

# FEDERAL COMMUNICATIONS COMMISSION

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October 29, 2008

Radio station WUSF (FM)  
University of South Florida  
4202 E. Fowler Avenue, TVB100  
Tampa, FL 33620 - 6860

In re: WUSF (FM), Tampa, FL  
University of South Florida  
Facility ID No. 69122  
CP Application BPED-20080212AEL

Dear WUSF:

The referenced minor change application proposes operation at 79.0 kW effective radiated power at an antenna height above average terrain (HAAT) of 268.4 meters. Our review of this proposal indicates that it will create a slight prohibited contour overlap over land between the 40 dBu interfering contour of WUSF's proposal and the 60 dBu protected service contour of prior-filed and cut-off application BPED-19990730MB, Merritt Island, FL.<sup>1</sup> As a result, the application is in violation of Section 73.509 and is unacceptable for filing.

However, a slight reduction in the ERP from 79 to 78 kW eliminates the prohibited contour overlap over land (the contours become tangent). This change will reduce WUSF's proposed 60 dBu protected service contour by only 0.13 km. Accordingly, we are, on our own motion, GRANTING APPLICATION BPED-20080212AEL IN PART at an effective radiated power of 78.0 kilowatts, pursuant to 47 CFR Section 0.110.<sup>2</sup> This action is taken pursuant to 47 CFR Section 0.283.

Sincerely,



Dale E. Bickel  
Senior Electronics Engineer  
Audio Division  
Media Bureau

cc: Cohn & Marks  
: Kessler & Gehman Associates, Inc.

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<sup>1</sup> We confirmed the prohibited contour overlap with two different terrain databases. The attached map shows the lesser result of these runs. The exhibits provided in the application do not provide sufficient detail to show this contour overlap.

<sup>2</sup> Should the University of South Florida not want the partial grant herein, it must reject it with a written request to the Commission. This grant would then be vacated. See 47 CFR Section 1.110. The station should be aware that it cannot implement the granted permit in part while contesting the reduced power granted herein: it must accept the grant in its entirety or reject it entirely. See *Murray Hill Broadcasting Company*, 8 FCC Rcd 325, 327 (1993).

Prohibited Contour Overlap  
WUSF (FM) at 79 kW

40 dBu interfering contour  
of WUSF

60 dBu protected  
contour of  
BPED-19990730 MB

