

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
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APPLICATION STATUS: (202) 418-2730
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Community Broadcasting, Inc.
10550 Barkley
Suite 108
Overland Park, KS 66212

In re: KCVW(FM), Kingman, KS
Facility ID # 6506
Community Broadcasting, Inc.
BPED-20111214ABT

Dear Applicant:

This letter is in reference to: (1) the above-captioned minor change application BPED-20111214ABT, as amended December 15, 2012, to modify antenna height, class, location, and effective radiated power; (2) the February 3, 2012 Informal Objection filed by Entercom Wichita License, LLC ("Entercom"); and (3) all other related pleadings.

An engineering review of the application reveals that the proposed facility fails to provide adequate city grade coverage as required by 47 C.F.R. § 73.315 of the Commission's Rules.¹ Specifically, the proposed 70 dBu contour, using the standard contour prediction method in § 73.313 of the Commission's Rules,² fails to cover at least 80 percent of the community of license of Kingman, KS. KCVW's application acknowledges this situation, and provides a supplemental showing based on Longley-Rice propagation methodology to demonstrate that, in fact, a signal strength of 70 dBu will be provided to Kingman.

Our initial review of the supplemental showing revealed that, in the direction of the community of license, the 70 dBu field strength contour, as calculated using Longley-Rice, does extend the 70 dBu field strength contour, as calculated by Commission rule § 73.313, by more than 10%. Therefore, this supplemental showing was forwarded to our propagation expert at the Office of Engineering Technology ("OET") to perform an independent study. OET concluded that KCVW's proposal, as amended, would cover less than 80 percent of Kingman, KS.³ Therefore, KCVW must amend its application to demonstrate compliance with § 73.315.

¹ 47 C.F.R. § 73.315

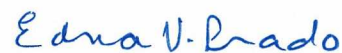
² 47 C.F.R. § 73.313

³ This determination was made using a 3 dB clutter loss.

Pursuant to 47 C.F.R. § 73.3522(c)(2) of the Commission's Rules,⁴ "...an applicant whose application is found to meet the minimum filing requirements, but nevertheless is not complete and acceptable, shall have the opportunity during the period specified in the FCC staff's deficiency letter to correct all deficiencies in the tenderability and acceptability of the underlying application, including any deficiency not specifically identified by the staff." Additionally, 47 C.F.R. § 73.3564 of the Commission's Rules⁵ states that, "[a]pplications with uncorrected tender and/or acceptance defects remaining after the opportunity for corrective amendment will be dismissed with no further opportunity for corrective amendment." See Appendix B in the Report and Order in MM Docket No. 91-347, 7 FCC Rcd 5074, 57 Fed. Reg. 34872 (published August 7, 1992). This letter constitutes your opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3522(c)(2).

Further action on the subject application will be withheld for 30 days from the date of this letter to provide KCVW an opportunity to reply. Failure to correct all tender and acceptance defects within 30 days from the date of this letter will result in the dismissal of the application with no further opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3564(a)(3). Furthermore, failure to respond within 30 days will result in the dismissal of the application for failure to prosecute pursuant to § 73.3568(a)(1) of the Commission's Rules.⁶ This letter does not imply any judgment on the February 3, 2012 Informal Objection filed by Entercom Wichita License, LLC.

Sincerely,



Edna V. Prado
Supervisory Engineer
Audio Division
Media Bureau

cc: Harry C. Martin, Esq.
Donald Lynch, Technical Consultant
Entercom Wichita License, LLC

⁴ 47 C.F.R. § 73.3522(c)(2).

⁵ 47 C.F.R. § 73.3564(a)(3).

⁶ 47 C.F.R. § 73.3568(a)(1).