

WOMBLE  
CARLYLE  
SANDRIDGE  
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A PROFESSIONAL LIMITED  
LIABILITY COMPANY



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February 18, 2004

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
Washington, DC 20554

**Re: WJNT(AM), Pearl, MS (Facility ID No. 7691)  
Buchanan Broadcasting Company, Inc.  
FRN: 0001-7483-26  
Correction to Request for Special Temporary Authority to Operate  
FM Translator**

**EXPEDITED CONSIDERATION REQUESTED**

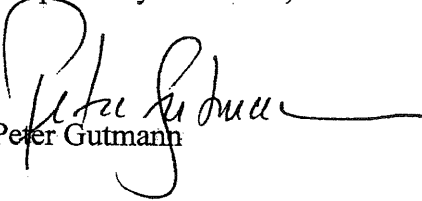
Dear Ms. Dortch:

This letter is written on behalf of Buchanan Broadcasting Company, Inc. ("Buchanan") in order to correct an error in our letter of February 17 with respect to the referenced matter. Specifically, in the sixth and seventh paragraphs reference was made to an LPFM construction permit on Channel 280 issued to Saint Andrew's Episcopal School (BNPL-20000830AAL). The reference should have been to an LPFM permit on Channel 282 at Piney Woods, Mississippi issued to the Piney Woods School (BNPL-20000901ACL). It was the President of the Piney Woods School whom Buchanan had contacted and who advised that the Piney Woods LPFM facility is unlikely to be on the air for at least several months. Buchanan recognizes that its authority to operate the STA requested in our February 17 letter (as corrected herein) will be subject to the commencement of program tests on the Piney Woods LPFM facility and that any directional antenna which Buchanan might subsequently propose would be intended to protect the Piney Woods LPFM facility.

We regret any confusion which our February 17 request may have caused and appreciate the Commission staff having reviewed our request so quickly and having pointed out this discrepancy.

Thank you for your continued prompt attention to our request for STA, for which the need remains pressing.

Respectfully submitted,



Peter Gutmann

cc: Robert Buchanan (LPF)  
Charles N. Miller, Esquire (via email)

February 17, 2004

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
P.O. Box 358200  
Pittsburgh, PA 15251-5200

**Re: WJNT(AM), Pearl, MS (Facility ID No. 7691)  
Buchanan Broadcasting Company, Inc.  
FRN: 0001-7483-26  
Request for Special Temporary Authority to Operate FM Translator**

**EXPEDITED CONSIDERATION REQUESTED**

Dear Ms. Dortch:

Buchanan Broadcasting Company, Inc. ("Buchanan"), by its attorney, hereby respectfully requests special temporary authority ("STA") to operate an FM translator in Pearl, Mississippi on Channel 282 during nighttime hours in order to replicate the service on its station WJNT(AM), Pearl, Mississippi which would otherwise be impaired by debilitating interference from station CMGL, Havana, Cuba.

In support of this request, we respectfully note that similar relief was initially requested on March 19, 1999 (supplemented on August 6, September 13, November 19 and December 17, 1999). In its request, Buchanan had noted that its nighttime signal was being completely overrun by that of station CMGL which, although authorized for 10 kw, appeared to be operating with at least 200 kw. WJNT was unable to counter the interference by proposing a power increase of its own due to a need to protect co-channel stations KGOL, Mason City, Iowa and KOIL, Bellevue, Nebraska. Buchanan submitted extensive field measurements documenting the strength of the Cuban station's signal at various locations within the WJNT coverage area and cited numerous complaints by its frustrated listeners who had come to depend upon its unique news/talk format but were no longer able to receive it. Invoking the policies which had led Congress to adopt the *Radio Broadcast to Cuba Act of 1983*, Buchanan requested operation on an FM translator to provide fill-in service to its authorized service area.

In a December 20, 1999 letter, Commission staff acknowledged the need for relief and authorized operation of WJNT-FM1 on Channel 280 for six months during nighttime hours with the following facilities:

GEORGIA / NORTH CAROLINA / SOUTH CAROLINA / VIRGINIA / WASHINGTON D.C.

WASHINGTON 106658v1  
47088.0000.1 (1671)

North Latitude: 32°16'22"  
West Longitude: 90°06'00"  
Effective Radiated Power: 0.500 kW  
Height of Radiation Center Above Ground: 25 meters  
Height of Radiation Center Above Mean Sea Level: 166 meters  
Height of Radiation Center Above Average Terrain: 74 meters  
Tower Height Above Ground: 27.4 meters  
Antenna Registration Number: 1207504

A timely STA extension was requested on June 21, 2000, but remained pending due to an informal objection which had been filed by a competitor. By letter of February 2, 2004 Commission staff dismissed the informal objection but denied an extension and cancelled the STA due to a recent authorization for LPFM station WLEZ-LP, Jackson, Mississippi on Channel 279.

Immediately upon receipt of the Commission's February 2 letter (on February 6), Buchanan terminated operation of its STA. Nonetheless, for the reasons set forth below, it is critical that operation be authorized so as to restore WJNT's nighttime service to its public.

Fortunately, WJNT has determined that operation on Channel 282 using the same facilities as in its previous STA (listed above) will achieve this goal. Submitted herewith is a portion of a channel study demonstrating clearance to all other authorized co- and adjacent-channel facilities with a single exception – a construction permit for a new LPFM station on channel 280 (BNPL-20000830AAL). Buchanan has contacted the President of the permittee, St. Andrew's Episcopal School, who advised that their LPFM facility is unlikely to be on the air for at least several months.<sup>1</sup>

Buchanan recognizes that its authority to operate the STA requested herein will have to cede to the St. Andrew's LPFM facility at such time as program tests begin, but the period before then will afford its listeners an opportunity to recover temporary FM nighttime service to overcome Cuban interference. In the meantime, Buchanan intends to explore a directional antenna to protect the St. Andrew's LPFM or a site change to enable it to suggest alternate frequencies on a longer-term basis.

We note that there has been no change in the conditions which precipitated the need for WJNT's previous STA. Interference from Cuba still obliterates most reception of WJNT within its protected nighttime service area. Accordingly, we submit that the same factors which led to the grant of WJNT-FM1 apply with equal force to the instant request.

<sup>1</sup> Buchanan further notes the pendency of two co-channel LPFM applications (BNPL-20000831ADO and BNPL-20000901ACG). It would appear that their mutual exclusivity will not be resolved, whether through lottery or otherwise, for a substantial period of time, and thus it seems unlikely that imminent operation of either facility will require Buchanan to terminate operation of the STA requested herein prior to program tests by St. Andrew's.

Buchanan respectfully requests expedited processing of the instant STA request. WJNT is a news/talk station that provides unique programming to its community and listeners. Unfortunately, the staff's February 2 letter came with no advance warning and provided no opportunity to apprise listeners of the cancellation of WJNT's STA. Since then, numerous listeners called to express confusion and concern over the sudden loss of service. Prompt restoration of service is important.

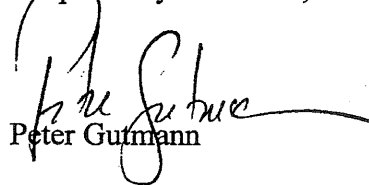
This Friday (February 20) is the opening game of Northwest Rankin High's baseball season. Its strong program is followed closely by many alumni who reside within the WJNT listening area. WJNT covers both home and away games, most of which (up to four per week) are played either in the evening or late afternoon (including double-headers) and could not be carried during WJNT(AM)'s daytime hours before Cuban interference overwhelms its signal.

More generally, WJNT's listeners have come to depend upon the station's service, not only for its unique news/talk format, but also to receive nighttime (and, in the winter, late afternoon and evening) traffic and weather information. Of particular concern to the WJNT service area are flood warnings, including Emergency Alert System activations. Buchanan fears that public safety may be severely compromised by the loss of its ability to convey critical information of this type to its listeners outside of daytime hours. In order to preserve such service, expedited processing is respectfully requested.

Submitted herewith is the applicant's Anti-Drug Abuse Act Certification and a Remittance Advice (FCC Form 159) containing credit card information for payment of the requisite \$145 STA filing fee.

We respectfully urge the staff to enable Buchanan to recommence STA operations on Channel 282, as proposed herein, at the very earliest opportunity in order to resume the level of public service upon which its listeners have come to depend.

Respectfully submitted,

  
Peter Gutmann

Enclosures

cc: Robert Buchanan (LPF)  
Charles N. Miller, Esquire (via email)

FEDERAL COMMUNICATIONS COMMISSION  
REMITTANCE ADVICE

(1) LOCKBOX #  358200	SPECIAL USE ONLY  FCC USE ONLY
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**SECTION A - PAYER INFORMATION**

(2) PAYER NAME (if paying by credit card enter name exactly as it appears on the card) Buchanan Broadcasting Company, Inc.		(3) TOTAL AMOUNT PAID (U.S. Dollars and cents) \$145.00
(4) STREET ADDRESS LINE NO. 1		
(5) STREET ADDRESS LINE NO. 2 P.O. Box 1248		
(6) CITY Jackson	(7) STATE MS	(8) ZIP CODE 39215
(9) DAYTIME TELEPHONE NUMBER (include area code) 601-353-2734	(10) COUNTRY CODE (if not in U.S.A.)	
<b>FCC REGISTRATION NUMBER (FRN) REQUIRED</b>		
(11) PAYER (FRN) 0001-7483-26	(12) FCC USE ONLY	

**IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)  
COMPLETE SECTION BELOW FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET**

(13) APPLICANT NAME		
(14) STREET ADDRESS LINE NO. 1		
(15) STREET ADDRESS LINE NO. 2		
(16) CITY	(17) STATE	(18) ZIP CODE
(19) DAYTIME TELEPHONE NUMBER (include area code)	(20) COUNTRY CODE (if not in U.S.A.)	
<b>FCC REGISTRATION NUMBER (FRN) REQUIRED</b>		
(21) APPLICANT (FRN)	(22) FCC USE ONLY	

**COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET**

(23A) CALL SIGN/OTHER ID WJNT (AM)	(24A) PAYMENT TYPE CODE MGF	(25A) QUANTITY 1
(26A) FEE DUE FOR (PTC) \$145.00	(27A) TOTAL FEE \$145.00	FCC USE ONLY
(28A) FCC CODE 1 7691	(29A) FCC CODE 2 MS, Pearl	
(23b) CALL SIGN/OTHER ID	(24B) PAYMENT TYPE CODE	(25B) QUANTITY
(26B) FEE DUE FOR (PTC)	(27B) TOTAL FEE	FCC USE ONLY
(28B) FCC CODE 1	(29B) FCC CODE 2	

**SECTION D - CERTIFICATION**

**CERTIFICATION STATEMENT**  
I, \_\_\_\_\_, certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief.

SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

**SECTION E - CREDIT CARD PAYMENT INFORMATION**

MASTERCARD \_\_\_\_\_ VISA  AMEX \_\_\_\_\_ DISCOVER \_\_\_\_\_

ACCOUNT NUMBER 4476 1960 0015 5807 EXPIRATION DATE 12/06

I hereby authorize the FCC to charge my credit card for the service(s) authorization herein described.

SIGNATURE John T. Boyer / [Signature] DATE February 17, 2004

CALL TYPE AZI. DIST LAT. PWR(kw) COR(M) PRO(km) \*IN\* \*OUT\*  
 STATE FILE # LNG. HAAT(M) INT(km) LICENSEE (Overlap in km)  
 --- Channel 280 103.9 MHz. ---

280L1 WSNT-L\* CP 345.2 18.71 32 26 10 0.100 121 6.0 -0.63< -2.65<  
 Ridgeland MS 165.2 BNPL20000830AAL 90 09 05 35 15.3 St. Andrew's Episcopal Sch

--- Channel 280 103.9 MHz. ---

280A RADD\* ADD 317.4 33.69 32 29 46 6.000 0 15.8 -45.18< -17.91<  
 Flora MS 137.4 90 20 36 -83 35.8

281L1 AP281\* APP 70.4 3.14 32 16 57 0.100 126 6.7 -15.56\*< -16.25\*<  
 Pearl MS 250.4 BNPL20000831ADO 90 04 08 43 12.7 Calvary Chapel Of Jackson,

279L1 WLEZ-L\* CP 306.3 7.26 32 18 42 0.100 96 5.6 -11.28\*< -13.20<  
 Jackson MS 126.3 BNPL20000901ABD 90 09 45 -2 14.8 Mississippi International

281L1 AP281\* APP 78.1 7.35 32 17 12 0.100 105 5.6 -9.79\*< -11.08<  
 Brandon MS 258.1 BNPL20000901ACG 90 01 26 11 12.8 Crossgates Baptist Church

280L1 WSNT-L\* CP 345.2 18.71 32 26 10 0.100 121 6.0 -12.07< -23.91<  
 Ridgeland MS 165.2 BNPL20000830AAL 90 09 05 35 36.6 St. Andrew's Episcopal Sch

--- Channel 281 104.1 MHz. ---

281L1 AP281\* APP 70.4 3.14 32 16 57 0.100 126 6.7 -28.43\*< -33.55\*<  
 Pearl MS 250.4 BNPL20000831ADO 90 04 08 43 30.0 Calvary Chapel Of Jackson,

281L1 AP281\* APP 78.1 7.35 32 17 12 0.100 105 5.6 -20.38\*< -28.62<  
 Brandon MS 258.1 BNPL20000901ACG 90 01 26 11 30.3 Crossgates Baptist Church

280A RADD\* ADD 317.4 33.69 32 29 46 6.000 0 15.8 -0.34< 3.11  
 Flora MS 137.4 90 20 36 -83 14.8

279L1 WLEZ-L\* CP 306.3 7.26 32 18 42 0.100 96 5.6 -4.00\*< 0.92  
 Jackson MS 126.3 BNPL20000901ABD 90 09 45 -2 0.7 Mississippi International

280L1 WSNT-L\* CP 345.2 18.71 32 26 10 0.100 121 6.0 -0.63< -2.65<  
 Ridgeland MS 165.2 BNPL20000830AAL 90 09 05 35 15.3 St. Andrew's Episcopal Sch

281C2 WZKS\* LIC ZC 77.3 116.69 32 29 53 16.961 286 44.8 -8.44< 41.70  
 Union MS 257.3 BLH19990921AAT 88 53 20 168 30.2 Clear Channel Broadcasting

228A WHJT\* LIC CN 288.4 22.76 32 20 15 6.000 193 27.9 7.2R 15.6M  
 Clinton MS 108.4 BMLH19951208KA 90 19 47 97 10.8 Mississippi College

--- Channel 282 104.3 MHz. ---

281L1 AP281\* APP 70.4 3.14 32 16 57 0.100 126 6.7 -15.56\*< -16.25\*< \*  
 Pearl MS 250.4 BNPL20000831ADO 90 04 08 43 12.7 Calvary Chapel Of Jackson,

281L1 AP281\* APP 78.1 7.35 32 17 12 0.100 105 5.6 -9.79\*< -11.08< \*  
 Brandon MS 258.1 BNPL20000901ACG 90 01 26 11 12.8 Crossgates Baptist Church

279L1 WLEZ-L\* CP 306.3 7.26 32 18 42 0.100 96 5.6 -4.00\*< 0.92  
 Jackson MS 126.3 BNPL20000901ABD 90 09 45 -2 0.7 Mississippi International

282L1 CP282\* CP 156.5 25.47 32 03 45 0.057 155 5.7 -3.38< -14.33< \*  
 Piney Woods MS 336.5 BNPL20000901ACL 89 59 33 41 34.1 The Piney Woods School

282C3 WMJU\* LIC C 214.4 95.96 31 33 33 25.000 217 34.5 -23.74< 26.20  
 Bude MS 34.4 BLH19990916AAL 90 40 26 76 35.2 Ole Brook Broadcasting, In

228A WHJT\* LIC CN 288.4 22.76 32 20 15 6.000 193 27.9 7.2R 15.6M  
 Clinton MS 108.4 BMLH19951208KA 90 19 47 97 10.8 Mississippi College

282C2 WGNL\* LIC CN 357.6 138.97 33 31 30 50.000 125 42.6 -0.62< 58.85  
 Greenwood MS 177.6 BLH19980202KE 90 09 52 88 37.5 Team Broadcasting Company,

--- Channel 283 104.5 MHz. ---

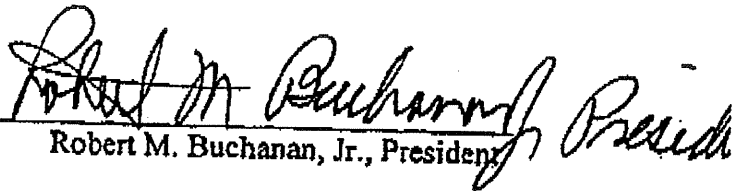
286C1 WQJQ\* LIC CN 25.1 51.15 32 41 25 100.000 389 71.5 30.62 -21.06\*<  
 Kosciusko MS 205.1 BLH19920226KD 89 52 06 289 0.7 Capstar Tx Limited Partner

283C1 WXHR\* LIC CN 135.9 129.80 31 25 52 100.000 368 71.4 -51.45< 22.69  
 Hattiesburg MS 315.9 BLH19971128KF 89 08 51 287 35.7 Blakeney Communications, I

**ANTI-DRUG ABUSE ACT CERTIFICATION**

I hereby certify that neither Buchanan Broadcasting Co., Inc. nor any of its principals has been subject to a denial of federal benefits under Section 5301 of the Anti-Drug Abuse Act of 1988.

**BUCHANAN BROADCASTING CO., INC.**

By:   
Robert M. Buchanan, Jr., President

Date: 2-09-04