

FEDERAL COMMUNICATIONS COMMISSION
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WASHINGTON, DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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NOV 23 2010

Results Radio of Chico, LLC
1355 Dutton Avenue, Suite 225
Santa Rosa, CA 95401

Re: KMJE(FM), Woodland, CA
Facility ID No. 52516
Results Radio of Chico, LLC
File No. BMPH-20100304ABF

Dear Applicant:

This letter is in reference to the above-captioned minor change application to change antenna location.

An engineering review of the application reveals that KMJE's proposed facilities would result in prohibited contour overlap with second-adjacent channel Class B license (BLH-19850512KC) for KHYL(FM), Auburn, CA, in violation of 47 C.F.R. § 73.215. Specifically, the proposed interfering contour (94 dBu) would cause overlap to the protected contour (54 dBu) of KHYL's facility. KMJE recognizes this violation and states that areas of "existing" overlap from a fully-spaced station are permitted to be maintained in a short-spaced application processed under § 73.215 where the area of overlap is not increased. KMJE shows that the amount of existing interference land area, when compared to the fully spaced unbuilt construction permit (BMPH-20090527AFU), would be reduced from 50.6 square kilometers containing a population of 17,176 persons to 50.4 square kilometers containing a population of 236 persons.

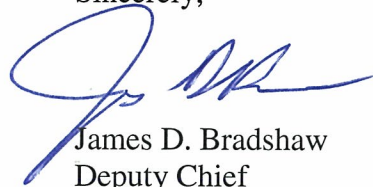
Commission policy does not allow a § 73.215 applicant to compare its proposed protected or interfering contour against a hypothetical or unbuilt construction permit's protected or interfering contour; such proposals can only be evaluated against an existing contour, where the contour in question is actually being generated by an operating station.¹

¹ See Letter from Larry D. Eads, Chief, Audio Services Division to Interstate Broadcasting Systems of Arizona, Inc. (KRDS-FM) dated January 5, 1993.

We conclude that KMJE's unbuilt construction permit contour does not constitute "existing overlap." Therefore, KMJE must amend the application to demonstrate compliance with § 73.215.

Further action on the subject application will be withheld for a period of thirty (30) days from the date of this letter to provide an opportunity to submit the requested information. Failure to respond within this time period will result in the dismissal of the application for failure to prosecute pursuant to 47 C.F.R. § 73.3568(a)(1).

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Bradshaw", is written over the typed name.

James D. Bradshaw
Deputy Chief
Audio Division
Media Bureau

cc: William H. Fitz, Esq.