

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, SW
WASHINGTON, DC 20554

MEDIA BUREAU
OFFICE OF BROADCAST LICENSE POLICY
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

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April 28, 2011

Harry C. Martin, Esq.
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street, 11th Floor
Arlington, VA 22209

Re: KSCV(FM), Springfield, Missouri
Community Broadcasting, Inc.
Facility ID No. 1622
File No. BPED-20110214AAM

Dear Counsel:

This is in reference to the above-captioned application for Construction Permit ("Application") which proposes to change the authorized KSCV(FM) station class¹ and maximum effective radiated power, and to specify use of a directional antenna.

An engineering review of the Application reveals that the proposed directional antenna system violates Section 73.510(a) of the Commission's Rules² which states that the antenna systems of noncommercial educational stations must comply with the provisions of Section 73.316 of the Commission's Rules.³ In the arc between 90 degrees True and 100 degrees True, the proposed directional antenna radiation pattern varies by 2.3 dB. The applicant is using a directional antenna to prevent prohibited contour overlap within this azimuthal arc. Pursuant to Section 73.316(b)(2) of the Commission's Rules,⁴ directional antennas used to protect short-spaced stations and to prevent prohibited contour overlap that have a radiation pattern which varies by more than 2 dB per 10 degrees of azimuth will not be authorized.

¹ Based on the facilities specified in the Application, KSCV(FM) would change from a class C3 FM station to a class C2 FM station. The applicant failed to recognize this class change in the Application.

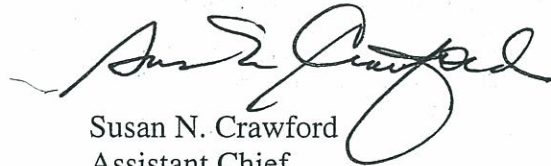
² 47 C.F.R. § 73.510(a).

³ 47 C.F.R. § 73.316.

⁴ 47 C.F.R. § 73.316(b)(2).

In light of the above, application BPED-20110214AAM is unacceptable for filing pursuant to Section 73.3566(a) of the Rules⁵ and IS HEREBY DISMISSED. This action is taken pursuant to Section 0.283 of the Rules.⁶

Sincerely,

A handwritten signature in black ink, appearing to read "Susan N. Crawford", is written over the typed name and title.

Susan N. Crawford
Assistant Chief
Audio Division
Media Bureau

cc: Community Broadcasting, Inc.
Jeremy D. Ruck, PE

⁵ 47 C.F.R. § 73.3566(a).

⁶ 47 C.F.R. § 0.283.