

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 12th STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISIO**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

**PROCESSING ENGINEER:** Jimmy Kong  
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**FEB 26 2010**

Mountain Valley Broadcasting, Inc.  
P.O. Box 72  
Norway, ME 04268

Re: Mountain Valley Broadcasting, Inc.  
WEZR(AM), Lewiston, ME  
Facility Identification Number: 11031  
File Number: BP-20091110AAE

Dear Applicant:

The staff has under consideration the above-captioned application for a minor modification of AM broadcast station WEZR(AM).

An engineering review of the application reveals that the proposed nighttime operation would increase the existing 50% RSS limits of co-channel Canadian station CJRW, Summerside, PE, in violation of US/Canadian AM Broadcast Agreement. Specifically, the existing RSS limit for CJRW is 12.65 mV/m, and the proposal will increase the limit to 14.26 mV/m.<sup>1</sup>

In addition, you have answered NO to Item 11 (Environmental Protection Act) of the 301 Form which requires a SHPO/NHPA showing. However, you stated that the application will be amended once the study is completed. As to this date, we have not received the amendment for SHPO/NHPA showing.

Accordingly, further action on the subject application will be withheld for a period of (30) thirty days from the date of this letter to provide you an opportunity to amend. Failure to respond within this time period will result in the dismissal of the application pursuant to

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<sup>1</sup> The existing limit of CJRW is comprised of 7.75 mV/m from WSYY, 7.34 mV/m from CJAF, and 6.79 mV/m from NEW, Lac-Étchemin, QC.

47 C.F.R. § 73.3568. Please note that any amendment must be submitted in the same manner as the original application.

Sincerely,

A handwritten signature in black ink, appearing to read "Son Nguyen". The signature is cursive and somewhat stylized.

Son Nguyen, Supervisory Engineer  
Audio Division  
Media Bureau

cc: John F. Garziglia, Esq.  
Clarence M Beverage