

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

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

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DEC 18 2013

New Beginning Baptist Temple
15926 Carlton Lake Rd.
Wimauma, FL 33598

Re: NEW-LP, Wimauma, FL
Facility ID No. 194803
New Beginning Baptist Temple
File No. BNPL-20131104AAR

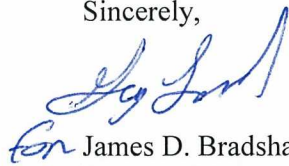
Dear Applicant:

The staff has under consideration the above-captioned application for a new low power FM (LPFM) station.

An engineering study has revealed that the proposed transmitter site specified in the application fails to meet the minimum spacing requirements of 47 C.F.R. § 73.807. Specifically, the site proposed is located 39.4 kilometers from the licensed facility for WHPT (BMLH-20100212AAW) on Channel 273C in Sarasota, FL. The required spacing pursuant to § 73.807 is 93 kilometers. The application supplies a second adjacent short-spacing waiver request that does not adequately demonstrate that no interference will occur. The exhibit contained only a narrative claiming no interference. An adequate demonstration of no interference should contain additional various items such as a map, a diagram, a photograph, and/or the antenna manufacture's vertical pattern data. Therefore, the application is unacceptable for filing and will be dismissed.

Accordingly, in light of the above, application BNPL-20131104AAR is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a)¹ and IS HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. § 0.283

Sincerely,


for James D. Bradshaw
Deputy Chief
Audio Division
Media Bureau

cc: James E. Price, III

¹ Under the Public Notice entitled "Commission States Future Policy on Incomplete and Patently Defective AM and FM Construction Permit Applications," FCC 84-366, released August 2, 1984, the Commission indicated that it would reinstate applications *nunc pro tunc* where the original application was dismissed and where a minor curative amendment was filed within thirty days. Please note that any amendment submitted for this purpose must be received within 30 days of the Public Notice of the dismissal of the application and must correct ALL acceptance defects with the application. This includes any defects that may not have been identified in the dismissal letter.