

From: [Dale Bickel](#)
To: ["Juan Carlos Matos"](#)
Cc: [Aurio Matos](#); [Francisco Montero](#)
Bcc: [Dale Bickel](#)
Subject: RE: WLUZ 302-FM
Date: Thursday, November 07, 2013 12:10:21 PM

Mr. Matos:

Thank you for the clarification. We have no objection to WLUZ operating at 50% of authorized power (per Section 73.1620(a)(2) of the Commission's rules) while the directional antenna exhibits are sorted out.

Please keep a copy of this e-mail with the station's records.

Dale Bickel dale.bickel@fcc.gov

From: Juan Carlos Matos [mailto:juan97fm@gmail.com]
Sent: Thursday, November 07, 2013 12:02 PM
To: Dale Bickel
Cc: Aurio Matos; Francisco Montero
Subject: WLUZ 302-FM

Dear Mr. Bickel:

We became aware this morning by our attorney Mr. Frank Montero of FCC decision to denied the PTA for WLUZ due to the incomplete Proof of Performance that Shively Labs prepare.

We contact Mr. Bob Surret and Shively offices and they are working to complete it as soon as possible. In order to keep WLUZ under FCC rules we seek your guidance to know what option we have to keep station on the air until this situation is fix and an application could be file to amend present one with a complete Proof that be acceptable for the FCC.

We are willing of course to shut the station dark immediately you said so because it is the first time we are dealing with a situation like this. We complete the move and former site was abandoned per owner request. We built as authorized by recent Construction Permit but the error of submitting an incomplete Proof of Performance is beyond our control. We are trying to understand how this happened with Shively Labs.

Since WLUZ is not causing any interference and is under CP parameters we need to know if keeping operation at 50% of authorized power is possible if not we are ready to shut the transmitter down because we love to comply with FCC orders. WLUZ is giving a good educational service to the community and the public interest will be affected but for us FCC orders are a top priority situation. We really apologize for this situation I will wait for your decision or guidance how to proceed.

Sincerely Yours,

Juan Carlos Matos
On Behalf La Gigante Siembra, Inc.