND VOTING INTEREST IN EBC	25.44	25.44
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
JAMES HEARNSBERGER, 23 VILLAGE GROVE, LITTLE ROCK, AR 72211	US	VICE PRESIDENT	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
LARRY MORTON, 39 RIVER STATES COVE, LITTLE ROCK, AR 72211	US	DIRECTOR AND OFFICER OF EBC AND VOTING TRUSTEE OF ARK. MEDIA	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
LORI E. WITHROW, 11206 SHENANDOAH VALLEY DR., LITTLE ROCK, AR 72211	US	CORP. SECRETARY	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
MAX W. HOOPER, 4 WOODSONG COURT, ROLAND, AR 72135	US	OFFICER AND DIRECTOR OF EBC AND VOTING TRUSTEE OF ARK. MEDIA	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity

	Interest	of Votes	of Equity
ROBERT BECKER, 227 SKY FARM ROAD, COPAKE, NY 12516	US	DIRECTOR OF EBC	0
<p>3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 3]</p>			
<p>4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 4]</p>			
<p>5. <b>Alien Ownership and Control.</b> Applicant 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.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>See Explanation in [Exhibit 5]</p>			
<p>6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p>			
<p>9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.</p> <p><input type="radio"/> Yes <input type="radio"/> No</p> <p><input checked="" type="radio"/> N/A</p>			
<p><b>An exhibit is required unless this question is inapplicable.</b></p> <p>[Exhibit 6]</p>			
<p>10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p> <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>			
<p>I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)</p>			
Typed or Printed Name of Person Signing		Typed or Printed Title of Person Signing	
LORI E. WITHROW		CORPORATE SECRETARY	
Signature		Date	
		09/28/2006	

### SECTION III - ENGINEERING DATA (Digital)

#### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

#### TECH BOX

1. Channel Number:  
37

2.	Translator Input Channel No. :																																																																																				
3.	Primary station proposed to be rebroadcast:																																																																																				
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;">Facility Identifier</td> <td style="width: 25%;">Call Sign</td> <td style="width: 25%;">City</td> <td style="width: 15%;">State</td> <td style="width: 10%;">Channel</td> </tr> </table>	Facility Identifier	Call Sign	City	State	Channel																																																																															
Facility Identifier	Call Sign	City	State	Channel																																																																																	
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 26 Minutes 51 Seconds 18 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 80 Minutes 17 Seconds 30 <input checked="" type="radio"/> West <input type="radio"/> East																																																																																				
5.	Antenna Structure Registration Number: 1030763 <input type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA																																																																																				
6.	Antenna Location Site Elevation Above Mean Sea Level: 5.5 meters																																																																																				
7.	Overall Tower Height Above Ground Level: 100.6 meters																																																																																				
8.	Height of Radiation Center Above Ground Level: 80 meters																																																																																				
9.	Maximum Effective Radiated Power (ERP): 15 kW																																																																																				
10.	Transmitter Output Power: 15 kW																																																																																				
11.	<b>a. Transmitting Antenna:</b> Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under <a href="http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm">CDBS Public Access</a> (http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input type="radio"/> Nondirectional <input type="radio"/> Directional "Off-the-shelf" <input checked="" type="radio"/> Directional composite  Manufacturer SWR    Model SWLP12ECRR  <b>b. Electrical Beam Tilt:</b> 0.5 degrees <input type="checkbox"/> Not Applicable																																																																																				
	<b>c. Directional Antenna Relative Field Values:</b> <input type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")  Rotation (Degrees): 85 <input type="checkbox"/> No Rotation																																																																																				
	<table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th></tr> </thead> <tbody> <tr> <td>0</td><td>1</td><td>10</td><td>0.97</td><td>20</td><td>0.91</td><td>30</td><td>0.925</td><td>40</td><td>0.985</td><td>50</td><td>1</td></tr> <tr> <td>60</td><td>0.98</td><td>70</td><td>0.945</td><td>80</td><td>0.89</td><td>90</td><td>0.8</td><td>100</td><td>0.62</td><td>110</td><td>0.43</td></tr> <tr> <td>120</td><td>0.14</td><td>130</td><td>0.25</td><td>140</td><td>0.25</td><td>150</td><td>0.25</td><td>160</td><td>0.25</td><td>170</td><td>0.25</td></tr> <tr> <td>180</td><td>0.25</td><td>190</td><td>0.25</td><td>200</td><td>0.25</td><td>210</td><td>0.25</td><td>220</td><td>0.25</td><td>230</td><td>0.08</td></tr> <tr> <td>240</td><td>0.2</td><td>250</td><td>0.38</td><td>260</td><td>0.56</td><td>270</td><td>0.76</td><td>280</td><td>0.87</td><td>290</td><td>0.93</td></tr> <tr> <td>300</td><td>0.98</td><td>310</td><td>1</td><td>320</td><td>0.97</td><td>330</td><td>0.92</td><td>340</td><td>0.885</td><td>350</td><td>0.955</td></tr> </tbody> </table>	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	0	1	10	0.97	20	0.91	30	0.925	40	0.985	50	1	60	0.98	70	0.945	80	0.89	90	0.8	100	0.62	110	0.43	120	0.14	130	0.25	140	0.25	150	0.25	160	0.25	170	0.25	180	0.25	190	0.25	200	0.25	210	0.25	220	0.25	230	0.08	240	0.2	250	0.38	260	0.56	270	0.76	280	0.87	290	0.93	300	0.98	310	1	320	0.97	330	0.92	340	0.885	350	0.955
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	Additional Azimuths																																																																																				

## Relative Field Polar Plot

	<b>NOTE:</b> In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.
12.	Out-of-channel Emission Mask: <input type="radio"/> Simple <input checked="" type="radio"/> Stringent
<b>CERTIFICATION</b>	
13.	<b>Interference :</b> The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030. <span style="float: right;"><input checked="" type="radio"/> Yes <input type="radio"/> No</span>  <div style="text-align: right;">See Explanation in [Exhibit 11]</div>

14.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an <b>Exhibit is required</b> .	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 12]
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.		
15.	<b>Channels 52-59.</b> If the proposed channel is within channels 52-59, the applicant certifies compliance with the following requirements, as applicable:	
	<input type="checkbox"/> The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.	
	<input type="checkbox"/> Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.	
16.	<b>Channels 60-69.</b> If the proposed channel is within channels 60-69, the applicant certifies compliance with the following requirements, as applicable:	
	<input type="checkbox"/> Pursuant to Section 74.786(e), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.	
	<input type="checkbox"/> Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.	
	<input type="checkbox"/> Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator(s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.	
<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>		

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name JEFF FISHER	Relationship to Applicant (e.g., Consulting Engineer) BROADCAST ENGINEER
---------------------	---

Signature		Date 09/22/2006
Mailing Address #1 SHACKLEFORD DR. SUITE 400		
City LITTLE ROCK	State or Country (if foreign address) AR	Zip Code 72211 -
Telephone Number (include area code) 5012192400	E-Mail Address (if available) JFISHER@EBCORP.NET	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 11

**Description:** TECHNICAL SHOWING

SEE ATTACHED.

### Attachment 11

Description
Technical Statement
Contour Map
Operating Parameters
Interference Analysis

### Exhibit 12

**Description:** ENVIRONMENTAL ANALYSIS

SEE ATTACHED.

### Attachment 12

Description
Environmental Showing

EXHIBIT A

ENGINEERING STATEMENT

The engineering data contained herein have been prepared on behalf of EBC SOUTHWEST FLORIDA, INC., licensee of Class-A Low-Power Television Station WSLF-CA, Channel 35, Port Saint Lucie, Florida, in support of this Application for Construction Permit to specify operation of a digital companion low-power television station on Channel 37 as specified in BSFDTL-20060630CTD.

It is proposed to mount an SWR directional antenna at the 80-meter level of an existing 101-meter communications tower. Exhibit B is a map upon which the predicted service contours are plotted. It is important to note that the newly proposed 51 dBu contour encompasses a portion of the 74 dBu contour which obtains from the licensed facility. Operating parameters for the proposed facility are tabulated in Exhibit C. An interference study is provided in Exhibit D, and a power density calculation follows as Exhibit E.

Because no change in the overall height or location of the existing tower is proposed, the FAA has not been notified of this application. In addition, the FCC issued Antenna Structure Registration Number 1030763 to this tower.

I declare under penalty of perjury that the foregoing statements and the attached exhibits, which were prepared by me, are true and correct to the best of my knowledge and belief.

JEFFREY S. FISHER

September 21, 2006

## FCC CONTOUR POPULATIONS

51 DBU : 808,381

41 DBU : 1,062,425

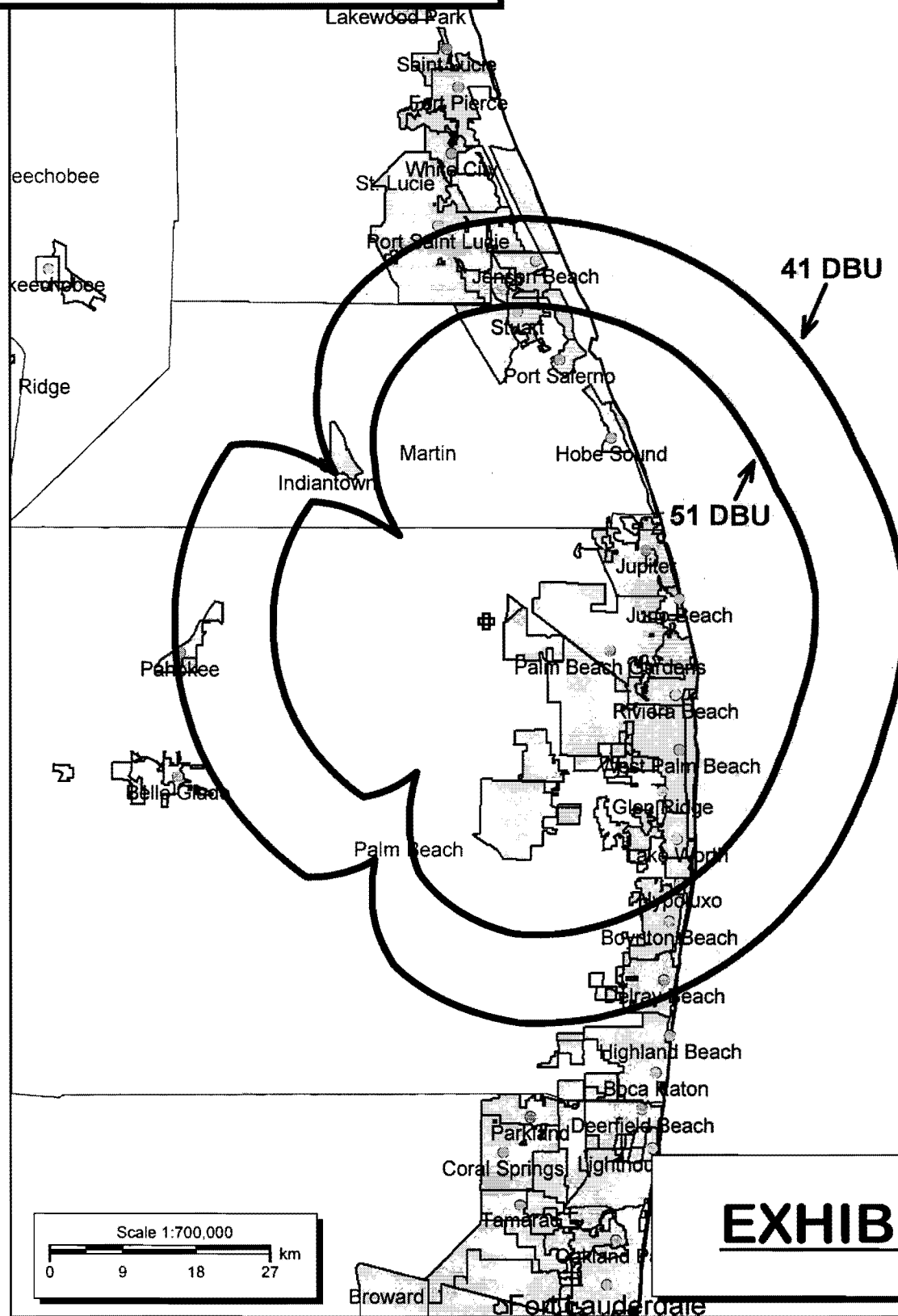




EXHIBIT C

PROPOSED OPERATING PARAMETERS

PROPOSED WSLF-LD  
COMPANION LOW-POWER TELEVISION STATION  
CHANNEL 37 – PORT SAINT LUCIE, FLORIDA

Transmitter Power Output:	1.0 kw
Transmission Line Efficiency:	70.3%
Antenna Power Gain – Toward Horizon:	20.6
Antenna Power Gain – Main Lobe:	20.6
Effective Radiated Power – Toward Horizon:	15 kw
Effective Radiated Power – Main Lobe:	15 kw
Transmitter Make and Model:	Type-accepted
Rated Output	1 kw
Transmission Line Make and Model:	Andrew HJ7-50A
Size and Type:	1-5/8" air heliax
Length:	287 feet
Antenna Make and Model:	SWR SWLP12ECRR
Orientation	85 degrees True
Beam Tilt	0.5 degrees
Effective Height Above Ground:	80 meters
Effective Height Above Mean Sea Level:	86 meters

EXHIBIT D

LONGLEY-RICE INTERFERENCE STUDIES  
PROPOSED WSLF-LD  
COMPANION LOW-POWER TELEVISION STATION  
CHANNEL 37 – PORT SAINT LUCIE, FLORIDA

We conducted detailed interference studies using the Longley-Rice methodology contained in the Commission's *OET Bulletin No. 69*, with respect to facilities of concern. The software utilizes a 1-square kilometer cell size, calculates signal strength at 0.1 kilometer increments along each radial studied, and employs the 1990 U.S. Census to count population within cells. In addition, the program does not attribute interference to the proposed facility in cells within the protected contour of the station under study where interference from another source (other than EBC Southwest's proposed WSLF-LD) already is predicted to exist (also known as "masking"). Our studies conclude that the facility proposed herein causes no significant new interference to any of the potentially affected stations.

As a result, it is believed that the proposed WSLF-LD facility complies with the requirements of Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030 of the Commission's Rules.

## EXHIBIT E

### POWER DENSITY CALCULATION

#### PROPOSED WSLF-LD COMPANION LOW-POWER TELEVISION STATION CHANNEL 37 – PORT SAINT LUCIE, FLORIDA

Since the FCC considers the possible biological effects of RF transmissions in its environmental determinations, we have studied the matter with respect to this Port Saint Lucie facility. Employing the methods set forth in *OET Bulletin No. 65* and considering a main-lobe effective radiated power of 15 kw, an effective antenna height of 80 meters above ground, and assuming a vertical relative field value of 20 percent at the steeper elevation angles for the proposed SWR antenna, maximum power density two meters above ground of 0.0033 mw/cm<sup>2</sup> is calculated to occur at the base of the tower. Since this is 1.6 percent of the 0.2 mw/cm<sup>2</sup> reference for uncontrolled environments (areas with public access) surrounding a facility operating on Channel 37 (608-614 MHz), this proposal may be considered a minor environmental action with respect to public exposure to nonionizing electromagnetic radiation.

Further, the station owner will take whatever precautionary steps are necessary, such as reducing power or leaving the air temporarily, to ensure that workers operating in the vicinity of the antenna are not exposed to excessive nonionizing radiation.



Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  FOR FCC USE ONLY
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT          OR MAKE CHANGES IN A LOW POWER TV, TV          TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. BDCCDDT - 20061018AAW

**Section I - General Information**

1. Legal Name of the Applicant CARBON COUNTY						
Mailing Address 120 EAST MAIN						
<table border="1"> <tr> <td>City PRICE</td> <td>State or Country (if foreign address) UT</td> <td>ZIP Code 84501 -</td> </tr> </table>	City PRICE	State or Country (if foreign address) UT	ZIP Code 84501 -			
City PRICE	State or Country (if foreign address) UT	ZIP Code 84501 -				
Telephone Number (include area code) 4356363200						
<table border="1"> <tr> <td>FCC Registration Number: 0006132963</td> <td>Call Sign NEW</td> <td>Facility ID Number 167784</td> </tr> </table>	FCC Registration Number: 0006132963	Call Sign NEW	Facility ID Number 167784			
FCC Registration Number: 0006132963	Call Sign NEW	Facility ID Number 167784				
2. Contact Representative (if other than Applicant) FRANK BRADY						
Mailing Address 120 EAST MAIN						
<table border="1"> <tr> <td>City PRICE</td> <td>State or Country (if foreign address) UT</td> <td>ZIP Code 84501 -</td> </tr> </table>	City PRICE	State or Country (if foreign address) UT	ZIP Code 84501 -			
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Telephone Number (include area code) 4356363275						
<table border="1"> <tr> <td colspan="3">3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114):  <input checked="" type="radio"/> Governmental Entity   <input type="radio"/> Noncommercial Educational Licensee/Permittee   <input type="radio"/> Other  <input type="radio"/> N/A (Fee Required)         </td> </tr> </table>	3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input checked="" type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input type="radio"/> N/A (Fee Required)					
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If an amendment, **submit as an Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.**

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No										
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.											
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px; vertical-align: top;"> <b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.         </td> <td style="width: 60%; padding: 5px;"> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;"><b>b.</b></td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>c.</b></td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>d.</b></td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>e.</b></td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table> </td> </tr> </table>			<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;"><b>b.</b></td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>c.</b></td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>d.</b></td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>e.</b></td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table>	<b>b.</b>	Citizenship.	<b>c.</b>	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	<b>d.</b>	Percentage of votes.	<b>e.</b>	Percentage of equity.
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<div style="text-align: center;">[Enter Parties Information]</div>  <div style="text-align: center;"><b>Parties to the Application</b></div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p><b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p><b>b.</b> Citizenship.</p> <p><b>c.</b> Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p><b>d.</b> Percentage of votes.</p> <p><b>e.</b> Percentage of equity.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 20%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>CARBON COUNTY, 120 E MAIN, PRICE, UT 84501</td> <td>US</td> <td>OWNER</td> <td>100</td> <td>100</td> </tr> </tbody> </table>			(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	CARBON COUNTY, 120 E MAIN, PRICE, UT 84501	US	OWNER	100	100
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity								
CARBON COUNTY, 120 E MAIN, PRICE, UT 84501	US	OWNER	100	100								
3.	<b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:	<input checked="" type="radio"/> Yes <input type="radio"/> No										

a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b. any pending broadcast application in which character issues have been raised.	See Explanation in [Exhibit 3]
4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 4]
5. <b>Alien Ownership and Control.</b> Applicant 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.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 5]
6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.	<input type="radio"/> Yes <input type="radio"/> No
7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	<input checked="" type="radio"/> Yes <input type="radio"/> No
8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	<input checked="" type="radio"/> Yes <input type="radio"/> No
9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable. <b>An exhibit is required unless this question is inapplicable.</b>	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A [Exhibit 6]
10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No
I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)	
Typed or Printed Name of Person Signing FRANK BRADY	Typed or Printed Title of Person Signing TRANSLATOR SUPERVISOR
Signature	Date 10/16/2006

SECTION III - ENGINEERING DATA (Digital)				
TECHNICAL SPECIFICATIONS				
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.				
TECH BOX				
1.	Channel Number: 37			
2.	Translator Input Channel No. : 25			
3.	Primary station proposed to be rebroadcast:			
	Facility Identifier	Call Sign	City	State
	6359	KSL-TV	SALT LAKE CITY	UT
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 39 Minutes 42 Seconds 40 <input checked="" type="radio"/> North <input type="radio"/> South			

	Longitude: Degrees 111 Minutes 9 Seconds 20 <input checked="" type="radio"/> West <input type="radio"/> East											
5.	Antenna Structure Registration Number: <input checked="" type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA											
6.	Antenna Location Site Elevation Above Mean Sea Level: 2510 meters											
7.	Overall Tower Height Above Ground Level: 5 meters											
8.	Height of Radiation Center Above Ground Level: 4 meters											
9.	Maximum Effective Radiated Power (ERP): 0.006 kW											
10.	Transmitter Output Power: 0.0016 kW											
11.	a. Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under CDBS Public Access ( <a href="http://licensing.fcc.gov/prod/cdb/pubacc/prod/cdb_pa.htm">http://licensing.fcc.gov/prod/cdb/pubacc/prod/cdb_pa.htm</a> ). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input type="radio"/> Nondirectional <input checked="" type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite  Manufacturer SCA Model 1X1KBBU  b. Electrical Beam Tilt: degrees <input checked="" type="checkbox"/> Not Applicable											
	c. Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")  Rotation (Degrees): 12 <input type="checkbox"/> No Rotation											
	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
	0		10		20		30		40		50	
	60		70		80		90		100		110	
	120		130		140		150		160		170	
	180		190		200		210		220		230	
	240		250		260		270		280		290	
	300		310		320		330		340		350	
	Additional Azimuths											
Relative Field Polar Plot												
	<b>NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.</b>											
12.	Out-of-channel Emission Mask: <input checked="" type="radio"/> Simple <input type="radio"/> Stringent											
<b>CERTIFICATION</b>												
13.	<b>Interference :</b> The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030. <span style="float: right;"><input checked="" type="radio"/> Yes <input type="radio"/> No</span>  <div style="text-align: right;">See Explanation in [Exhibit 11]</div>											
14.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an <b>Exhibit is required.</b> <span style="float: right;"><input checked="" type="radio"/> Yes <input type="radio"/> No</span>  <div style="text-align: right;">See Explanation in [Exhibit 12]</div>  By checking "Yes" above, the applicant also certifies that it, in coordination with other users of											



	the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.
15.	<p><b>Channels 52-59.</b> If the proposed channel is within channels 52-59, the applicant certifies compliance with the following requirements, as applicable:</p> <p><input type="checkbox"/> The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.</p>
16.	<p><b>Channels 60-69.</b> If the proposed channel is within channels 60-69, the applicant certifies compliance with the following requirements, as applicable:</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator(s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.</p>
<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>	

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name FRANK BRADY	Relationship to Applicant (e.g., Consulting Engineer) TRANSLATOR SUPERVISOR	
Signature	Date 10/16/2006	
Mailing Address 120 E MAIN		
City	State or Country (if foreign address)	Zip Code

PRICE	UT	84501 -
Telephone Number (include area code) 4356363275	E-Mail Address (if available) FBRADY@CO.CARBON.UT.US	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 10

**Description:** ENGINEERING QUESTION 5

RULES- FAA~77.15

TOWER IS LESS THAN 200 FEET IN HEIGHT ABOVE THE GROUND LEVEL AT THIS SITE.

TOTAL TOWER HEIGHT IS MORE THAN 20,000 FEET FROM THE NEAREST POINT OF THE NEAREST LANDING AND TAKEOFF AREA OF ANY AIRPORT

### Attachment 10



Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  FOR FCC USE ONLY
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT          OR MAKE CHANGES IN A LOW POWER TV, TV          TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. BNPDTL - 20090825AOV

**Section I - General Information**

1.	Legal Name of the Applicant CTB SPECTRUM SERVICES, LLC  Mailing Address 212 SOUTH ROYAL ST.  <table border="1"> <tr> <td>City ALEXANDRIA</td> <td>State or Country (if foreign address) VA</td> <td>ZIP Code 22314 - 3330</td> </tr> <tr> <td>Telephone Number (include area code) 2023658051</td> <td colspan="2">E-Mail Address (if available) TED@CTB-LLC.COM</td> </tr> <tr> <td>FCC Registration Number: 0019050483</td> <td>Call Sign NEW</td> <td>Facility ID Number 181891</td> </tr> </table>	City ALEXANDRIA	State or Country (if foreign address) VA	ZIP Code 22314 - 3330	Telephone Number (include area code) 2023658051	E-Mail Address (if available) TED@CTB-LLC.COM		FCC Registration Number: 0019050483	Call Sign NEW	Facility ID Number 181891
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Telephone Number (include area code) 2023658051	E-Mail Address (if available) TED@CTB-LLC.COM									
FCC Registration Number: 0019050483	Call Sign NEW	Facility ID Number 181891								
2.	Contact Representative (if other than Applicant) PETER TANNENWALD  Mailing Address 1300 N. 17TH ST. 11TH FLOOR  <table border="1"> <tr> <td>City ARLINGTON</td> <td>State or Country (if foreign address) VA</td> <td>ZIP Code 22209 - 3801</td> </tr> <tr> <td>Telephone Number (include area code) 7038120404</td> <td colspan="2">E-Mail Address (if available) TANNENWALD@FHHLAW.COM</td> </tr> </table>	City ARLINGTON	State or Country (if foreign address) VA	ZIP Code 22209 - 3801	Telephone Number (include area code) 7038120404	E-Mail Address (if available) TANNENWALD@FHHLAW.COM				
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Telephone Number (include area code) 7038120404	E-Mail Address (if available) TANNENWALD@FHHLAW.COM									
3.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)									
4.	Facility Information a. <input type="radio"/> Low Power TV Station <input type="radio"/> TV Translator <input type="radio"/> TV Booster <input checked="" type="radio"/> Digital Low Power TV <input type="radio"/> Digital TV Translator b. Community of License: City: BAKERSFIELD State: CA									
5.	<b>Application Purpose</b> <input checked="" type="radio"/> New station <input type="radio"/> Major Change in licensed facility <input type="radio"/> Minor Change in licensed facility <input type="radio"/> Digital Flash Cut <input type="radio"/> Displacement   [Exhibit 1] <input type="radio"/> Analog <input type="radio"/> Digital <input type="radio"/> Major Modification of construction permit <input type="radio"/> Minor Modification of construction permit <input type="radio"/> Amendment to pending application <input type="radio"/> Digital Companion Channel a. File number of original construction permit or pending application:									

If an amendment, submit as an **Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No																				
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.																					
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px; vertical-align: top;"> <b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.         </td> <td style="width: 60%; padding: 5px;"> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;">b.</td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">c.</td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">d.</td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">e.</td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table> </td> </tr> </table>	<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;">b.</td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">c.</td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">d.</td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">e.</td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table>	b.	Citizenship.	c.	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	d.	Percentage of votes.	e.	Percentage of equity.											
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(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage																		

		Interest	of Votes	of Equity
CTB GROUP, INC., 212 S. ROYAL ST., ALEXANDRIA, VA 22314-3330	US	MEMBER	20	20
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
CTB SPECTRUM SERVICES, LLC, 212 S. ROYAL ST., ALEXANDRIA, VA 22314-3330	US	APPLICANT		
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
SEE EXHIBIT 5 FOR OWNERSHIP OF PARENT ENTITIES.	US	NOT APPLICABLE		
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
VERNON L. FOTHERINGHAM, 15508 W. BELL RD., SUITE 101, #286, SURPRISE, AZ 85347-3436	US	MANAGING DIRECTOR, BOARD MEMBER	0	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
W. THEODORE PIERSON, JR., 212 S. ROYAL ST., ALEXANDRIA, VA 22314-1330	US	BOARD MEMBER	0	0
<p>3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:</p> <p>a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</p> <p>b. any pending broadcast application in which character issues have been raised.</p>				
			<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 3]	
<p>4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.</p>				
			<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 4]	
<p>5. <b>Alien Ownership and Control.</b> Applicant 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.</p>				
			<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 5]	
<p>6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.</p>				
			<input checked="" type="radio"/> Yes <input type="radio"/> No	
<p>7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.</p>				
			<input checked="" type="radio"/> Yes <input type="radio"/> No	
<p>8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.</p>				
			<input type="radio"/> Yes <input type="radio"/> No	
<p>9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.</p>				
			<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A	

An exhibit is required unless this question is inapplicable.		[Exhibit 6]
10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.		<input checked="" type="radio"/> Yes <input type="radio"/> No
I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)		
Typed or Printed Name of Person Signing VERNON L. FOTHERINGHAM		Typed or Printed Title of Person Signing MANAGING DIRECTOR
Signature		Date 08/25/2009

SECTION III - ENGINEERING DATA (Digital)					
TECHNICAL SPECIFICATIONS					
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.					
TECH BOX					
1.	Channel Number: 37				
2.	Translator Input Channel No. :				
3.	Primary station proposed to be rebroadcast:				
	Facility Identifier	Call Sign	City	State	Channel
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 35 Minutes 25 Seconds 47.1 <input checked="" type="radio"/> North <input type="radio"/> South Longitude: Degrees 119 Minutes 4 Seconds 24 <input checked="" type="radio"/> West <input type="radio"/> East				
5.	Antenna Structure Registration Number: 1064955 <input type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA				
6.	Antenna Location Site Elevation Above Mean Sea Level:				134.1 meters
7.	Overall Tower Height Above Ground Level:				40.2 meters
8.	Height of Radiation Center Above Ground Level:				30 meters
9.	Maximum Effective Radiated Power (ERP):				1 kW
10.	Transmitter Output Power:				0.5 kW
11.	a. Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under CDBS Public Access ( <a href="http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm">http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm</a> ). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input checked="" type="radio"/> Nondirectional <input type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite  Manufacturer PSI Model PSIUCB4OM  b. Electrical Beam Tilt: 0 degrees <input type="checkbox"/> Not Applicable				

c. Directional Antenna Relative Field Values: ☒ N/A (Nondirectional or Directional "Off-the-shelf")

Rotation (Degrees): ☐ No Rotation

Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0		10		20		30		40		50	
60		70		80		90		100		110	
120		130		140		150		160		170	
180		190		200		210		220		230	
240		250		260		270		280		290	
300		310		320		330		340		350	
Additional Azimuths											

#### Relative Field Polar Plot

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

12. **Out-of-channel Emission Mask:** ☐ Simple ☒ Stringent

#### CERTIFICATION

13. **Interference :** The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030. ☒ Yes ☐ No  
See Explanation in [Exhibit 11]

14. **Environmental Protection Act.** The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an **Exhibit is required.** ☒ Yes ☐ No  
See Explanation in [Exhibit 12]  
  
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.

15. **Channels 52-59.** If the proposed channel is within channels 52-59, the applicant certifies compliance with the following requirements, as applicable:

☐ The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.

☐ Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.

16. **Channels 60-69.** If the proposed channel is within channels 60-69, the applicant certifies compliance with the following requirements, as applicable:

☐ Pursuant to Section 74.786(e), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.



☐ Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.

☐ Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator(s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.

**PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.**

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name JEFFREY FISHER		Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER	
Signature		Date 08/23/2009	
Mailing Address 907 MARYE ST.			
City FREDERICKSBURG		State or Country (if foreign address) VA	
		Zip Code 22401 -	
Telephone Number (include area code) 5404554475		E-Mail Address (if available) JFISHBON@AOL.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

### Exhibits

#### Exhibit 5

**Description:** OWNERSHIP STRUCTURE

OWNERSHIP STRUCTURE:

APPLICANT: CTB SPECTRUM SERVICES, LLC  
 AMERICAN RADIO TELEVISION, LLC - 80% VOTES, 80% EQUITY  
 CTB GROUP, INC. - 20% VOTING (V)20% EQUITY (E)  
 VERNON L. FOTHERINGHAM (US)- MANAGING BOARD MEMBER  
 W. THEODORE PIERSON, JR. (US) - BOARD MEMBER

AMERICAN RADIO TELEVISION, LLC - OWNS AND VOTES 80% OF APPLICANT  
 VERNON L. FOTHERINGHAM (US)-90%V 90%E MANAGING DIRECTOR, BOARD MEMBER  
 W. THEODORE PIERSON, JR. (US)-10%V 10%E, BOARD MEMBER

CTB GROUP, INC. - OWNS AND VOTES 20% OF APPLICANT  
 SHIGEAKI HAKUSUI (JAPAN)-TREASURER, DIRECTOR-41B WASHINGTON ST., BOXFORD MA 01921-1270  
 VERNON L. FOTHERINGHAM (US)-PRESIDENT, DIRECTOR  
 TROND JOHANNESSEN (NORWAY)-DIRECTOR-NEDERASSEN 112951 ET ABLASSERDAM, THE  
 NETHERLANDS  
 W. THEODORE PIERSON, JR. (US)- SECRETARY, DIRECTOR  
 LAURENCE S. ZIMMERMAN (US)-DIRECTOR-7700 S. FLAGLER DRIVE, WEST PALM BEACH, FL 33405  
 ROBERT BERAN (US)-DIRECTOR-619 KENTLAND DRIVE, GREAT FALLS, VA 22066  
 ANTHONY NAUGHTIN (US)-DIRECTOR-18226 85TH PLACE WEST, EDMONDS, WA 98026  
 CELLULAR TERRESTRIAL BROADCASTING, LLC (US)-84%V 84%E-212 S. ROYAL ST., ALEXANDRIA, VA  
 22314-1330  
 LANDOVER, LLC (US)-16%V 16%E-7700 S. FLAGLER DRIVE, WEST PALM BEACH. FL 33405

CELLULAR TERRESTRIAL BROADCASTING, LLC - OWNS AND VOTES 84% OF CTB GROUP, INC.  
 SHIGEAKI HAKUSUI (JAPAN)-51%V 48%E, MEMBER  
 VERNON L. FOTHERINGHAM (US)-49%V 46%E, MEMBER  
 TROND JOHANNESSEN (NORWAY)-0%V 6%E

LANDOVER, LLC (16% OWNER OF CTB GROUP, INC.)  
 LAURENCE S. ZIMMERMAN (US), 100%V 100%E, SOLE MEMBER AND MANAGER

AN ORGANIZATIONAL CHART IS ATTACHED, PRESENTING THE ABOVE INFORMATION IN GRAPHIC FORM.

#### ALIEN OWNERSHIP ANALYSIS:

THE APPLICANT ITSELF HAS ZERO ALIEN VOTES AND ZERO ALIEN EQUITY, AS BOTH OF ITS OWNERS ARE DOMESTIC ENTITIES (ONE LLC, ONE CORPORATION).

80% OWNER AMERICAN RADIO TELEVISION, LLC HAS ZERO ALIEN VOTES AND ZERO ALIEN EQUITY.

20% OWNER CTB GROUP, INC. CAN BE 100% ALIEN OWNED WITHOUT CAUSING THE APPLICANT TO BE IN VIOLATION OF SECTION 310(B) OF THE COMMUNICATIONS ACT.

CTB GROUP, INC. HAS TWO OWNERS:

LANDOVER, LLC, (16% OWNER) HAS ZERO ALIEN VOTES OR EQUITY.

CELLULAR TERRESTRIAL BROADCASTING, LLC. (84% OWNER) HAS:  
 SHIGEAKI HAKUSUI (JAPAN)-51% VOTES, 48% EQUITY  
 TROND JOHANNASSEN (NORWAY)-0% VOTES, 6% EQUITY

MR. HAKUSUI'S 51% VOTING INTEREST IS A MAJORITY AND SO IS TREATED AS 100%, AND CELLULAR TERRESTRIAL BROADCASTING LLC'S 84% INTEREST IN CTB GROUP, INC. LIKewise IS TREATED AS 100%. THUS CTB GROUP, INC. IS DEEMED TO HAVE 100% ALIEN VOTING POWER. CTB GROUP, INC. HAS A 20% VOTING INTEREST IN THE APPLICANT, WHICH IS WITHIN THE SECTION 310(B) LIMIT.

IN DETERMINING ALIEN EQUITY, A MULTIPLIER IS USED REGARDLESS OF THE SIZE OF THE INTEREST.

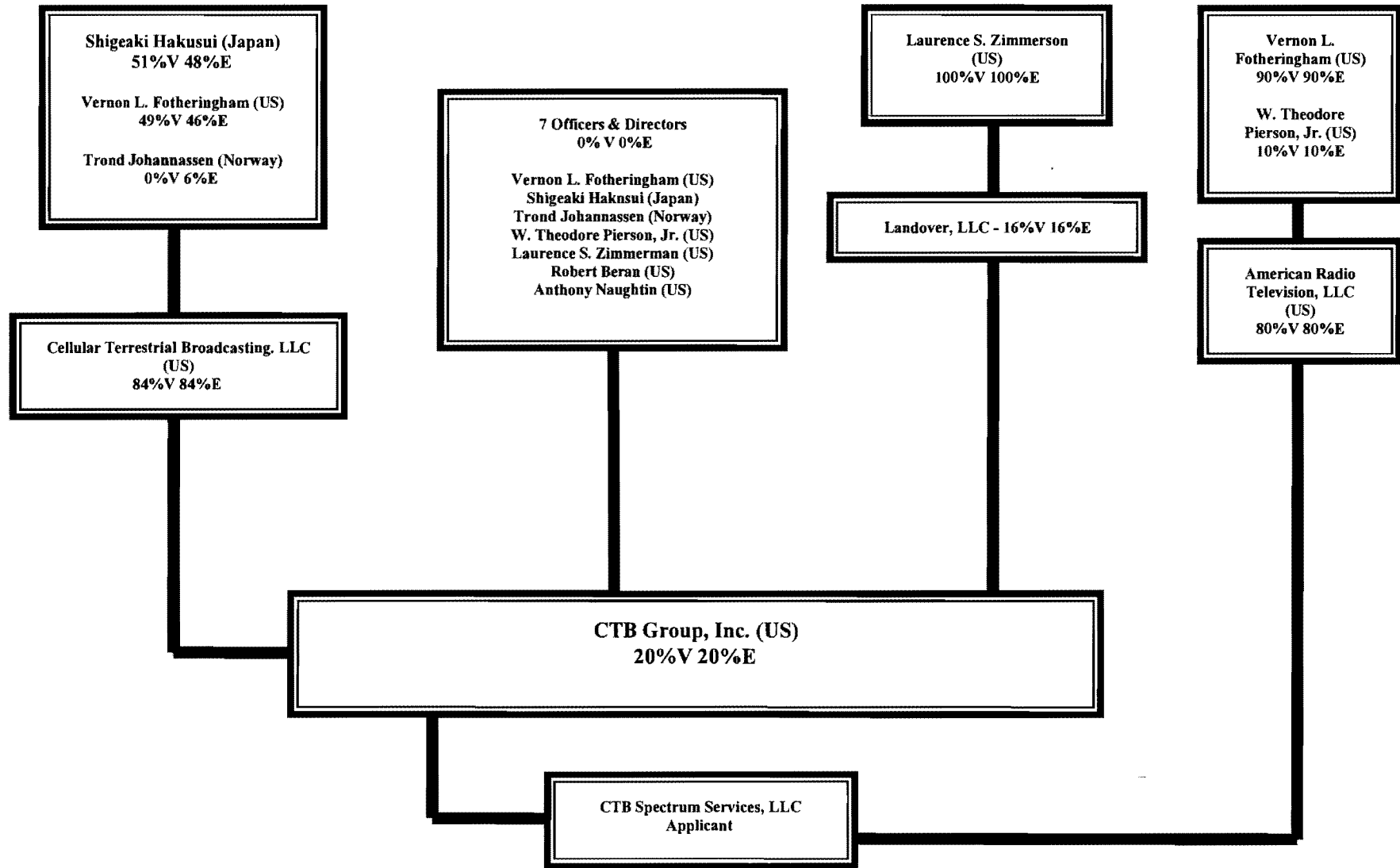
MR. HAKUSUI = 48% X 84% X 20%, YIELDING 8.1% OF THE APPLICANT.  
 MR. JOHANNASSEN = 6% X 84% X 20%, YIELDING 1.0% OF THE APPLICANT.  
 THUS TOTAL ALIEN EQUITY IN THE APPLICANT = 9.1%.

#### Attachment 5

Description
ORGANIZATIONAL CHART



***STRUCTURE OF  
CTB SPECTRUM SERVICES, LLC***





Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  <b>FOR FCC USE ONLY</b>
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT          OR MAKE CHANGES IN A LOW POWER TV, TV          TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	<b>FOR COMMISSION USE ONLY</b> FILE NO. BNPDTL - 20090825CAU

**Section I - General Information**

1. Legal Name of the Applicant CHOICE BROADCASTING COMPANY  Mailing Address 543A N MARINE CORPS DRIVE  <table border="1"> <tr> <td>City TAMUNING</td> <td>State or Country (if foreign address) GU</td> <td>ZIP Code 96913 -</td> </tr> <tr> <td>Telephone Number (include area code) 6716484262</td> <td colspan="2">E-Mail Address (if available) RKELLEY@GUAMTECH.COM</td> </tr> <tr> <td>FCC Registration Number: 0018279935</td> <td>Call Sign NEW</td> <td>Facility ID Number 182906</td> </tr> </table>	City TAMUNING	State or Country (if foreign address) GU	ZIP Code 96913 -	Telephone Number (include area code) 6716484262	E-Mail Address (if available) RKELLEY@GUAMTECH.COM		FCC Registration Number: 0018279935	Call Sign NEW	Facility ID Number 182906
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FCC Registration Number: 0018279935	Call Sign NEW	Facility ID Number 182906							
2. Contact Representative (if other than Applicant) ROBERT F. KELLEY, JR.  Mailing Address 453A N MARINE CORPS DRIVE  <table border="1"> <tr> <td>City TAMUNING</td> <td>State or Country (if foreign address) GU</td> <td>ZIP Code 96913 -</td> </tr> <tr> <td>Telephone Number (include area code) 6716484262</td> <td colspan="2">E-Mail Address (if available) RKELLEY@GUAMTECH.COM</td> </tr> </table>	City TAMUNING	State or Country (if foreign address) GU	ZIP Code 96913 -	Telephone Number (include area code) 6716484262	E-Mail Address (if available) RKELLEY@GUAMTECH.COM				
City TAMUNING	State or Country (if foreign address) GU	ZIP Code 96913 -							
Telephone Number (include area code) 6716484262	E-Mail Address (if available) RKELLEY@GUAMTECH.COM								
3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)									
4. Facility Information a. <input type="radio"/> Low Power TV Station <input type="radio"/> TV Translator <input type="radio"/> TV Booster <input checked="" type="radio"/> Digital Low Power TV <input type="radio"/> Digital TV Translator b. Community of License: City: GARAPAN State: MP									
5. <b>Application Purpose</b> <input checked="" type="radio"/> New station <input type="radio"/> Major Modification of construction permit <input type="radio"/> Major Change in licensed facility <input type="radio"/> Minor Modification of construction permit <input type="radio"/> Minor Change in licensed facility <input type="radio"/> Amendment to pending application <input type="radio"/> Digital Flash Cut <input type="radio"/> Digital Companion Channel <input type="radio"/> Displacement   [Exhibit 1] <input type="radio"/> Analog <input type="radio"/> Digital a. File number of original construction permit or pending application: -									

If an amendment, **submit as an Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.**

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No																				
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.																					
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px; vertical-align: top;"> <b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.         </td> <td style="width: 60%; padding: 5px;"> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;">b.</td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">c.</td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">d.</td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">e.</td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table> </td> </tr> </table>	<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;">b.</td> <td style="padding: 5px;">Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">c.</td> <td style="padding: 5px;">Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">d.</td> <td style="padding: 5px;">Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;">e.</td> <td style="padding: 5px;">Percentage of equity.</td> </tr> </table>	b.	Citizenship.	c.	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	d.	Percentage of votes.	e.	Percentage of equity.											
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	<div style="text-align: center;">[Enter Parties Information]</div> <div style="text-align: center; margin-top: 20px;"> <b>Parties to the Application</b> </div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p>a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>b. Citizenship.</p> <p>c. Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p>d. Percentage of votes.</p> <p>e. Percentage of equity.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 20%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>JESLYN T. YU, 543A NORTHER MARINE DRIVE, TAMUNING GUAM 96913</td> <td>US</td> <td>LLC MEMBER</td> <td>35</td> <td>35</td> </tr> </tbody> </table> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 15%;">(c) Positional</th> <th style="width: 15%;">(d) Percentage</th> <th style="width: 20%;">(e) Percentage</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>		(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	JESLYN T. YU, 543A NORTHER MARINE DRIVE, TAMUNING GUAM 96913	US	LLC MEMBER	35	35	(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage					
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	Interest	of Votes	of Equity
RICHARD C. YU, 543A NORTHER MARINE DRIVE, TAMUNING GUAM 96913	US	MANAGER, LLC MEMBER	35
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes
ROBERT F. KELLEY, JR., 125 TUN JESUS CRISSOSTOMO ST., SUITE 308, TAMUNING GUAM 96931	US	MANAGER, LLC MEMBER	30

3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:  a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b. any pending broadcast application in which character issues have been raised.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 3]
4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 4]
5. <b>Alien Ownership and Control.</b> Applicant 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.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 5]
6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.	<input checked="" type="radio"/> Yes <input type="radio"/> No
7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	<input checked="" type="radio"/> Yes <input type="radio"/> No
8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	<input type="radio"/> Yes <input type="radio"/> No
9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable. <b>An exhibit is required unless this question is inapplicable.</b>	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A  [Exhibit 6]
10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing  ROBERT F KELLEY, JR.	Typed or Printed Title of Person Signing MANAGER AND MEMBER OF LLC
Signature	Date 08/25/2009

<b>SECTION III - ENGINEERING DATA (Digital)</b>
---



**TECHNICAL SPECIFICATIONS**

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

**TECH BOX**

1.	Channel Number: 37																																																																																				
2.	Translator Input Channel No. :																																																																																				
3.	Primary station proposed to be rebroadcast: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;">Facility Identifier</td> <td style="width: 25%;">Call Sign</td> <td style="width: 25%;">City</td> <td style="width: 15%;">State</td> <td style="width: 10%;">Channel</td> </tr> </table>	Facility Identifier	Call Sign	City	State	Channel																																																																															
Facility Identifier	Call Sign	City	State	Channel																																																																																	
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 15 Minutes 11 Seconds 14 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 145 Minutes 44 Seconds 6 <input type="radio"/> West <input checked="" type="radio"/> East																																																																																				
5.	Antenna Structure Registration Number: <input checked="" type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA																																																																																				
6.	Antenna Location Site Elevation Above Mean Sea Level: 420 meters																																																																																				
7.	Overall Tower Height Above Ground Level: 55 meters																																																																																				
8.	Height of Radiation Center Above Ground Level: 35 meters																																																																																				
9.	Maximum Effective Radiated Power (ERP): 2 kW																																																																																				
10.	Transmitter Output Power: 0.25 kW																																																																																				
11.	<p><b>a. Transmitting Antenna:</b>          Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under CDBS Public Access (<a href="http://licensing.fcc.gov/prod/cdbspubacc/prod/cdbsp_a.htm">http://licensing.fcc.gov/prod/cdbspubacc/prod/cdbsp_a.htm</a>). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search.  <input type="radio"/> Nondirectional <input checked="" type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite           Manufacturer SCA Model SL-8       </p> <p><b>b. Electrical Beam Tilt:</b> degrees <input checked="" type="checkbox"/> Not Applicable</p> <p><b>c. Directional Antenna Relative Field Values:</b> <input checked="" type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")</p> <p>Rotation (Degrees): 0 <input checked="" type="checkbox"/> No Rotation</p> <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th></tr> </thead> <tbody> <tr><td>0</td><td></td><td>10</td><td></td><td>20</td><td></td><td>30</td><td></td><td>40</td><td></td><td>50</td><td></td></tr> <tr><td>60</td><td></td><td>70</td><td></td><td>80</td><td></td><td>90</td><td></td><td>100</td><td></td><td>110</td><td></td></tr> <tr><td>120</td><td></td><td>130</td><td></td><td>140</td><td></td><td>150</td><td></td><td>160</td><td></td><td>170</td><td></td></tr> <tr><td>180</td><td></td><td>190</td><td></td><td>200</td><td></td><td>210</td><td></td><td>220</td><td></td><td>230</td><td></td></tr> <tr><td>240</td><td></td><td>250</td><td></td><td>260</td><td></td><td>270</td><td></td><td>280</td><td></td><td>290</td><td></td></tr> <tr><td>300</td><td></td><td>310</td><td></td><td>320</td><td></td><td>330</td><td></td><td>340</td><td></td><td>350</td><td></td></tr> </tbody> </table> <p>Additional Azimuths</p>	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	0		10		20		30		40		50		60		70		80		90		100		110		120		130		140		150		160		170		180		190		200		210		220		230		240		250		260		270		280		290		300		310		320		330		340		350	
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Relative Field Polar Plot

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

12.	<b>Out-of-channel Emission Mask:</b> <input checked="" type="radio"/> Simple <input checked="" type="radio"/> Stringent
<b>CERTIFICATION</b>	
13.	<p><b>Interference :</b> The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030.</p> <p style="text-align: right;"><input checked="" type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="text-align: right;">See Explanation in [Exhibit 11]</p>
14.	<p><b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an <b>Exhibit is required.</b></p> <p style="text-align: right;"><input checked="" type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="text-align: right;">See Explanation in [Exhibit 12]</p> <p>By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.</p>
15.	<p><b>Channels 52-59.</b> If the proposed channel is within channels 52-59, the applicant certifies compliance with the following requirements, as applicable:</p> <p><input type="checkbox"/> The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.</p>
16.	<p><b>Channels 60-69.</b> If the proposed channel is within channels 60-69, the applicant certifies compliance with the following requirements, as applicable:</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant has notified, within 30 days of filing this application , all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.</p> <p><input type="checkbox"/> Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator (s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.</p>
<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>	

**SECTION III PREPARER'S CERTIFICATION**

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name ROBERT F. KELLEY, JR.		Relationship to Applicant (e.g., Consulting Engineer) MANAGER AND MEMBER OF LLC	
Signature		Date 08/25/2009	
Mailing Address 125 TUN JESUS CRISOSTOMO ST			
City TAMUNING	State or Country (if foreign address) GU		Zip Code 96913 -
Telephone Number (include area code) 6716484262		E-Mail Address (if available) ROBERT.KELLEY@CHOICEPHONELL.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

**Exhibits****Exhibit 10**

**Description:** ANTENNA STRUCTURE REGISTRATION NUMBER

ANTENNA WILL BE MOUNTER ON EXISTING 180 FOOT TOWER THAT DOES NOT REQUIRE REGISTRATION

**Attachment 10****Exhibit 11**

**Description:** INTERFERENCE

NO DIGITAL OR ANALOG TELEVISION FACILITIES ARE LICENSED OR ISSUED CONSTRUCTION PERMITS ON CO CHANNEL OR ADJACENT CHANNELS WITHIN 75 MILES OF PROPOSED LOCATION.

**Attachment 11**

Description
51 dBu Contour Map

**Exhibit 12**

**Description:** ENVIRONMENTAL

THIS PROPOSAL DOES NOT INVOLVE A SITE LOCATION SPECIFIED UNDER SECTION 1.1307(A) THROUGH (A)(8) OF THE FCC RULES.

THE APPLICANT IS PROPOSING TO INSTALL UP TO FIVE LPTVS AT THIS LOCATION WHICH COMBINED WILL PRODUCE AN ERP THAT IS 10 KILOWATTS. ASSUMING: (A) A MAXIMUM ERP OF 20 KILOWATTS (TWICE 10 KW, ASSUMING POSSIBLE USE OF CIRCULAR POLARIZATION); (B) A RELATIVE FIELD OF LESS THAN 0.28 IN THE CRITICAL DOWNWARD ANGLES; AND (C) A DISTANCE OF AT LEAST 233 METERS FROM THE LOWEST ANTENNA ELEMENT TO 2 METERS ABOVE GROUND LEVEL, THE MAXIMUM POWER DENSITY IS CALCULATED AS FOLLOWS:

$$S = 20.0 (F)(F)(ERP) / [(R)(R)]$$

WHERE, S EQUALS POWER DENSITY IN UW/CM2

F EQUALS THE RELATIVE FIELD FACTOR

ERP EQUALS THE EFFECTIVE RADIATE POWER IN WATTS

R EQUALS THE DISTANCE IN METERS

$$= 20.0 (0.28)(0.28)(20,000) / [(33)(33)]$$

$$= 28.8 \text{ UW/CM2 (COMBINED WORST-CASE FOR ALL APPLICANTS LPTVS)}$$

28.8 UW/CM2 REPRESENTS LESS THAN THE UNCONTROLLED POWER DENSITY LIMIT ( 300 UW/CM2 FOR UHF).

THE ELECTROMAGNETIC RADIATION FROM THIS PROPOSED OPERATION WILL NOT PRODUCE A VALUE IN EXCESS OF THE RADIATION STANDARD. BECAUSE OF OTHER RF FACILITIES ON OR NEAR THE STRUCTURE MEASUREMENTS WILL BE TAKEN. THE APPLICANT WILL COOPERATE WITH THE OTHER OPERATORS IN ESTABLISHING A PLAN FOR WORK DONE ON THE STRUCTURE IN CLOSE PROXIMITY TO THE EXISTING ANTENNA.

THE TOWER BASE WILL IS FENCED TO PREVENT UNAUTHORIZED ACCESS WITH PLACARDS WARNING OF RADIATION HAZARD.

THE APPLICANT WILL REDUCE, OR CEASE, TRANSMISSION AS REQUIRED TO MEET FCC OET-65 GUIDELINES FOR WORKER EXPOSURE.

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#### Attachment 12

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Federal Communications Commission Washington, D.C. 20554  <b>FCC 346</b>	Approved by OMB 3060-0016 (February 2005)  FOR FCC USE ONLY
<b>APPLICATION FOR AUTHORITY TO CONSTRUCT OR MAKE CHANGES IN A LOW POWER TV, TV TRANSLATOR OR TV BOOSTER STATION</b>  Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. BNPDTL - 20100414AAT

**Section I - General Information**

1.	Legal Name of the Applicant CATHOLIC TELEVISION APOSTOLATE												
	Mailing Address PO BOX 441335												
	<table border="1"> <tr> <td data-bbox="152 653 812 722">City AURORA</td> <td data-bbox="812 653 1214 722">State or Country (if foreign address) CO</td> <td data-bbox="1214 653 1451 722">ZIP Code 80044 -</td> </tr> </table>	City AURORA	State or Country (if foreign address) CO	ZIP Code 80044 -									
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	<table border="1"> <tr> <td data-bbox="152 722 812 791">Telephone Number (include area code) 3037557227</td> <td data-bbox="812 722 1451 791">E-Mail Address (if available) CTVA@KDEO-LD.COM</td> </tr> </table>	Telephone Number (include area code) 3037557227	E-Mail Address (if available) CTVA@KDEO-LD.COM										
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	<table border="1"> <tr> <td data-bbox="152 791 483 861">FCC Registration Number: 0019746437</td> <td data-bbox="483 791 812 861">Call Sign NEW</td> <td data-bbox="812 791 1451 861">Facility ID Number 185631</td> </tr> </table>	FCC Registration Number: 0019746437	Call Sign NEW	Facility ID Number 185631									
FCC Registration Number: 0019746437	Call Sign NEW	Facility ID Number 185631											
	<table border="1"> <tr> <td data-bbox="152 861 812 930">2. Contact Representative (if other than Applicant) CATHOLIC TELEVISION APOSTOLATE</td> <td data-bbox="812 861 1451 930">Firm or Company Name</td> </tr> </table>	2. Contact Representative (if other than Applicant) CATHOLIC TELEVISION APOSTOLATE	Firm or Company Name										
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	<table border="1"> <tr> <td data-bbox="152 1041 812 1110">City AURORA</td> <td data-bbox="812 1041 1214 1110">State or Country (if foreign address) CO</td> <td data-bbox="1214 1041 1451 1110">ZIP Code 80044 -</td> </tr> </table>	City AURORA	State or Country (if foreign address) CO	ZIP Code 80044 -									
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Telephone Number (include area code) 3037557227	E-Mail Address (if available) CTVA@KDEO-LD.COM												
	3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input checked="" type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input type="radio"/> N/A (Fee Required)												
	4. Facility Information a. <input type="radio"/> Low Power TV Station <input type="radio"/> TV Translator <input type="radio"/> TV Booster <input checked="" type="radio"/> Digital Low Power TV <input type="radio"/> Digital TV Translator b. Community of License: City: SIOUX FALLS State: SD												
	5. Application Purpose <table border="0"> <tr> <td><input checked="" type="radio"/> New station</td> <td><input type="radio"/> Major Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Major Change in licensed facility</td> <td><input type="radio"/> Minor Modification of construction permit</td> </tr> <tr> <td><input type="radio"/> Minor Change in licensed facility</td> <td><input type="radio"/> Amendment to pending application</td> </tr> <tr> <td><input type="radio"/> Digital Flash Cut</td> <td><input type="radio"/> Digital Companion Channel</td> </tr> <tr> <td><input type="radio"/> Displacement   [Exhibit 1]</td> <td></td> </tr> <tr> <td>                                  <input type="radio"/> Analog   <input type="radio"/> Digital</td> <td></td> </tr> </table> a. File number of original construction permit or pending application:	<input checked="" type="radio"/> New station	<input type="radio"/> Major Modification of construction permit	<input type="radio"/> Major Change in licensed facility	<input type="radio"/> Minor Modification of construction permit	<input type="radio"/> Minor Change in licensed facility	<input type="radio"/> Amendment to pending application	<input type="radio"/> Digital Flash Cut	<input type="radio"/> Digital Companion Channel	<input type="radio"/> Displacement   [Exhibit 1]		<input type="radio"/> Analog <input type="radio"/> Digital	
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<input type="radio"/> Displacement   [Exhibit 1]													
<input type="radio"/> Analog <input type="radio"/> Digital													

If an amendment, **submit as an Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

[Exhibit 2]

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

## Section II - Legal

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No										
2.	<b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.											
	<b>a.</b> Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter remaining stockholders and partners.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%; text-align: center; vertical-align: top;"><b>b.</b></td> <td>Citizenship.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>c.</b></td> <td>Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>d.</b></td> <td>Percentage of votes.</td> </tr> <tr> <td style="text-align: center; vertical-align: top;"><b>e.</b></td> <td>Percentage of equity.</td> </tr> </table>	<b>b.</b>	Citizenship.	<b>c.</b>	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.	<b>d.</b>	Percentage of votes.	<b>e.</b>	Percentage of equity.		
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<b>c.</b>	Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.											
<b>d.</b>	Percentage of votes.											
<b>e.</b>	Percentage of equity.											
<div style="text-align: center;">[Enter Parties Information]</div>  <div style="text-align: center;"><b>Parties to the Application</b></div> <p><b>Parties to the Application.</b> List the applicant and all parties to the application. If other than natural persons, list officers, directors, stockholders with interests of 1% or more, general and limited partners and/or members.</p> <p>a. Name and address of the applicant and, if applicable, its officers, directors, stockholders with interests of 1% or greater, or partners (if other than individual also show name, address, and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</p> <p>b. Citizenship.</p> <p>c. Positional Interest: Officer, director, general partner, limited partner, LLC member, etc.</p> <p>d. Percentage of votes.</p> <p>e. Percentage of equity.</p>												
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 40%;">(a) Name and Address</th> <th style="width: 10%;">(b) Citizenship</th> <th style="width: 20%;">(c) Positional Interest</th> <th style="width: 15%;">(d) Percentage of Votes</th> <th style="width: 15%;">(e) Percentage of Equity</th> </tr> </thead> <tbody> <tr> <td>CHRIS VANDESANDE</td> <td>US</td> <td>SECRETARY/TREASURER</td> <td>33</td> <td>0</td> </tr> </tbody> </table>			(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity	CHRIS VANDESANDE	US	SECRETARY/TREASURER	33	0
(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity								
CHRIS VANDESANDE	US	SECRETARY/TREASURER	33	0								
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(a) Name and Address	(b) Citizenship	(c) Positional	(d) Percentage	(e) Percentage								

		Interest	of Votes	of Equity
J.B. VANDESANDE	US	PRESIDENT	34	0

(a) Name and Address	(b) Citizenship	(c) Positional Interest	(d) Percentage of Votes	(e) Percentage of Equity
PETER VANDESANDE	US	VICE PRESIDENT	33	0

3. <b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has or has had any interest in or connection with:  a.any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b.any pending broadcast application in which character issues have been raised.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 3]
4. <b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 4]
5. <b>Alien Ownership and Control.</b> Applicant 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.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 5]
6. <b>Program Service Certification.</b> (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service.	<input checked="" type="radio"/> Yes <input type="radio"/> No
7. <b>Local Public Notice.</b> (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	<input checked="" type="radio"/> Yes <input type="radio"/> No
8. <b>Rebroadcast Certification.</b> (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	<input type="radio"/> Yes <input checked="" type="radio"/> No
9. <b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable. <b>An exhibit is required unless this question is inapplicable.</b>	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A [Exhibit 6]
10. <b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing	Typed or Printed Title of Person Signing
J. B. VANDE SANDE	PRESIDENT
Signature	Date
	04/14/2010

### SECTION III - ENGINEERING DATA (Digital)

#### TECHNICAL SPECIFICATIONS



Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

**TECH BOX**

1.	Channel Number: 37										
2.	Translator Input Channel No. :										
3.	Primary station proposed to be rebroadcast: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;">Facility Identifier</td> <td style="width: 25%;">Call Sign</td> <td style="width: 25%;">City</td> <td style="width: 25%;">State</td> <td style="width: 20%;">Channel</td> </tr> </table>	Facility Identifier	Call Sign	City	State	Channel					
Facility Identifier	Call Sign	City	State	Channel							
4.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 43 Minutes 33 Seconds 11 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 96 Minutes 44 Seconds 6 <input checked="" type="radio"/> West <input type="radio"/> East										
5.	Antenna Structure Registration Number: <input checked="" type="checkbox"/> Not Applicable [Exhibit 10] <input type="checkbox"/> Notification filed with FAA										
6.	Antenna Location Site Elevation Above Mean Sea Level: 463 meters										
7.	Overall Tower Height Above Ground Level: 31 meters										
8.	Height of Radiation Center Above Ground Level: 29 meters										
9.	Maximum Effective Radiated Power (ERP): 1 kW										
10.	Transmitter Output Power: 0.1 kW										
11.	a. Transmitting Antenna: Before selecting Directional "Off-the-Shelf", refer to "Search for Antenna Information" under <a href="http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm">CDBS Public Access</a> ( <a href="http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm">http://licensing.fcc.gov/prod/cdb/publicacc/prod/cdb_pa.htm</a> ). Make sure that the Standard Pattern is marked Yes and that the relative field values shown match your values. Enter the Manufacturer (Make) and Model exactly as displayed in the Antenna Search. <input checked="" type="radio"/> Nondirectional <input type="radio"/> Directional "Off-the-shelf" <input type="radio"/> Directional composite  Manufacturer SCA Model SL-8  b. Electrical Beam Tilt: 1.75 degrees <input type="checkbox"/> Not Applicable										
c. Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> N/A (Nondirectional or Directional "Off-the-shelf")  Rotation (Degrees): <input type="checkbox"/> No Rotation											
Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0		10		20		30		40		50	
60		70		80		90		100		110	
120		130		140		150		160		170	
180		190		200		210		220		230	
240		250		260		270		280		290	
300		310		320		330		340		350	
Additional Azimuths											

**Relative Field Polar Plot**

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

12.	Out-of-channel Emission Mask: <input type="radio"/> Simple <input checked="" type="radio"/> Stringent
-----	---

**CERTIFICATION**

13. **Interference** : The proposed facility complies with all of the following applicable rule sections. 47.C.F.R Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h), 74.794(b) and 73.1030. ☒ Yes ☐ No  
See Explanation in [Exhibit 11]
14. **Environmental Protection Act.** The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance, an **Exhibit is required.** ☒ Yes ☐ No  
See Explanation in [Exhibit 12]  
  
By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.
15. **Channels 52-59.** If the proposed channel is within channels 52-59, the applicant certifies compliance with the following requirements, as applicable:  
  
☐ The applicant is applying for a digital companion channel for which no suitable channel from channel 2-51 is available.  
  
☐ Pursuant to Section 74.786(d), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.
16. **Channels 60-69.** If the proposed channel is within channels 60-69, the applicant certifies compliance with the following requirements, as applicable:  
  
☐ Pursuant to Section 74.786(e), the applicant has notified, within 30 days of filing this application, all commercial wireless licenses of the spectrum comprising the proposed TV channel and the first adjacent channels thereto, for which the proposed digital LPTV or TV translator antenna site lies inside the licensed geographic boundaries of the wireless licensees or within 75 miles and 50 miles, respectively, of the geographic boundaries of co-channel and adjacent-channel wireless licensees.  
  
☐ Pursuant to Section 74.786(e), the applicant proposing operation on channel 63, 64, 68 and 69 ("public safety channels") has secured a coordinated spectrum use agreements(s) with 700 MHz public safety regional planning committee(s) and state administrator(s) of the region(s) and state(s) within which the antenna site of the digital LPTV or TV translator station is proposed to locate, and those adjoining regions and states with boundaries within 75 miles of the proposed station location.  
  
☐ Pursuant to Section 74.786(e), the applicant for a channel adjacent to channel 63, 64, 68 or 69 has notified, within 30 days of filing this application, the 700 MHz public safety regional planning committee(s) and state administrator(s) of the region and state containing the proposed digital LPTV or TV translator antenna site and regions and states whose geographic boundaries lie within 50 miles of the proposed LPTV or TV translator antenna site.

**PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.****SECTION III PREPARER'S CERTIFICATION**

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name B. W. ST. CLAIR		Relationship to Applicant (e.g., Consulting Engineer) ENGINEERING CONSULTANT	
Signature		Date 04/14/2010	
Mailing Address 2355 RANCH DRIVE			
City WESTMINTER		State or Country (if foreign address) CO	Zip Code 80234 -
Telephone Number (include area code) 3034655742		E-Mail Address (if available) STCL@COMCAST.NET	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

## Exhibits

### Exhibit 10

**Description:** TOWER REGISTRATION

ANTENNA IS MOUNTED ON A POLE ATTACHED TO ACHURCH BUILDING AND IS LESS THAN 6 METERS ABOVE ANY ROOF AREA OF THE BUILDING. BY TOWAIR, THIS TYPE OF INSTALLATION IS NOT REQUIRED TO BE REGISTERED.

### Attachment 10





Federal Communications Commission  
Washington, D.C. 20554

*Ref Rm*

DEC 13 2002

IN REPLY REFER TO: 1800E2

Mountain Communications, Inc.  
1106 Hwy 62 NE Suite 13  
Mountain Home, AR 72653

In re: LTPV or TV Translator Application of:  
Mountain Communications, Inc.  
Channel 37, Mountain Home, AR  
BNPTTL-20000830BDN RFS  
Facility ID 129648

Dear Applicant:

This refers to your above-captioned application for a construction permit in the Low Power Television or Television Translator Service.

Section 73.3566 of the Commission's Rules provides that defective applications will not be accepted for filing. A review of your application reveals that your application is in violation of Section 74.603(c). Channel 37 is reserved for exclusive use in the Radio Astronomy Service and is not available for use by television broadcast stations.

Your application therefore, is defective, and cannot be accepted for filing. Accordingly, it is **HEREBY DISMISSED**.

This action is taken pursuant to Section 0.283 of the Commission's Rules.

Sincerely,

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau

**IRWIN, CAMPBELL & TANNENWALD, P.C.**

ATTORNEYS AT LAW  
1730 RHODE ISLAND AVENUE, N.W.  
SUITE 200  
WASHINGTON, D.C. 20036-3101  
(202) 728-0400  
FAX (202) 728-0354  
<http://www.ictpc.com>

CONFIDENTIAL

**RECEIVED**

**DEC 4 2000**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

JASON S. ROBERTS  
(202) 728-0401 Ext. 128  
[jroberts@ictpc.com](mailto:jroberts@ictpc.com)

December 4, 2000

**VIA HAND DELIVERY**

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TW-A325  
Washington, DC 20554

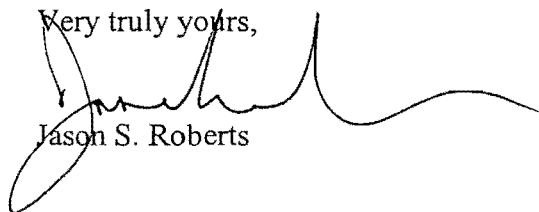
**Re: Supplement to Low Power Television Filing  
Auction No. 81 - Account Number 0810950496  
Channel 37, Mountain Home, Arkansas (Fac. Id No. 129648)  
FCC File No. BNPTTL-20000830BDN**

Dear Ms. Salas:

On August 30, 2000, in connection with Auction No. 81, Mountain Home Communications, Inc. ("Mountain Home") submitted an application on FCC Form 175 (including the required technical information on FCC Form 346) for a new low power television station to operate on Channel 37, Mountain Home, Arkansas. See FCC File No. BNPTTL-20000830BDN. The electronic Form 175 inadvertently lists the telephone number for Mountain Home as (870) 424-5000. The correct telephone number is (870) 424-2500. Please update the Commission's electronic records accordingly.

If there are any questions about this application, please contact the undersigned.

Very truly yours,

  
Jason S. Roberts

Enclosure

cc: Mr. Hossein Hashemzadeh, Room 2-C866  
Jack L. Baker

**IRWIN, CAMPBELL & TANNENWALD, P.C.**

ATTORNEYS AT LAW  
1730 RHODE ISLAND AVENUE, N.W.  
SUITE 200  
WASHINGTON, D.C. 20036-3101  
(202) 728-0400  
FAX (202) 728-0354  
<http://www.ictpc.com>

ORIGINAL

RECEIVED

AUG 30 2000

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

JASON S. ROBERTS  
(202) 728-0401 Ext. 128  
[jroberts@ictpc.com](mailto:jroberts@ictpc.com)

August 30, 2000

**VIA HAND DELIVERY**

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TW-A325  
Washington, DC 20554

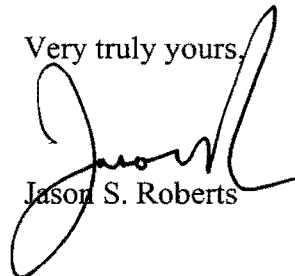
**Re: Low Power Television Filing  
Auction No. 81 - Account Number 0810950496  
Channel 37, Mountain Home, Arkansas**

Dear Ms. Salas:

Submitted herewith in triplicate are a hard copy of Form 175 and the required technical information on Form 346 in support of an application by Mountain Communications, Inc. for a new low power television station to operate on Channel 37, Mountain Home, Arkansas.

This filing is submitted in connection with Auction No. 81. No filing fee is required. If there are any questions about this application, please contact the undersigned.

Very truly yours,



Jason S. Roberts

Enclosure

cc: Mr. Hossein Hashemzadeh, Room 2-C866  
Jack L. Baker

ORIGINAL

RECEIVED

Federal Communications Commission  
Washington, D.C. 20554

Application to Participate in an FCC Auction  
(Read Instructions on Back Before Completing)

Special Use				
FCC Use Only				
FCC Account No.				

PREVIEW  
Approval  
3060-0600  
AUG 30 2000  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY  
Burden  
Per Response: 1.5 hours

<b>Applicant</b>  Mountain Communications, Inc.
<b>Mail Address (No P.O. Boxes)</b>  1106 Hwy 62 NE Suite 13

<b>Applicant Classification</b>		
<input type="checkbox"/> Individual	<input type="checkbox"/> Joint Venture	<input type="checkbox"/> Partnership
<input type="checkbox"/> Trust	<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> Consortium
<input type="checkbox"/> Association	<input type="checkbox"/> LLC	<input type="checkbox"/> Govt. Entity

<b>City</b>  Mountain Home	<b>State</b>  AR	<b>ZIP Code</b>  72653
<b>Auction Number</b>  81	<b>Taxpayer Identification No.</b>  Non-Published	

<b>Applicant Status</b>	<b>Bidding Credit Eligibility</b>
<input type="checkbox"/> Rural Telephone Company	<input type="checkbox"/> Small Business
<input type="checkbox"/> Minority Owned Business	<input type="checkbox"/> Very Small Business
<input type="checkbox"/> Woman Owned Business	<input checked="" type="checkbox"/> New Entrant
<input type="checkbox"/> Noncommercial Educational	<input checked="" type="checkbox"/> 35.0% Bidding Credit Eligibility
<input checked="" type="checkbox"/> None of the Above	

MX Group and Frequency Blocks/Channels for which you want to bid.

SELECTED ALL 0 CONSTRUCTION PERMITS

Person(s) authorized to make or withdraw a bid

(a) Jack L Baker

(b) Deborah J Baker

(c)

Contact Person

Jack L Baker

Contact Mail Address

1106 Hwy 62 NE  
Suite 13  
Mountain Home, AR 72653

Contact E-Mail Address

jacklb@mtncm.com

Contact Telephone No.

(870) 424-2500

Contact FAX No.

(870) 425-7550



**Certification: I certify the following:**

- (1) that the applicant is legally, technically, financially and otherwise qualified pursuant to 308(b) of the Communications Act and the Commission's Rules and is in compliance with the foreign ownership provisions contained in Section 310 of the Communications Act.
- (2) that the applicant is the real party in interest in this application and that there are no agreements or understandings other than those specified in this application (see Instructions for certification), which provide that someone other than the applicant shall have an interest in the license.
- (3) that the applicant is aware that, if upon Commission inspection, this application is shown to be defective, the application may be dismissed without further consideration, and certain fees forfeited. Other penalties may also apply.
- (4) except as explicitly provided in the Commission's Rules, that the applicant has not entered into and will not enter into any explicit or implicit agreements or understandings of any kind with parties not identified in this application regarding the amount to be bid, bidding strategies or the particular license on which the applicant or other parties will or will not bid.
- (5) that the applicant, or any party to this application, is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (6) that, if a bidding credit eligibility is claimed in block 10, the applicant is eligible for any special provisions set forth in the Commission's Rules applicable to this auction and consents to audits, as set forth in the Commission's Rules, to verify such status.
- (7) that the applicant is and will, during the pendency of its application(s), remain in compliance with any service specific qualifications applicable to the licenses on which the applicant intends to bid including, but not limited to, financial qualifications.
- (8) that the applicant is not in default on any payment for Commission licenses and that it is not delinquent on any non-tax debt owed to any federal agency.

I declare, under penalties of perjury, that I am an authorized representative of the above-named applicant for the license(s) and/or construction permit(s) specified above, that I have read the instructions and the foregoing certification and all matters and things stated in this application, its schedules and attachments, including exhibits, are true and correct.

**Name of Person Certifying**

Jack L Baker

**Title of Person Certifying**

President

**Signature of Person Certifying**

Jack L Baker

**Date**

8/4/00

Willful false statements made on this form are punishable by fine and/or imprisonment (U.S. Code, Title 18, Section 1001), and/or revocation of any station license or construction permit (U.S. Code, Title 47, Section 312(a)(1)) and/or forfeiture (U.S. Code, Title 47, Section 503).

FCC 175 May 1999

Instructions

**Applicant Name:** Enter the legal name of the person or entity applying to participate in an auction. If other than an individual, insert the exact name of the entity as it appears on the legal document(s) establishing the entity such as the Articles of Incorporation. [NOTE: Applicants who have entered into an arrangement(s) of any kind relating to the license(s) and/or construction permit(s) specified in this application must provide additional information. See Exhibit instructions below.]

**Applicant Mailing Address:** Enter the street address (no Post Office Boxes) to which the entity wants future correspondence relating to this application to be mailed. Indicate street numbers or rural route numbers as appropriate.

**City:** Enter the city name for the applicant mailing address.

**State:** Enter the two-letter state abbreviation.

**Zip Code:** Enter the Zip Code for the applicant address.

**Auction Number:** Enter the appropriate auction number supplied by the Commission in the Public Notice announcing the auction.

**Taxpayer Identification Number:** Enter your nine-digit Taxpayer Identification Number (TIN). The Taxpayer Identification Number is your Employer Identification Number (EIN) or your Social Security Number (SSN), as reported to the Internal Revenue Service (IRS).

**Applicant Classification:** Place an [X] in the appropriate box preceding the type of legal entity applying. Limited Liability Companies should check the "LLC" box. Unincorporated Associations should check the "Association" box. Governmental Entities should check the "Gov't Entity" box. All partnerships should check the "Partnership" box and indicate in an exhibit whether they are a general or limited partnership.

**Applicant Status:** If applicable, place an [X] in the appropriate box or boxes preceding the type of entity. If none of these classifications are applicable, then leave this question blank. The definition of "noncommercial educational" entity applies to broadcast applicants only and is contained in 47 U.S.C. 397(6) and 47 C.F.R. Sec. 73.503(a) (for radio) and 47 C.F.R. Sec. 73.621(a) (for television). The definition of "rural telephone company" is contained in 47 C.F.R. Sec. 1.2110(b)(3). The definitions of "minority owned business" and "woman owned business" are contained in 47 C.F.R. Sec. 1.2110(b)(2). Applicant status information concerning rural telephone companies, minority-owned businesses and woman-owned businesses is collected for statistical purposes only.

**Bidding Credit Eligibility:** If bidding in a wireless auction, place an [X] in the box preceding the Small Business or Very Small Business designated entity type, if appropriate. This information will be used for determining the applicant's eligibility for special provisions available for wireless designated entities. For definitions of the types of designated entities, see the Commission's Rules at 47 C.F.R. Part 1, Subpart Q and the specific Commission Rules governing the wireless service for which you are applying. If bidding in a broadcast auction, place an [X] in the box preceding the New Entrant designated entity type, if appropriate. This information will be used for determining the applicant's eligibility for the New Entrant bidding credit available for designated entities. See 47 C.F.R. Sec. 73.5007 & Sec. 73.5008. All designated entities must specify which percent bidding credit applies. Applicants ineligible for a bidding credit should leave the question blank. In addition, applicants claiming eligibility for the Small Business or Very Small Business bidding credit, must set forth, in an exhibit, the applicant's gross revenues, and its affiliates' gross revenues, in accordance with the Commission's Rules governing the auctionable service. Applicants claiming eligibility for the New Entrant bidding credit must list, in an exhibit, the applicant's other media of mass communications in accordance with 47 C.F.R. Sec. 73.5007 & Sec. 73.5008.

**Facilities for which you want to bid.** If bidding for wireless licenses, use Schedule A. If bidding for broadcast construction permits, use Schedule B. In addition, see specific instructions for Schedules A and B.

**Exhibits.** If exhibits are attached to the application, check the box provided and indicate the number of exhibits. List in an exhibit the name, citizenship and address of all partners, if the applicant is a partnership; of a responsible officer or director, if the applicant is a

none of the foregoing, list the name, address, and citizenship of a principle or other responsible person. See 47 C.F.R. Sec. 1.2105(a). In addition, list in an exhibit the specific ownership information as set forth in 47 C.F.R. Sec. 1.2112. Also list in an exhibit all parties with whom the applicant has entered into an agreement(s), of any kind, relating to the facilities being auctioned including, where applicable, such agreement(s) relating to the post-auction market structure. See 47 C.F.R. Sec. 1.2105(a). For broadcast applicants, the anti-collusion provisions of 47 C.F.R. Part 1 are modified pursuant to 47 C.F.R. Sec. 73.5002(d).

**Certification:** Enter the name(s) of the person(s) you wish to designate as an authorized representative(s). Only authorized representatives will be allowed to make or withdraw bids at an auction. You may list a maximum of three (3) authorized representatives. Enter the name of the individual authorized to sign the application, his/her title, date of submission, the name of a person familiar with the application (contact person) and the address, phone number, fax number (including area code), and e-mail address of the contact person. Electronic submission of the application constitutes certification that the information contained therein is true and correct.

**NOTE:** The Commission's Public Notice announcing the auction of the facilities for which you are interested in bidding and related documents contain information essential to completing this form correctly. You should also consult the specific rules governing the service in which you are applying. Forms which are completed incorrectly may be dismissed without an opportunity for resubmission.

**Wireless Facilities:** Enter the code for the market(s) on which you want to bid in the column under Market No. The codes will be provided by the Commission in a Public Notice. Use a separate line for each different market. If you want to be eligible to bid on licenses in all markets, you should place an [X] in the box marked "ALL". After each market, list the letter(s) or number(s) for the frequency block(s) or channel(s) on which you intend to bid. These codes will be provided by the Commission in a Public Notice. For example, if you want to bid on two frequency blocks in market (a) and one block in market (b), to be eligible you would enter the codes for the two desired frequency block(s) in market (a) in columns 1 and 2 on line (a) and leave the remaining columns on that line blank. On line (b) you would enter in column 1 the code for the frequency block you want in market (b) and leave the remaining columns on the line blank. If you want to be eligible to bid on all frequency blocks in all available markets, you should place an [X] in the box marked "ALL".

**Broadcast Facilities:** Enter the name of the service for the facility on which you intend to bid using the following code designators: AM Radio - AM; FM Radio - FM; Full Power Television - PST; FM Translator - FMT; TV Translator and Low Power Television - SST. Use a separate

want to bid is a new facility or a "major modification" to an existing facility, as defined in 47 C.F.R. Sec. 73.3571(a)(1) (AM Radio), Sec. 73.3572(a)(1) (Full Power Television, Low Power Television and Television Translators), Sec. 73.3573(a)(1) (FM Radio), and Sec. 74.1233(a)(1) (FM Translators). If you intend to bid on an AM Radio facility, enter the Frequency of the facility; otherwise enter the Channel number. Enter the Community of License (both City and State) of the facility for which you intend to bid. Enter the File Number of the pertinent broadcast application (i.e., FCC Form 301 for AM, FM, and television stations; FCC Form 346 for LPTV and television translators, or FCC Form 349 for FM Translators) you have filed for the facility on which you intend to bid, if applicable.

**Application Certification**

Ownership Information (EXHIBIT A), and Certification for Bidding Credit (Exhibit C) files exist

The Communications Act of 1934, as amended, authorized the FCC to collect the personal information requested in this form. We will use the information provided to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, rule, regulation or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information on your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party to the proceeding before the body or has an interest in the proceeding. If you owe a delinquent debt to the federal government, the TIN and other information provided may also be disclosed to the Department of Treasury Financial Management Services, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized. With the exception of the TIN, any information provided on this form will be available for public inspection.

Public reporting burden for this information (including FCC Form 175 and this Schedule) is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data needed, gathering and maintaining the data needed, and completing and reviewing the collection. You are not required to respond to a collection of information sponsored by the Federal Government, unless it displays a currently valid OMB control number. The control number for this collection is 3060-0600. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Federal Communications Commission, Paperwork Reduction Project (3060-0600), Performance Evaluation and Records Management, Washington, D.C. 20554. **DO NOT SEND COMPLETED APPLICATION FORMS TO THIS ADDRESS!**

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1975, 5 U.S.C. SECTION 522a(e)(3) AND

THE PAPERWORK REDUCTION ACT OF 1995, P.L. 104-13, 44 U.S.C. SECTION 3507.

May 1999

[Home](#)

[Return](#)

Mountain Communications, Inc.  
FCC Form 175 - Broadcast Auction No. 81  
Exhibit A

**Applicant Identity and Ownership Information**

Jack L. Baker is the President and 50% shareholder and his wife, Deborah J. Baker, is the 50% shareholder of Mountain Communications, Inc., and may be contacted at the address provided in the Form 175 attached hereto. Both Jack and Deborah Baker are U.S. citizens. Neither Mr. or Mrs. Baker nor Mountain Communications, Inc. have any other attributable media interests as defined under 47 C.F.R. § 73.5008.

Mr. Baker further certifies under penalty of perjury that the information provided herein is true and correct, and that Mountain Communications, Inc. complies with the FCC's rules and policies pertaining to media interests of immediate family members.

Mountain Communications, Inc.  
FCC Form 175 - Broadcast Auction No. 81  
Exhibit C

**New Entrant Bidding Credit Requirement**

Mountain Communications, Inc. certifies under penalty of perjury that neither it nor any of its principals have any attributable interests in any other media of mass communications, as defined in 47 C.F.R. § 73.5008. Accordingly, Mountain Communications, Inc. is qualified for a new entrant bidding credit of 35%.

FOR  
FCC  
USE  
ONLY

FID 129648

287206

**FCC 346**  
**APPLICATION FOR AUTHORITY TO**  
**CONSTRUCT OR MAKE CHANGES IN A LOW**  
**POWER TV, TV TRANSLATOR OR**  
**TV BOOSTER STATION**

FOR COMMISSION USE ONLY

FILE NO. 20000830BDN

**Section I - General Information**

1. Legal Name of the Applicant Mountain Communications, Inc.		
Mailing Address 1106 Hwy 62 NE, Suite 13		
City Mountain Home	State or Country (if foreign address) AR	ZIP Code 72653
Telephone Number (include area code) (870) 424-5000		E-Mail Address (if available) jacklb@mtncom.com
Call Sign NEW	Facility Identifier	

2. Contact Representative (if other than Applicant)	Firm or Company Name
Telephone Number (include area code)	E-Mail Address (if available)

3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114):

☐ Governmental Entity    ☐ Noncommercial Educational Licensee    ☒ Other Auction Filing Window

4. Facility information:

a. ☒ Low Power Television    ☐ TV Translator    ☐ TV Booster

b. Community of License:

City Mountain Home	State AR
-----------------------	-------------

5. Application Purpose.

☒ New station    ☐ Major Modification of construction permit  
☐ Major Change in licensed facility    ☐ Minor Modification of construction permit  
☐ Minor Change in licensed facility    ☐ Amendment to pending application

a. File number of original construction permit: \_\_\_\_\_ ☐ Not applicable

If an amendment, **submit as an Exhibit** a listing by Section and Question Number the portions of the pending application that are being revised.

Exhibit No. N/A
--------------------

### Section III - Engineering

#### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

#### TECH BOX

1. Channel: 37

2. Frequency Offset

☐ No offset      ☐ Zero offset      ☒ Plus offset      ☐ Minus offset

3. Translator Input Channel No. N/A

4. Primary station proposed to be rebroadcast:

Call Sign	City	State	Channel
N/A	N/A		

5. Antenna Location Coordinates: (NAD 27)

36 ° 21 ' 00 "    ☒ N    ☐ S Latitude  
92 ° 24 ' 12 "    ☐ E    ☒ W Longitude

6. Antenna Structure Registration Number: 1201105

☐ Not applicable      ☐ FAA Notification Filed with FAA

7. Antenna Location Site Elevation Above Mean Sea Level: 339.5 meters

8. Overall Tower Height Above Ground Level: 60.9 meters

9. Height of Radiation Center Above Ground Level: 45.7 meters

10. Maximum Effective Radiated Power (ERP) Towards Radio Horizon: 18.5 kW

11. Maximum ERP in any Horizontal and Vertical Angle: 17.26 kW

12. Transmitting Antenna: ☒ Nondirectional ☐ Directional "Off-the-shelf" ☐ Directional composite

Manufacturer Shively	Model Special Model
-------------------------	------------------------

Directional Antenna Relative Field Values:

Rotation: \_\_\_\_\_° ☐ No rotation ☒ N/A (Nondirectional)

Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value
0		60		120		180		240		300	
10		70		130		190		250		310	
20		80		140		200		260		320	
30		90		150		210		270		330	
40		100		160		220		280		340	
50		110		170		230		290		350	
Additional Azimuths											

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

#### CERTIFICATION

13. **Interference.** The proposed facility complies with all of the following applicable rule sections. Check all those that apply.

☐ Yes ☐ No

See Explanation  
in Exhibit No.

**TV broadcast analog system protection.**

- a. ☐ 47 C.F.R. Section 74.705.

**Digital TV station protection.**

- b. ☐ 47 C.F.R. Section 74.706.

**Low Power TV and TV translator station protection.**

- c. ☐ 47 C.F.R. Section 74.707.

14. **Environmental Protection Act.** The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (*i.e.*, the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance. An **Exhibit is required.**

☐ Yes ☐ No

See Explanation  
in Exhibit No.

Exhibit No.

By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.

**PREPARER'S CERTIFICATION ON PAGE 6 MUST BE COMPLETED AND SIGNED.**







Federal Communications Commission  
Washington, D.C. 20554

*Ref Rm*

DEC 13 2002

IN REPLY REFER TO: 1800E2

Equity Broadcasting Corporation  
# 1 Shackleford Drive Suite 400  
Little Rock, AR 72211

In re: LTPV or TV Translator Application of:  
Equity Broadcasting Corporation  
Channel 37, Cass, TX  
BNPTTL-20000831BJY RFS  
Facility ID 128853

Dear Applicant:

This refers to your above-captioned application for a construction permit in the Low Power Television or Television Translator Service.

Section 73.3566 of the Commission's Rules provides that defective applications will not be accepted for filing. A review of your application reveals that your application is in violation of Section 74.603(c). Channel 37 is reserved for exclusive use in the Radio Astronomy Service and is not available for use by television broadcast stations.

Your application therefore, is defective, and cannot be accepted for filing. Accordingly, it is **HEREBY DISMISSED**.

This action is taken pursuant to Section 0.283 of the Commission's Rules.

Sincerely,

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau

ORIGINAL

**IRWIN, CAMPBELL & TANNENWALD, P.C.**

ATTORNEYS AT LAW  
1730 RHODE ISLAND AVENUE, N.W.  
SUITE 200  
WASHINGTON, D.C. 20036-3101  
(202) 728-0400  
FAX (202) 728-0354  
<http://www.ictpc.com>

**JASON S. ROBERTS**  
(202) 728-0401 Ext. 128  
[jroberts@ictpc.com](mailto:jroberts@ictpc.com)

August 31, 2000

**RECEIVED**  
AUG 31 2000  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

**VIA HAND DELIVERY**

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TW-A325  
Washington, DC 20554

**Re: Low Power Television Filing**  
**Auction No. 81 - Account Number 0811152033**  
**Channel 37, Cass, Texas**

Dear Ms. Salas:

Submitted herewith in triplicate are a hard copy of Form 175 and the required technical information on Form 346 in support of an application by Equity Broadcasting Corporation for a new low power television station to operate on Channel 37, Cass, Texas.

This filing is submitted in connection with Auction No. 81. No filing fee is required. If there are any questions about this application, please contact the undersigned.

Very truly yours,

  
Jason S. Roberts

Enclosure

cc: Mr. Hossein Hashemzadeh, Room 2-C866  
Lori M. Withrow, Esq.

Federal Communications Commission  
Washington, D.C. 20554

Application to Participate in an FCC Auction  
(Read Instructions on Back Before Completing)

Special Use				
FCC Use Only				
FCC Account No.				

PREVIEW  
OMB Approval 3060-0600

Estimated Average Burden  
Per Response: 1.5 hours

Applicant  Equity Broadcasting Corporation			Applicant Classification		
Mail Address (No P.O. Boxes)  #1 Shackleford Drive Suite 400			<input type="checkbox"/> Individual <input type="checkbox"/> Joint Venture <input type="checkbox"/> Partnership <input type="checkbox"/> Trust <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Consortium <input type="checkbox"/> Association <input type="checkbox"/> LLC <input type="checkbox"/> Govt. Entity		
City  Little Rock	State  AR	ZIP Code  72211	Applicant Status		Bidding Credit Eligibility
			<input type="checkbox"/> Rural Telephone Company <input type="checkbox"/> Minority Owned Business <input type="checkbox"/> Woman Owned Business <input type="checkbox"/> Noncommercial Educational <input checked="" type="checkbox"/> None of the Above		<input type="checkbox"/> Small Business <input type="checkbox"/> Very Small Business <input type="checkbox"/> New Entrant
Auction Number  31		Taxpayer Identification No.  Non-Published			

MX Group and Frequency Blocks/Channels for which you want to bid.

SELECTED ALL 0 CONSTRUCTION PERMITS

Person(s) authorized to make or withdraw a bid

(a) Larry E Morton

(b) Lori M Withrow

(c) James  
Hearnberger

Contact Person

Lori M Withrow

Contact Mail Address

#1 Shackleford Drive  
Suite 400  
Little Rock, AR 72211

Contact E-Mail Address

lori@ebcorp.net

Contact Telephone No.

(501) 219-2400

Contact FAX No.

(501) 221-1101

Certification: I certify the following:

- (1) that the applicant is legally, technically, financially and otherwise qualified pursuant to 303(b) of the Communications Act and the Commission's Rules and is in compliance with the foreign ownership provisions contained in Section 310 of the Communications Act.
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Name of Person Certifying

Title of Person Certifying

Larry E Morton	President
Signature of Person Certifying	Date
Larry E Morton	8/4/00

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FCC 175 May 1999

## Instructions

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**Certification:** Enter the name(s) of the person(s) you wish to designate as an authorized representative(s). Only authorized representatives will be allowed to make or withdraw bids at an auction. You may list a maximum of three (3) authorized representatives. Enter the name of the individual authorized to sign the application, his/her title, date of submission, the name of a person familiar with the application (contact person) and the address, phone number, fax number (including area code), and e-mail address of the contact person. Electronic submission of the application constitutes certification that the information contained therein is true and correct.

**NOTE:** The Commission's Public Notice announcing the auction of the facilities for which you are interested in bidding and related documents contain information essential to completing this form correctly. You should also consult the specific rules governing the service in which you are applying. Forms which are completed incorrectly may be dismissed without an opportunity for resubmission.

**Wireless Facilities:** Enter the code for the market(s) on which you want to bid in the column under Market No. The codes will be provided by the Commission in a Public Notice. Use a separate line for each different market. If you want to be eligible to bid on licenses in all markets, you should place an [X] in the box marked "ALL". After each market, list the letter(s) or number(s) for the frequency block(s) or channel(s) on which you intend to bid. These codes will be provided by the Commission in a Public Notice. For example, if you want to bid on two frequency blocks in market (a) and one block in market (b), to be eligible you would enter the codes for the two desired frequency block(s) in market (a) in columns 1 and 2 on line (a) and leave the remaining columns on that line blank. On line (b) you would enter in column 1 the code for the frequency block you want in market (b) and leave the remaining columns on the line blank. If you want to be eligible to bid on all frequency blocks in all available markets, you should place an [X] in the box marked "ALL".

**Broadcast Facilities:** Enter the name of the service for the facility on which you intend to bid using the following code designators: AM Radio - AM; FM Radio - FM; Full Power Television - PST; FM Translator - FMT; TV Translator and Low Power Television - SST. Use a separate line for each different facility. Indicate whether the facility for which you want to bid is a new facility or a "major modification" to an existing facility, as defined in 47 C.F.R. Sec. 73.3571 (a)(1) (AM Radio), Sec. 73.3572(a)(1) (Full Power Television, Low Power Television and Television Transmitters), Sec. 73.3573(a)(1) (FM Radio), and Sec. 74.1233(a)(1) (FM Transmitters). If you intend to bid on an AM Radio facility, enter the Frequency of the facility; otherwise enter the Channel number. Enter the Community of License (both City and State) of the facility for which you intend to bid. Enter the File Number of the pertinent broadcast application (i.e.,

FCC Form 301 for AM, FM, and television stations; FCC Form 346 for LPTV and television translators, or FCC Form 349 for FM Translators) you have filed for the facility on which you intend to bid, if applicable.

**Application Certification**

Ownership Information (EXHIBIT A) file exists

The Communications Act of 1934, as amended, authorized the FCC to collect the personal information requested in this form. We will use the information provided to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, rule, regulation or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information on your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party to the proceeding before the body or has an interest in the proceeding. If you owe a delinquent debt to the federal government, the TIN and other information provided may also be disclosed to the Department of Treasury Financial Management Services, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized. With the exception of the TIN, any information provided on this form will be available for public inspection.

Public reporting burden for this information (including FCC Form 175 and this Schedule) is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data needed, gathering and maintaining the data needed, and completing and reviewing the collection. You are not required to respond to a collection of information sponsored by the Federal Government, unless it displays a currently valid OMB control number. The control number for this collection is 3060-0600. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Federal Communications Commission, Paperwork Reduction Project (3060-0600), Performance Evaluation and Records Management, Washington, D.C. 20554. DO NOT SEND COMPLETED APPLICATION FORMS TO THIS ADDRESS!

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1975, 5 U.S.C. SECTION 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, P.L. 104-13, 44 U.S.C. SECTION 3507.

May 1999

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**Applicant Identity and Ownership Information**

Equity Broadcasting Corporation ("Equity") has the following persons and/or entities as its officers, directors and shareholders:

Arkansas Media, LLC #1 Shackleford Drive Little Rock, AR 72211	38.25% voting stock ownership
WinStar Multichannel Corp. 230 Park Ave., 27 <sup>th</sup> Floor New York NY 10169	5.00% voting stock ownership
Henry G. Luken, III U.S. Citizen Director 900 Fairway Drive Soddy-Daisy, TN 38379	29.35% voting stock ownership
Larry E. Morton U.S. Citizen President, Director 38 Kings Arms Little Rock, AR 72211	Under 1% voting stock ownership
Gregory W. Fess U.S. Citizen Vice President, Director 12124 Fairway Dr Little Rock, AR 72111	Under 1% voting stock ownership
Max W. Hooper U.S. Citizen Vice President, Director 4 Woodsong Court Roland, AR 72135	Under 1% voting stock ownership
James Hearnberger U.S. Citizen Vice President- Administration 23 Village Grove Little Rock, AR 72211	0%

Equity Broadcasting Corporation  
FCC Form 175 - Broadcast Auction No. 81  
Exhibit A  
Page 2

Emilia Chastain  
U.S. Citizen  
Treasurer  
241 Harvest Dr.  
Austin, AR 72007

0%

Lori M. Withrow  
U.S. Citizen  
Secretary  
#1 Shackleford Drive  
Little Rock, AR 72211

0%

On behalf of Equity, Larry E. Morton certifies under penalty of perjury that the information provided herein is true and correct, and that Equity complies with the FCC's rules and policies pertaining to media interests of immediate family members.

Equity, which by itself or through subsidiaries, has the following attributable media interests in other broadcast stations:

Full Power Television

EBC owns 100% of the stock of:

TV34, Inc., permittee of KWBS-TV, Facility ID 81593, Eureka Springs, AR  
Arkansas 49, Inc., permittee of KKYK-TV, Facility ID 86534, Camden, AR  
Pullman Broadcasting, Inc., permittee of KBGC(TV), Facility ID 78921, Pullman, WA  
Nevada Channel 3, Inc., permittee of KBNX(TV), Facility ID 86201, Goldfield, NV  
River City Broadcasting, Inc., which has received Commission approval to acquire KYPX(TV), Facility ID No. 37005, Little Rock, AR (FCC File No. BALCT-20000321ABI).

EBC has a controlling interest in:

TV6, L.L.C., permittee of KBCJ(TV), Facility ID 83729, Vernal, UT  
Shawnee Broadcasting, Inc., permittee of KAQS(TV), Facility ID 77480, Shawnee, OK

EBC has a non-controlling interest in:

TV31, L.L.C., permittee of KBCA(TV), Facility ID 83715, Elk City, OK

EBC has an attributable interest in:

Kaleidoscope Foundation, Inc. the permittee of KBNY(TV), Facility ID 49264, Ely, Nevada, a noncommercial educational station, and the licensee of KLRA-LP, Facility ID 57548, Little Rock, AR. An application was granted on October 21, 1999, for Kaleidoscope Foundation, Inc., of which principals of EBC are board members, to assign the license for KLRA-LP, 57548, Little Rock, AR, to a party in which no principal of EBC has any interest (BALTTL-19990826ID). Closing has not yet been held.



Radio

EBC holds 100% of the stock of:

KMZXX, Inc., licensee of KLEC-FM, Facility ID 38392, Lonoke, AR  
Cenark Radio, Inc., licensee of KROP(AM), Facility ID 40745, and KHTE(FM), Facility ID 40746, England, AR. The Commission has granted authority for the assignment of KROP(AM) (FCC File No. BAL-20000419ACJ).  
Greers Ferry Radio, Inc., licensee of KOWS(AM), Facility ID 48742, and KAWW-FM, Facility ID 48748, Heber Springs, AR. The Commission has granted authority for the assignment of KOWS(AM) (FCC File No. BAL-20000419ACI).  
Cabot Radio, Inc., licensee of KBBL(AM), Facility ID 25861, Cabot, AR  
Bald Knob Radio, Inc., licensee of KAPZ(AM), Facility ID 31713, and KKSYY(FM), Facility ID 31452, Bald Knob, AR  
Pine Bluff Broadcasting, Inc., which has received approval to acquire:  
KCLA(AM), Facility ID 33725 (FCC File No. BAL-20000324ABL)  
KZYP(FM), Facility ID 33726 (FCC File No. BALH-20000324ABN)  
KOTN(AM), Facility ID 4236 (FCC File No. BAL-20000324ABK)  
KPBQ-FM, Facility ID 52619 (FCC File No. BALH-20000324ABM)  
all Pine Bluff, AR.  
Hampton Radio, Inc., which has an application pending to acquire KKOL-FM, Facility ID 61239 Hampton, Arkansas, (FCC File No. BALH-20000703ADT)

EBC presents programming for more than 15% of the time under time brokerage agreements on:

KWCK(AM), Facility ID 11743, and KWCK-FM, Facility ID 11744, Searcy, AR  
KDRE(FM), Facility ID 49255, North Little Rock, AR

Low Power Television

EBC is the licensee or permittee of:

<u>Call Sign</u>	<u>Facility ID</u>	<u>Community of License</u>
KKCC-LP	31368	Oklahoma City, OK
KOKT-LP	72568	Admore-Sulphur, OK
K23EQ	12732	Ventura, CA
KLOT-LP	31369	Tulsa, OK
KNBX-LP	33819	Las Vegas, NV
K39DX	36187	LaVernia, TX
KHUG-LP	57549	Little Rock, AR
K45DX	36188	Floresville, TX
KHHI-LP	52919	Honolulu, Oahu, HI
KWBS-LP	48514	Springfield, MO
KUBX-LP	70919	Salt Lake City, UT

Lower Power TV Stations (continued):

KDWZ-LP	39480	San Antonio, TX
WIIW-LP	26908	Nashville, TN
WAWA-LP	10320	Syracuse, NY
W28BR	31370	Birmingham, AL
WAWW-LP	27573	Rochester, NY
WFND-LP	21475	Findlay, OH
W49BX	26252	Jackson, MS
W53BO	26253	Jackson, MS
W59DJ	26251	Memphis, TN

EBC is the 100% parent of Arkansas 49, Inc., licensee of K12MY, Facility ID 12929, Batesville, AR, and licensee of KKYK-LP, Facility ID 57545, Little Rock, AR, and approved assignee of KTVV-LP, Facility ID 57547, Hot Springs, AR, and KWBK-LP, Facility ID 39151, Pine Bluff, AR (formerly K36EP).

EBC is the 100% parent of Pullman Broadcasting, Inc., licensee of K47EJ, Facility ID 15635, Coeur d'Alene, ID.

EBC is a 50% member of Little Rock TV14, L.L.C., licensee of K14JV, Facility ID 57546, Little Rock, AR

EBC is the 100% parent of Hawaii 22, Inc., licensee of K22EL, Facility ID 52916, Glenwood, Hilo, HI, and K51EM, Facility ID 52915, Wailuku, Maui, HI

EBC is the 100% parent of TV34, Inc., licensee of:  
K18EU, Facility ID 58281, Ft. Smith, AR  
KNJE-LP, Facility ID 48533, Eureka Springs, AR  
K34EN, Facility ID 58282, Ft. Smith, AR  
K52FJ, Facility ID 58284, Ft. Smith, AR

EBC is a 50% member of Kaleidoscope Affiliates of Las Vegas, L.L.C., licensee of  
KTVY-LP, Facility ID 12731, Las Vegas, NV

An application was granted on May 4, 2000, to assign the authorization for K68FR, Facility ID 6791, Mohave, CA, to EICB-TV, LLC, an entity in which EBC has no interest (BAPTTL-20000310ACC). Closing has not yet been held.

**Separate Interests of WinStar Multichannel Corp.**

WinStar Multichannel Corp. is commonly controlled with WinStar Broadcasting Corporation, which holds the following interests:

An attributable ownership interest in Douglas Broadcasting, Inc., permittee of  
KBGF(TV), Facility ID 81441, Douglas, AZ  
20% owner of Channel 11 Television, LLC, permittee of  
KBCZ(TV), Facility ID 81458, Holbrook, AZ  
70% owner of WinStar La Grande, Inc., permittee of  
KBPD(TV), Facility ID 81447, LaGrande, OR

**Auction Results**

At the September 28, 1999, Closed Broadcast Auction No. 25, WinStar Corporation and WinStar Broadcasting Corporation, which are commonly controlled with WinStar Multichannel Corporation, were the prevailing bidders for construction permits for new television stations in the following communities.

Butte, Montana, BPCT-19960404LI, Facility ID 81438  
Great Falls, Montana, BPCT-19960404KI, Facility ID 81331  
Missoula, Montana, BPCT-19960404KQ, Facility ID 81348  
Marquette, Michigan, BPCT-19960404KZ, Facility ID 81448  
Virginia Beach, BPCT-19960723KW, Facility ID 83248. The construction permit for this station has not yet been awarded.

**Pending Applications**

Pending applications for new stations where there has been neither a grant nor an auction are not listed, as they are not attributable interests at this time.

FOR  
FCC  
USE  
ONLY

~~730717~~

FD 128853

# FCC 346

## APPLICATION FOR AUTHORITY TO CONSTRUCT OR MAKE CHANGES IN A LOW POWER TV, TV TRANSLATOR OR TV BOOSTER STATION

FOR COMMISSION USE ONLY

FILE NO. 20000831 B J Y

### Section I - General Information

1. Legal Name of the Applicant		
Equity Broadcasting Corporation		
Mailing Address		
#1 Shackleford Dr., Suite 400		
City	State or Country (if foreign address)	ZIP Code
Little Rock	AR	72211
Telephone Number (include area code)		E-Mail Address (if available)
(501) 219-2400		lori@ebcorp.net
	Call Sign	Facility Identifier
	NEW	

2. Contact Representative (if other than Applicant)	Firm or Company Name
Telephone Number (include area code)	E-Mail Address (if available)

3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114):

☐ Governmental Entity ☐ Noncommercial Educational Licensee ☒ Other Auction Filing Window

4. Facility information:

a. ☒ Low Power Television ☐ TV Translator ☐ TV Booster

b. Community of License:

City	State
Cass	TX

5. Application Purpose.

☒ New station ☐ Major Modification of construction permit  
☐ Major Change in licensed facility ☐ Minor Modification of construction permit  
☐ Minor Change in licensed facility ☐ Amendment to pending application

a. File number of original construction permit: \_\_\_\_\_

☐ Not applicable

If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised.

Exhibit No.  
N/A

**TECHNICAL SPECIFICATIONS**

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

**TECH BOX**1. Channel: 37

2. Frequency Offset

☐ No offset☐ Zero offset☒ Plus offset☐ Minus offset

3. Translator Input Channel No. \_\_\_\_\_

4. Primary station proposed to be rebroadcast:

Call Sign	City	State	Channel
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5. Antenna Location Coordinates: (NAD 27)

33° 08' 59" ☒ N ☐ S Latitude93° 59' 08" ☐ E ☒ W Longitude

6. Antenna Structure Registration Number: \_\_\_\_\_

☐ Not applicable☒ FAA Notification Filed with FAA7. Antenna Location Site Elevation Above Mean Sea Level: 94 meters8. Overall Tower Height Above Ground Level: 106 meters9. Height of Radiation Center Above Ground Level: 100 meters10. Maximum Effective Radiated Power (ERP) Towards Radio Horizon: 50.0 kW11. Maximum ERP in any Horizontal and Vertical Angle: 50.0 kW

12. Transmitting Antenna: ☒ Nondirectional ☐ Directional "Off-the-shelf" ☐ Directional composite

Manufacturer Dielectric Communications	Model TLP8-A
---	-----------------

Directional Antenna Relative Field Values:

Rotation: \_\_\_\_\_° ☐ No rotation ☐ N/A (Nondirectional)

Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value
0		60		120		180		240		300	
10		70		130		190		250		310	
20		80		140		200		260		320	
30		90		150		210		270		330	
40		100		160		220		280		340	
50		110		170		230		290		350	
Additional Azimuths											

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

#### CERTIFICATION

13. **Interference.** The proposed facility complies with all of the following applicable rule sections. Check all those that apply.

☐ Yes ☐ No

See Explanation  
in Exhibit No.

**TV broadcast analog system protection.**

- a. ☐ 47 C.F.R. Section 74.705.

**Digital TV station protection.**

- b. ☐ 47 C.F.R. Section 74.706.

**Low Power TV and TV translator station protection.**

- c. ☐ 47 C.F.R. Section 74.707.

14. **Environmental Protection Act.** The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (*i.e.*, the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance. An **Exhibit is required.**

☐ Yes ☐ No

Exhibit No.

See Explanation  
in Exhibit No.

By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.

**PREPARER'S CERTIFICATION ON PAGE 6 MUST BE COMPLETED AND SIGNED.**



FOR  
FCC  
USE  
ONLY

558074  
20000807AGN  
F. ID 125448

RECEIVED

AUG 7 2000

FCC MAIL ROOM

FOR COMMISSION USE ONLY

FILE NO.

## FCC 346

### APPLICATION FOR AUTHORITY TO CONSTRUCT OR MAKE CHANGES IN A LOW POWER TV, TV TRANSLATOR OR TV BOOSTER STATION

#### Section I - General Information

1. Legal Name of the Applicant Tammy M. Celenza		
Mailing Address 41 Kathleen Crescent		
City Coram	State or Country (if foreign address) N. Y.	ZIP Code 11727
Telephone Number (include area code) (631) 928-6506		E-Mail Address (if available) celenza@prodigy.net
	Call Sign	Facility Identifier
2. Contact Representative (if other than Applicant)		
Firm or Company Name		
Telephone Number (include area code)		
E-Mail Address (if available)		

3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114):

☐ Governmental Entity ☐ Noncommercial Educational Licensee ☐ Other \_\_\_\_\_

4. Facility information:

a. ☒ Low Power Television ☐ TV Translator ☐ TV Booster

b. Community of License:

City Philadelphia	State N. Y.
----------------------	----------------

5. Application Purpose.

<input checked="" type="checkbox"/> New station	<input type="checkbox"/> Major Modification of construction permit
<input type="checkbox"/> Major Change in licensed facility	<input type="checkbox"/> Minor Modification of construction permit
<input type="checkbox"/> Minor Change in licensed facility	<input type="checkbox"/> Amendment to pending application

a. File number of original construction permit: \_\_\_\_\_

☒ Not applicable

If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised.

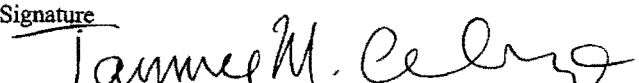
Exhibit No.



## Section II - Legal

3. **Character Issues.** Applicant certifies that neither applicant nor any party to the application has or has had any interest in, or connection with: ☒ Yes ☐ No See Explanation in Exhibit No.
- a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or
- b. any pending broadcast application in which character issues have been raised.
4. **Adverse Findings.** Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination. ☒ Yes ☐ No See Explanation in Exhibit No.
5. **Alien Ownership and Control.** Applicant 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 ☐ No See Explanation in Exhibit No.
6. **Program Service Certification.** (For Low Power Television Applicants Only) Applicant certifies that this station will offer a broadcast program service. ☒ Yes ☐ No
7. **Local Public Notice.** (For new station and major change Applicants Only) Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580. ☒ Yes ☐ No
8. **Rebroadcast Certification.** (For Applicants proposing translator rebroadcasts that are not the licensee of the primary station) Applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted. ☐ Yes ☐ No N/A
9. **Auction Authorization.** If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable. ☐ Yes ☐ No ☒ N/A
- Exhibit No.
- An exhibit is required unless this question is inapplicable.**
10. **Anti-Drug Abuse Act Certification.** Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862. ☒ Yes ☐ No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing Tammy M. Celenza	Typed or Printed Title of Person Signing
Signature 	Date 07/06/00

### Section III - Engineering

#### TECHNICAL SPECIFICATIONS

Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

#### TECH BOX

1. Channel: 37N

2. Frequency Offset:

☒ No offset      ☐ Zero offset      ☐ Plus offset      ☐ Minus offset

3. Translator Input Channel No. \_\_\_\_\_

4. Primary station proposed to be rebroadcast:

Call Sign	City	State	Channel

5. Antenna Location Coordinates: (NAD 27)

44 ° 06 ' 14 " ☒ N ☐ S Latitude  
75 ° 41 ' 44 " ☐ E ☒ W Longitude

6. Antenna Structure Registration Number: \_\_\_\_\_

☐ Not applicable      ☒ FAA Notification Filed with FAA

7. Antenna Location Site Elevation Above Mean Sea Level: 172 meters

93

8. Overall Tower Height Above Ground Level: \_\_\_\_\_ meters

105

9. Height of Radiation Center Above Ground Level: \_\_\_\_\_ meters

10. Maximum Effective Radiated Power (ERP) Towards Radio Horizon: 75. kW

11. Maximum ERP in any Horizontal and Vertical Angle: 75. kW

12. Transmitting Antenna: ☒ Nondirectional ☐ Directional "Off-the-shelf" ☐ Directional composite

Manufacturer <b>Andrews Corporation</b>	Model <b>ALP32L3-HSOC (37 )</b>
--	------------------------------------

Directional Antenna Relative Field Values:

Rotation: \_\_\_\_\_ ° ☐ No rotation ☒ N/A (Nondirectional)

Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value	Degree	Value
0		60		120		180		240		300	
10		70		130		190		250		310	
20		80		140		200		260		320	
30		90		150		210		270		330	
40		100		160		220		280		340	
50		110		170		230		290		350	
Additional Azimuths											

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

#### CERTIFICATION

13. **Interference.** The proposed facility complies with all of the following applicable rule sections. Check all those that apply. ☒ Yes ☐ No See Explanation in Exhibit No.

**TV broadcast analog system protection.**

- a. ☒ 47 C.F.R. Section 74.705.

**Digital TV station protection.**

- b. ☒ 47 C.F.R. Section 74.706.

**Low Power TV and TV translator station protection.**

- c. ☒ 47 C.F.R. Section 74.707.

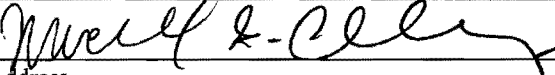
14. **Environmental Protection Act.** The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (*i.e.*, the facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine RF compliance. **An Exhibit is required.** ☒ Yes ☐ No See Explanation in Exhibit No.
- Exhibit No.

By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.

**PREPARER'S CERTIFICATION ON PAGE 6 MUST BE COMPLETED AND SIGNED.**

### SECTION III PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name Michael S. Celenza		Relationship to Applicant (e.g., Consulting Engineer) Consulting Engineer	
Signature 		Date 07/06/00	
Mailing Address 41 Kathleen Crescent			
City Coram		State or Country (if foreign address) N.Y.	ZIP Code 11727
Telephone Number (include area code) (631) 928-6506		E-Mail Address (if available) celenza@prodigy.net	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001),  
AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)),  
AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Federal Communications Commission  
Washington, D.C. 20554

**Application to Participate in an FCC Auction**  
(Read Instructions on Back Before  
Completing)

Special Use				
FCC Use Only				
FCC Account No.				

PREVIEW  
OMB Approval 3060-0600

Estimated Average Burden  
Per Response: 1.5 hours

<b>Applicant</b> <p style="text-align: center;">Tammy M. Celenza</p>			<b>Applicant Classification</b> <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Joint Venture <input type="checkbox"/> Partnership <input type="checkbox"/> Trust <input type="checkbox"/> Corporation <input type="checkbox"/> Consortium <input type="checkbox"/> Association <input type="checkbox"/> LLC <input type="checkbox"/> Govt. Entity		
<b>Mail Address (No P.O. Boxes)</b> <p style="text-align: center;">41 Kathleen Crescent</p>					
<b>City</b> <p style="text-align: center;">Coram</p>	<b>State</b> <p style="text-align: center;">NY</p>	<b>ZIP Code</b> <p style="text-align: center;">11727</p>	<b>Applicant Status</b> <input type="checkbox"/> Rural Telephone Company <input type="checkbox"/> Minority Owned Business <input type="checkbox"/> Woman Owned Business <input type="checkbox"/> Noncommercial Educational <input checked="" type="checkbox"/> None of the Above		
<b>Auction Number</b> <p style="text-align: center;">81</p>			<b>Taxpayer Identification No.</b> <p style="text-align: center;">Non-Published</p>		
			<b>Bidding Credit Eligibility</b> <input type="checkbox"/> Small Business <input type="checkbox"/> Very Small Business <input type="checkbox"/> New Entrant		

**MX Group and Frequency Blocks/Channels for which you want to bid.**

SELECTED ALL 0 CONSTRUCTION PERMITS

**Person(s) authorized to make or withdraw a bid**

(a) Tammy M Celenza      (b) Michael S Celenza      (c)

<b>Contact Person</b> <p style="text-align: center;">Tammy M Celenza</p>	<b>Contact Mail Address</b> <p style="text-align: center;">41 Kathleen Crescent Coram, NY 11727</p>	
<b>Contact E-Mail Address</b>	<b>Contact Telephone No.</b> <p style="text-align: center;">(631) 928-6506</p>	<b>Contact FAX No.</b> <p style="text-align: center;">(631) 928-1905</p>

**Certification:** I certify the following:

- (1) that the applicant is legally, technically, financially and otherwise qualified pursuant to 308(b) of the Communications Act and the Commission's Rules and is in compliance with the foreign ownership provisions contained in Section 310 of the Communications Act.
- (2) that the applicant is the real party in interest in this application and that there are no agreements or understandings other than those specified in this application (see Instructions for certification), which provide that someone other than the applicant shall have an interest in the license.
- (3) that the applicant is aware that, if upon Commission inspection, this application is shown to be defective, the application may be dismissed without further consideration, and certain fees forfeited. Other penalties may also apply.
- (4) except as explicitly provided in the Commission's Rules, that the applicant has not entered into and will not enter into any explicit or implicit agreements or understandings of any kind with parties not identified in this application regarding the amount to be bid, bidding strategies or the particular license on which the applicant or other parties will or will not bid.
- (5) that the applicant, or any party to this application, is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (6) that, if a bidding credit eligibility is claimed in block 10, the applicant is eligible for any special provisions set forth in the Commission's Rules applicable to this auction and consents to audits, as set forth in the Commission's Rules, to verify such status.
- (7) that the applicant is and will, during the pendency of its application(s), remain in compliance with any service specific qualifications applicable to the licenses on which the applicant intends to bid including, but not limited to, financial qualifications.
- (8) that the applicant is not in default on any payment for Commission licenses and that it is not delinquent on any non-tax debt owed to any federal agency.

I declare, under penalties of perjury, that I am an authorized representative of the above-named applicant for the license(s)

and/or construction permit(s) specified above, that I have read the instructions and the foregoing certification and all matters and things stated in this application, its schedules and attachments, including exhibits, are true and correct.

<b>Name of Person Certifying</b>  Tammy M Celenza	<b>Title of Person Certifying</b>  Tammy M. Celenza
<b>Signature of Person Certifying</b>  Tammy M Celenza	<b>Date</b>  

Willful false statements made on this form are punishable by fine and/or imprisonment (U.S. Code, Title 18, Section 1001), and/or revocation of any station license or construction permit (U.S. Code, Title 47, Section 312(a)(1)) and/or forfeiture (U.S. Code, Title 47, Section 503).

FCC 175 May 1999

### Instructions

**Applicant Name:** Enter the legal name of the person or entity applying to participate in an auction. If other than an individual, insert the exact name of the entity as it appears on the legal document(s) establishing the entity such as the Articles of Incorporation.

**[NOTE: Applicants who have entered into an arrangement(s) of any kind relating to the license(s) and/or construction permit(s) specified in this application must provide additional information. See Exhibit Instructions below.]**

**Applicant Mailing Address:** Enter the street address (no Post Office Boxes) to which the entity wants future correspondence relating to this application to be mailed. Indicate street numbers or rural route numbers as appropriate.

**City:** Enter the city name for the applicant mailing address.

**State:** Enter the two-letter state abbreviation.

**Zip Code:** Enter the Zip Code for the applicant address.

**Auction Number:** Enter the appropriate auction number supplied by the Commission in the Public Notice announcing the auction.

**Taxpayer Identification Number:** Enter your nine-digit Taxpayer Identification Number (TIN). The Taxpayer Identification Number is your Employer Identification Number (EIN) or your Social Security Number (SSN), as reported to the Internal Revenue Service (IRS).

**Applicant Classification:** Place an [X] in the appropriate box preceding the type of legal entity applying. Limited Liability Companies should check the "LLC" box. Unincorporated Associations should check the "Association" box. Governmental Entities should check the "Gov't Entity" box. All partnerships should check the "Partnership" box and indicate in an exhibit whether they are a general or limited partnership.

**Applicant Status:** If applicable, place an [X] in the appropriate box or boxes preceding the type of entity. If none of these classifications are applicable, then leave this question blank. The definition of "noncommercial educational" entity applies to broadcast applicants only and is contained in 47 U.S.C. 397(6) and 47 C.F.R. Sec. 73.503 (a) (for radio) and 47 C.F.R. Sec. 73.621(a) (for television). The definition of "rural telephone company" is contained in 47 C.F.R. Sec. 1.2110(b)(3). The definitions of "minority owned business" and "woman owned business" are contained in 47 C.F.R. Sec. 1.2110(b)(2). Applicant status information concerning rural telephone companies, minority-owned businesses and woman-owned businesses is collected for statistical purposes only.

**Bidding Credit Eligibility:** If bidding in a wireless auction, place an [X] in the box preceding the Small Business or Very Small Business designated entity type, if appropriate. This information will be used for determining the applicant's eligibility for special provisions available for wireless designated entities. For definitions of the types of designated entities, see the Commission's Rules at 47 C.F.R. Part 1, Subpart Q and the specific Commission Rules governing the wireless service for which you are applying. If bidding in a broadcast auction, place an [X] in the box preceding the New Entrant designated entity type, if appropriate. This information will be used for determining the

**Facilities for which you want to bid.** If bidding for wireless licenses, use Schedule A. If bidding for broadcast construction permits, use Schedule B. In addition, see specific instructions for Schedules A and B.

**Exhibits.** If exhibits are attached to the application, check the box provided and indicate the number of exhibits. List in an exhibit the name, citizenship and address of all partners, if the applicant is a partnership; of a responsible officer or director, if the applicant is a corporation; of the trustee, if the applicant is a trust; or if the applicant is none of the foregoing, list the name, address, and citizenship of a principle or other responsible person. See 47 C.F.R. Sec. 1.2105(a). In addition, list in an exhibit the specific ownership information as set forth in 47 C.F.R. Sec. 1.2112. Also list in an exhibit all parties with whom the applicant has entered into an agreement(s), of any kind, relating to the facilities being auctioned including, where applicable, such agreement(s) relating to the post-auction market structure. See 47 C.F.R. Sec. 1.2105(a). For broadcast applicants, the anti-collusion provisions of 47 C.F.R. Part 1 are modified pursuant to 47 C.F.R. Sec. 73.5002(d).

**Certification:** Enter the name(s) of the person(s) you wish to designate as an authorized representative(s). Only authorized representatives will be allowed to make or withdraw bids at an auction. You may list a maximum of three (3) authorized representatives. Enter the name of the individual authorized to sign the application, his/her title, date of submission, the name of a person familiar with the application (contact person) and the address, phone number, fax number (including area code), and e-mail address of the contact person. Electronic submission of the application constitutes certification that the information contained therein is true and correct.

**NOTE:** The Commission's Public Notice announcing the auction of the facilities for which you are interested in bidding and related documents contain information essential to completing this form correctly. You should also consult the specific rules governing the service in which you are applying. Forms which are completed incorrectly may be dismissed without an opportunity for resubmission.

**Wireless Facilities:** Enter the code for the market(s) on which you want to bid in the column under Market No. The codes will be provided by the Commission in a Public Notice. Use a separate line for each different market. If you want to be eligible to bid on licenses in all markets, you should place an [X] in the box marked "ALL". After each market, list the letter(s) or number(s) for the frequency block(s) or channel(s) on which you intend to bid. These codes will be provided by the Commission in a Public Notice. For example, if you want to bid on two frequency blocks in market (a) and one block in market (b), to be eligible you would enter the codes for the two desired frequency block(s) in market (a) in columns 1 and 2 on line (a) and leave the remaining columns on that line blank. On line (b) you would enter in column 1 the code for the frequency block you want in market (b) and leave the remaining columns on the line blank. If you want to be eligible to bid on all frequency blocks in all available markets, you should place an [X] in the box marked "ALL".

**Broadcast Facilities:** Enter the name of the service for the facility on which you intend to bid using the following code designators: AM

applicant's eligibility for the New Entrant bidding credit available for designated entities. See 47 C.F.R. Sec. 73.5007 & Sec. 73.5008. All designated entities must specify which percent bidding credit applies. Applicants ineligible for a bidding credit should leave the question blank. In addition, applicants claiming eligibility for the Small Business or Very Small Business bidding credit, must set forth, in an exhibit, the applicant's gross revenues, and its affiliates' gross revenues, in accordance with the Commission's Rules governing the auctionable service. Applicants claiming eligibility for the New Entrant bidding credit must list, in an exhibit, the applicant's other media of mass communications in accordance with 47 C.F.R. Sec. 73.5007 & Sec. 73.5008.

When you intend to bid using the following FCC designations: AM Radio - AM; FM Radio - FM; Full Power Television - PST; FM Translator - FMT; TV Translator and Low Power Television - SST. Use a separate line for each different facility. Indicate whether the facility for which you want to bid is a new facility or a "major modification" to an existing facility, as defined in 47 C.F.R. Sec. 73.3571(a)(1) (AM Radio), Sec. 73.3572(a)(1) (Full Power Television, Low Power Television and Television Translators), Sec. 73.3573(a)(1) (FM Radio), and Sec. 74.1233(a)(1) (FM Translators). If you intend to bid on an AM Radio facility, enter the Frequency of the facility; otherwise enter the Channel number. Enter the Community of License (both City and State) of the facility for which you intend to bid. Enter the File Number of the pertinent broadcast application (i.e., FCC Form 301 for AM, FM, and television stations; FCC Form 346 for LPTV and television translators, or FCC Form 349 for FM Translators) you have filed for the facility on which you intend to bid, if applicable.

### Application Certification

The Communications Act of 1934, as amended, authorized the FCC to collect the personal information requested in this form. We will use the information provided to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, rule, regulation or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information on your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party to the proceeding before the body or has an interest in the proceeding. If you owe a delinquent debt to the federal government, the TIN and other information provided may also be disclosed to the Department of Treasury Financial Management Services, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized. With the exception of the TIN, any information provided on this form will be available for public inspection.

Public reporting burden for this information (including FCC Form 175 and this Schedule) is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data needed, gathering and maintaining the data needed, and completing and reviewing the collection. You are not required to respond to a collection of information sponsored by the Federal Government, unless it displays a currently valid OMB control number. The control number for this collection is 3060-0600. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Federal Communications Commission, Paperwork Reduction Project (3060-0600), Performance Evaluation and Records Management, Washington, D.C. 20554. **DO NOT SEND COMPLETED APPLICATION FORMS TO THIS ADDRESS!**

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1975, 5 U.S.C. SECTION 522a(e)  
(3) AND  
THE PAPERWORK REDUCTION ACT OF 1995, P.L. 104-13, 44 U.S.C. SECTION 3507.

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