

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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Lakewood Communications, LLC
334 Hicks Road
Pulaski, TN 38478

In re: WKSR-FM, Pulaski, TN
Facility ID No.: 27422
Lakewood Communications, LLC
BPH-20150702AAL

Dear Applicant:

This letter refers to the above-captioned minor change application to modify the community of license ("CofL") from Lawrenceburg, TN to Pulaski, TN and to change effective radiated power, transmitter location, height above average terrain, and antenna radiation center height.

An engineering review of the application reveals that the proposal violates 47 CFR § 73.3573(g)(4). Specifically, the application fails to demonstrate the existence of a suitable assignment site that fully complies with both 47 C.F.R. §§ 73.207 and 73.315. With respect to § 73.207, the proposed assignment site is short-spaced by 19 kilometers to the co-channel Class C3 licensed facility (BLH-20080428AAO) for WNFN(FM), Millersville, TN. The required spacing pursuant to § 73.207 is 142 kilometers while the actual spacing proposed in the application is 123 kilometers. With respect to § 73.315, the assignment reference site fails to encompass 100% of the community of Pulaski, TN using the 70 dBu reference distance for a maximum class station.¹ These deficiencies constitute an acceptance defect. Therefore, WKSR must amend the application to specify a new assignment reference site that is fully spaced and provides city grade coverage to 100% of Pulaski, TN.

Pursuant to 47 C.F.R. § 73.3522, "... an applicant whose application is found to meet the minimum filing requirements but nevertheless is not complete and acceptable shall have the opportunity in the 30-day period specified in the FCC staff's deficiency letter to correct all deficiencies in the tenderability and acceptability of the underlying application, including any deficiency not specifically identified by the staff." Additionally, 47 C.F.R. § 73.3564 states that "[a]pplications with uncorrected tender and/or acceptance defects remaining after the opportunity for corrective amendment will be dismissed with no further opportunity for amendment." See Appendix B in the Report and Order in MM Docket No. 91-347. This letter constitutes your opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3522.

¹ The 70 dBu contour for a maximum Class A 6 kW ERP/100 m HAAT station using uniform terrain extends 16 km.

Further action on the subject application will be withheld for a period of thirty days from the date of this letter to provide the WKSJ opportunity to respond. Failure to correct all tender and acceptance defects within the thirty days from the date of this letter will result in the dismissal of the application with no further opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3564. Please note, any amendment must be submitted in the same manner as the original application.

Sincerely,

A handwritten signature in blue ink, appearing to read "Rodolfo F. Bonacci". The signature is stylized and includes a long horizontal line at the end.

Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Aaron Shanis, Esq. (via email)
Laura M. Mizrahi, Engr. (via email)