

-----Original Message-----

From: Hossein Hashemzadeh
Sent: Wednesday, October 07, 2009 3:00 PM
To: 'Dan J. Alpert'
Cc: Mohammad Habib; Alan Aronowitz
Subject: FW: KPDR-LP
Importance: High

I have Mohammad to process the STA request.

-----Original Message-----

From: Dan J. Alpert [mailto:dja@commlaw.tv]
Sent: Wednesday, October 07, 2009 2:56 PM
To: Hossein Hashemzadeh; Alan Aronowitz
Cc: Mohammad Habib
Subject: RE: KPDR-LP
Importance: High

Hossein:

I filed it with the FCC on September 30, and sent a copy to Alan earlier today, as you had requested when last we spoke about it a couple of weeks ago.

I caught a discrepancy on the date I reported to the FCC, which then bled into the Declarations I helped prepare for the two people who were at the site. The station went on the air on August 29 (Saturday) (not August 26, 2009 as I previously reported). I just called and received corrected Declarations. The new, corrected document I am filing tonight (with the Secretary's Office) is attached.

The station is still on the air, as can be confirmed by anyone in the Park City area!

The old site was lost. The last thing that needs to be done to close the loop on this is to finally grant the STA that was filed shortly before the station needed to go back on the air. Hopefully you now have enough to accomplish this. If you need to speak with the engineer (Roger Mills) directly to confirm any information, he is available almost any time.

-----Original Message-----

From: Hossein Hashemzadeh [mailto:Hossein.Hashemzadeh@fcc.gov]
Sent: Wednesday, October 07, 2009 2:10 PM
To: Dan J. Alpert; Alan Aronowitz
Cc: Mohammad Habib
Subject: RE: KPDR-LP

Dan:

I think the question was some kind of proof that they indeed went back on the air on 8/29/09. This station seems like been off and on since 2007. Did you send me the material via email or filed with the Commission, can you email them to me.

-----Original Message-----

From: Dan J. Alpert [mailto:dja@commlaw.tv]
Sent: Wednesday, October 07, 2009 1:45 PM
To: Alan Aronowitz
Cc: Hossein Hashemzadeh
Subject: RE: KPDR-LP

Alan:

No apologizes necessary. Lots of similar sounding call letters out there, and lots of trivia always to keep straight.

Speaking strictly about KPDR-LP: the station resumed operations on Saturday, August 29, 2009, and is waiting to have its STA (BSTA-20090827ACH) granted, that was filed in late August. There was a typographic error in the documentation I filed that I am the source of -- I looked at a calendar wrong, and previously reported an on-air date of August 26, 2009. (That is being corrected by a letter to the Secretary's office today). There was no LOI issued, and so far as I know, nothing for you to write up -- the photos and Declarations were filed at Hossein's verbal request.

I do not believe that any written "decision" or letter from you even needs to be written up concerning this. As far as I know, all you have to do at this point is (i) review the materials I sent you to satisfy yourself and Hossein that the station resumed operations as reported by letter and report that confirmation to Hossein; and (ii) then hopefully arrange to have Mohammad to go ahead and process the pending STA (BSTA-20090827ACH) for the operation from temporary site. (There is a displacement application for a new permanent operation pending (BDISDVL-20090824AFO) which after it goes on cut-off and is granted will provide for new, eventually permanent operations for KPDR-LP on a digital channel).

I thank you again. I am sure the licensee (Craig & Marilyn Caples and William Mitchell) thank you as well.

-----Original Message-----

From: Alan Aronowitz [mailto:Alan.Aronowitz@fcc.gov]
Sent: Wednesday, October 07, 2009 11:30 AM
To: Dan J. Alpert
Cc: Hossein Hashemzadeh
Subject: RE: KPDR-LP

I'm sorry -- I think you are correct. Reading the KPDR e-mail, it fits the same basic inquiry - is the station on or off? You do have a number of these and, you're right, I can't keep them all straight, made worse by the number of folks you've talked to. I still have to get to some you've responded to, so I'm trying to use my time more efficiently rather than tracking these down.

Again, I apologize for the confusion while I straighten this out. Did I do a KPDR LOI or are you just filing per a request? I'll see that the KPVE authorization is cancelled.

-----Original Message-----

From: Dan J. Alpert [mailto:dja@commlaw.tv]
Sent: Wed 10/7/2009 11:15 AM
To: Alan Aronowitz
Cc: Hossein Hashemzadeh
Subject: RE: KPDR-LP

Alan:

I think you might be confused. There has not ever been a letter of inquiry issued with regard to KPDR-LP.

Did you think this e-mail had to do with KPVE-LP (a different station) that you inquired about last week? If so, I sent out an e-mail on that one, too, just before I received this e-mail.

I don't think I have missed any responses with KPDR-LP, at all. I filed this information as soon as Hossein told me to (i.e., within a week).

-----Original Message-----

From: Alan Aronowitz [mailto:Alan.Aronowitz@fcc.gov]
Sent: Wednesday, October 07, 2009 11:08 AM
To: Dan J. Alpert
Cc: Hossein Hashemzadeh
Subject: RE: KPDR-LP

Dan:

That does not excuse failing to respond to an LOI sent in April. If you were supposed to get in touch with me on this, you cannot wait almost six months and only after I send you an e-mail to file and/or respond. We've done this before, so let me again make clear: You have to follow the rules, and if you want such courtesies extended by me, you'll just have to step up the responsible communication before being asked. It wastes the staff's time and it does not help you or your clients to play catch up, which would have been the case here. Hopefully, this will be corrected going forward.

Thank you,

Alan

From: Dan J. Alpert [mailto:dja@commlaw.tv]
Sent: Wed 10/7/2009 10:45 AM
To: Alan Aronowitz
Cc: Hossein Hashemzadeh
Subject: KPDR-LP

Alan:

I spoke with Hossein a couple weeks ago about KPDR-LP. A engineering STA was filed to allow the station to resume operations before the one-year period expired, and the station went back on the air with an emergency antenna under Section 73.1680 of the Commission's Rules when (I think because Mohammed was out of town) the STA was not granted immediately. When I later inquired about the status of the STA, I was told it was referred to you, and I had to submit proof the station had resumed operations to you prior to the STA being able to be granted.

I filed the attached with the FCC last week. If you need anything more, please let me know.

Thank you.

An e-mail message from:
Dan J. Alpert
The Law Office of Dan J. Alpert
2120 N. 21st Rd.
Arlington, VA 22201

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