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Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of

Request for Waiver of Main Studio Rule
Top O' Texas Educational Broadcasting Foundation, Inc.,
KWAS(FM), Red River, New Mexico (Facility ID No. 175031)

0008310583

March 23, 2010

Top O' Texas Educational Broadcasting Foundation, Inc ("TOTEBF"), permittee of KWAS(FM), Red River, New Mexico (Facility ID No. 175031), seeks a waiver of the main studio rule.

As provided in Rule 73.1125(a)(4), the Commission will waive the main studio rule where good cause is shown and where the proposed studio location "*would be consistent with the operation of the station in the public interest.*" The Commission has recognized the benefits of centralized operations for noncommercial educational stations, given their limited resources, and has granted waivers of the main studio rule where satellite operations are proposed. See Main Studio and Program Origination Rules, 3 FCC Rcd 5024, 5027 (1988). See also American Family Association, (Marksville, Louisiana), 12 FCC Rcd 15128 (Hearing Designation Order 1997); Public Broadcasting in Northwest Ohio (Defiance, Ohio), 12 FCC Rcd 15114 (Hearing Designation Order February 19, 1997); Greater Washington Education Telecommunications Association, Inc., (Leonardtown, Maryland), 12 FCC Rcd 15123 (1997).

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TOTEBF seeks waiver of the main studio rule in order to locate its main studio for KWAS(FM) as a satellite of KJRT(FM), Amarillo, Texas. Grant of the waiver request to locate the main studio in Amarillo, Texas will allow tremendous cost savings while imposing a *de minimus* inconvenience. The cost savings are in the public interest by allowing the limited funding available for noncommercial broadcasting to be used for programming. A waiver is necessary due to the limited funding available to noncommercial educational broadcast stations. The cost savings will help ensure the station's financial success.

In order to ensure that its public service obligations to the community of Red River, New Mexico, are met, TOTEBF agrees to undertake the following:

1. It will maintain a copy of the KWAS(FM) public file in Red River, New Mexico.
2. It will establish toll-free phone service to the station for residents of Red River, New Mexico.
3. It will provide periodic local programming for Red River, New Mexico, residents, including coverage of significant local news or cultural events.
4. It will establish a community advisory board consisting of at least one resident of Red River, New Mexico. This board will provide periodic input and recommendations on community needs and programming.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ricky Pfeil". The signature is fluid and cursive, with the first name "Ricky" and last name "Pfeil" clearly distinguishable.

Ricky Pfeil, Trustee

Top O' Texas Educational Broadcasting Foundation, Inc.