

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
OFFICE OF BROADCAST LICENSE POLICY
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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CERTIFIED MAIL, RETURN RECEIPT REQUESTED

June 26, 2007

Down Home Broadcasting
P.O. Box 189
Camden, AL 36726

In re: WYVC(FM), Camden, AL
Facility ID No.: 17481
Down Home Broadcasting
BLH-19901120KC

Dear Licensee:

In accordance with procedures adopted by the Commission,¹ this letter constitutes notification to Down Home Broadcasting of the filing of a minor change construction permit application (File No.: BPH-20070122AIT) by The Opp Broadcasting Co., Inc. ("Opp"), licensee of FM Station WAMI-FM (Facility ID No. 66211). Opp's application requested the substitution of Channel 230A for Channel 272A at Camden, Alabama and modification of WYVC's license (BLH-19901120KC) accordingly.²

Section 316(a) of the Communications Act of 1934, as amended,³ permits us to modify the license or construction permit if such action is in the public interest. The Act requires that we notify the affected station of the proposed action, the public interest reasons for the action, and afford at least 30 days to respond. This procedure is now set forth in Section 1.87 of the Commission's Rules.⁴ We find that the Opp application has sufficient public interest benefits to justify the issuance of a show cause order. Furthermore, Opp states that it would reimburse Down Home Broadcasting for the reasonable costs incurred in connection with the proposed channel change consistent with the *Circleville* policy.⁵

¹ See *Revision of Procedures Governing Amendments to FM Table of Allotment and Changes of Community of License in the Radio Broadcast Services, Report and Order*, MB Docket No. 05-210, FCC 06-163 (rel. Nov. 29, 2006).

² The license of FM Station WYVC at Camden, Alabama can be modified to specify operation on Channel 230A in lieu of Channel 272A at the station's current authorized transmitter site (BLH-19901120KC). The licensed coordinates for FM Station WYVC at Camden, are 31-57-17 NL and 87-15-51 WL.

³ 47 U.S.C. § 316(a) (the "Act").

⁴ See *Modification of FM and Television Licenses Pursuant to Section 316 of the Communications Act*, 2 FCC Rcd 3327 (1987).

⁵ See *Circleville, Ohio*, 8 FCC 2d 159 (1967).

Accordingly, IT IS ORDERED, that pursuant to Section 316(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 316(a), and pursuant to Section 1.87 of the Commission's Rules, Down Home Broadcasting, SHALL SHOW CAUSE why its license SHOULD NOT BE MODIFIED to specify operation on Channel 230A in lieu of Channel 272A. Down Home Broadcasting may, not later than 30 days from the date of this letter, file a written statement showing with particularity why its license should not be modified as proposed in this *Order to Show Cause*. The Commission may call upon the affected licensee herein to furnish additional information. If the affected licensee raises any substantial and material questions of fact, a hearing may be required to resolve such questions of fact pursuant to Section 1.87 of the Rules. Upon review of the statements and/or additional information furnished, the Commission may grant the modification, deny the modification, or set the matter of modification for hearing. If no written statement is filed by the date referred to above, the respective licensee will be deemed to have consented to the respective modification as proposed in this *Order to Show Cause* and its license will be reissued indicating the modification of its assignment by specifying the new channel.

Further action on the subject application will be withheld for thirty days from the date of this letter to provide an opportunity to reply. Please note that responses must be submitted to the Secretary of the Commission in triplicate and must be served on all parties.

Sincerely,

Arthur E. Doak

Arthur E. Doak
Senior Engineer
Audio Division
Media Bureau

cc: Rev. Dr. Neolin Craig
Wiley Rein LLP