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

MEDIA BUREAU AUDIO DIVISION TECHNICAL PROCESSING GROUP APPLICATION STATUS: (202) 418-2730 HOME PAGE: www.fcc.gov/mb/audio/ PROCESSING ENGINEER: GEORGE H. GWINN TELEPHONE: (202) 418-2700 FACSIMILE: (202) 418-1410/1411

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RECEIVED & INSPECTED

INTERNET ADDRESS: George.Gwinn@fcc.gov

February 16, 2005

John Crigler, Esq. Garvey, Schubert & Barer 5th Floor, Flour Mill Building 1000 Potomac Street, NW Washington, DC 20007-3501

> In re: WDIY(FM); Allentown, PA Facility I.D. No.: 36992

> > Lehigh Valley Community Broadcasters

Association, Inc. ("Lehigh")

BPED-19990823IA

Dear Mr. Crigler

The staff has under consideration the above-captioned application for minor changes to station WDIY(FM). The staff issued a letter dated July 22, 2003 stating that the applicant was required to amend the television Channel 6 interference showing. **Lehigh** was required to respond within 30 days (August 22, 2003) by providing a revised showing. On August 22, 2003 **Lehigh** requested an extension to pursue a solution through agreement with the TV 6 station. To date the Commission has not received a response.

Further, the letter cautioned that failure to respond within the specified time period or to provide a curative amendment will result in the dismissal of the application pursuant to 47 C.F.R. Section 73.3568(a)(1). Application BPED-19990823IA IS HEREBY DISMISSED for failure to prosecute. This action is taken pursuant to 47 C.F.R. Section 0.283.

Sincerely,

George H. Gwinn Supervisory Engineer

Audio Division Media Bureau

cc: Lehigh Valley Community Broadcasters Association, Inc.