

FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554
May 26, 2011

In Reply Refer To:
1800B3-IB

Michele McClure, Esq.
Fletcher, Heald & Hildreth
1300 North 17th Street
Arlington, VA 22209

Larry Stratton
Rural California Broadcasting Corp.
5850 LaBath Ave.
Rohnert Park, CA 94928

In re: NEW, Cazadero, CA
Facility ID No. 85825
File No. BNPH-19970212TN

NEW, Rio Nido, CA
Facility ID No. 87622
File No. BNPH-19970716TI

Applications to Construct New Noncommercial
FM Translator Stations

Dear Ms McClure and Mr. Stratton:

We are writing to request additional information needed to process the above-referenced applications, each proposing noncommercial educational (“NCE”) translator facilities in the non-reserved portion of the FM band. The two proposed facilities are mutually exclusive with one another, and form a single “closed” group of applications which are cut off from any additional competing applications. Because only one of these NCE applications can be granted, the Commission must evaluate the applications pursuant to the NCE comparative procedures set forth in Section 74.1233(e) of the Commission’s rules.¹ The above-referenced applications do not yet contain the information needed to perform such an analysis, however, because they were filed prior to the adoption of the current NCE comparative procedures. Accordingly, you are directed to amend your application electronically by June 27, 2011 to include the comparative information requested in Section IV of Form 349.

Other groups of NCE applicants (but proposing operations in the reserved band) have already amended their applications to include the necessary information and it is likely that your non-reserved-band group will be considered along with those groups. In order to be consistent, we request that the information which you provide use a “snap shot” date of June 4, 2001, the same date which the other groups of applicants were required to use.² That date will establish the maximum qualifications for which you will qualify. Consistent with policy applied to the other groups, an applicant whose qualifications

¹ 47 C.F.R. Section 74.1233(e).

² See *Supplements and Settlements to Pending Closed Groups of Noncommercial Educational Broadcast Applications Due by June 4, 2001*, Public Notice, 16 FCC Rcd 6893 (2001).

have diminished since the “snap shot” date must report the less favorable information and cannot enhance its qualifications for any favorable changes.³

Failure to amend your application with the required information will result in dismissal of the application.

Sincerely,

Peter H. Doyle
Chief, Audio Division
Media Bureau

³ See Section 1.65 Amendment Deadline Established for Noncommercial Educational FM and FM Translator Station Applicants, Public Notice, 19 FCC Rcd 24740 (2004).