

# FEDERAL COMMUNICATIONS COMMISSION

445 12<sup>th</sup> Street SW  
WASHINGTON DC 20554

MEDIA BUREAU  
AUDIO DIVISION  
APPLICATION STATUS: (202) 418-2730  
HOME PAGE: <http://www.fcc.gov/mb/audio/>

PROCESSING ENGINEER: Dale Bickel  
TELEPHONE: (202) 418-2700  
FAX: (202)-418-1411 MAIL STOP: 2-B450  
INTERNET ADDRESS: [dalc.bickel@fcc.gov](mailto:dalc.bickel@fcc.gov)

November 5, 2009

Mr. Paul Driscoll  
WVUM, Inc.  
P.O. Box 248127  
School of Communications, University of Miami  
Coral Gables, FL 33124

In re: WVUM (FM), Coral Gables, FL  
Facility ID No. 74175  
WVUM, Inc.  
File No. BPED-20070615ACK  
Petition for reconsideration

File No. BPED-20091027AAV

Dear Mr. Driscoll:

This letter is in reference to the above captioned minor change application to increase the effective radiated power of WVUM (FM) from 0.100 to 5.9 kW.

By letter dated March 24, 2008, we noted that that the application failed to comply with Section 73.525<sup>1</sup> of the Commission's Rules (the "Rules") with respect to Channel 6 TV station WTVJ (TV), Miami, FL. At that time, you stated that WTVJ (TV) had elected to remain on DTV Channel 31 and would not return to Channel 6, and that analog TV operations were be expected to cease in any case on Channel 6 on February 17, 2009. Because of this, you requested a construction permit conditioned so as not to permit program test operations until after February 2009 (or such time as WTVJ (TV) ceased operations on Channel 6). However, we did not concur with your request, and dismissed the application for the reasons set forth in the March 24, 2008 letter. You subsequently filed a petition for reconsideration of that decision, which is before us now.

On October 27, 2009, you refiled this application as a separate minor change application, noting that the waiver request was no longer needed in light of the Commission's *Public Notice* of October 13, 2009.<sup>2</sup> We have reviewed the new minor change application and find it acceptable for filing, without need to consider the policy issues that resulted in the dismissal of the earlier application.

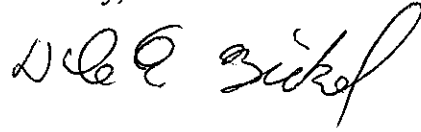
---

<sup>1</sup> 47 C.F.R. § 73.525.

<sup>2</sup> *Media Bureau Establishes October 27, 2009, Initial Filing Date for Acceptance of Certain Noncommercial Educational FM Minor Change Applications, Public Notice*, DA 09-2214, released October 13, 2009.

Accordingly, further review of the petition for reconsideration for application BPED-20070615ACK is unnecessary, and that petition for reconsideration IS DISMISSED. Application BPED-2009102AAV, being acceptable for filing, IS GRANTED. These actions are taken pursuant to Section 0.283<sup>3</sup> of the Rules.

Sincerely,

A handwritten signature in black ink, appearing to read "D. E. Bickel". The signature is written in a cursive style with a large, sweeping flourish at the end.

Dale E. Bickel  
Senior Electronics Engineer  
Audio Division  
Media Bureau

cc: Carl T. Jones Corporation

---

<sup>3</sup> 47 CFR § 0.283.