



Federal Communications Commission  
Washington, D.C. 20554

May 8, 2006

Marcia Cohen  
c/o Aaron Shainis, Esq.  
Shainis & Peltzman  
1850 M Street, N.W.  
Suite 240  
Washington, D.C. 20036

Re: File No. BLTTL-20030902AAQ  
Facility ID No. 61692  
W52BR, Champaign, Illinois

Dear Applicant:

This is with respect to the above-referenced application for a license to cover the construction permit for a low power television station on channel 46 on the AON Center in Chicago, Illinois.<sup>1</sup> The construction permit application proposed use of a directional composite antenna, Model UP-6-SL, manufactured by Superior Broadcast Products, with a transmitter output power of 2.8 KW. The station is authorized to operate with an ERP of 150 KW.

The above-referenced application certifies that the facility was constructed as authorized in the underlying construction permit. On March 22, 2006, agents from the FCC Enforcement Bureau's Chicago office conducted an inspection of the station and observed that the utilized antenna was not the antenna authorized in the construction permit. They also observed that the transmitter, which is rated for 10 KW, was operating at 98% of its maximum rated power. Pursuant to Section 74.751(b)(2) of the Commission's rules, FCC Form 346 is required for "any change in the transmitting antenna system, including the direction of radiation, directive antenna pattern, antenna gain, transmission line loss characteristics, or height of antenna center of radiation." Accordingly, the licensee application is defective and IS HEREBY DISMISSED.

You may, within 5 business days from the date of this letter, request Special Temporary Authorization to continue operating at a variance from your authorized construction permit. Our action here is without prejudice to any future enforcement action with respect to your construction and operation of a low power television facility on channel 46 at variance with your authorized construction permit.

Sincerely,

Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau

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<sup>1</sup> File No. BPTTL-20021118ACB, granted June 11, 2003.