

**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D. C. 20554**

MAR 21 2006

**IN REPLY REFER TO:
1800B3-ALM**

Mr. Rob Robbins, President
Call Communications Group, Inc.
Post Office Box 561832
Miami, Florida 33256-1832

**In re: WMKL(FM), Key Largo, Florida
Facility ID No. 61087
Request For Waiver of Section 73.1125
(Main Studio Rule)**

Dear Mr. Robbins:

This letter is in response to Call Communications Group, Inc.'s ("Call") July 19, 2004 request for a waiver of Section 73.1125 of the Commission's rules¹ to locate the WMKL(FM) main studio at 10700 Caribbean Boulevard, Miami, Florida, the location of Call's main offices and programming studio. Call states that the proposed location is 7.1 miles beyond the WMKL(FM) principal city contour.

Pursuant to section 73.1125(a), a main studio must be located either (1) within a station's principal community contour, (2) within the contour of any other broadcast station licensed to its community, or (3) within 25 miles of the center of its community.² However, under Section 73.1125(b)(2), the Commission will waive these requirements where "good cause" exists to do so and where the proposed studio location "would be consistent with the operation of the station in the public interest." Each waiver request is considered on a case-by-case basis.

Call has demonstrated that uniquely compelling circumstances support a waiver in this case. Initially, Call has shown that it can achieve significant and continuing cost savings by locating its main studio at the Caribbean Boulevard address instead of Key Largo. In a March 1, 2006 supplement, Call states that the cost of rent for a 1,000 square foot studio in Key Largo would be approximately \$35,000, annually, as compared to \$19,000.00 at the Caribbean location, a difference of \$16,000 annually. Call states that these costs, plus the additional cost of employing and staffing a studio in Key Largo, will exceed the financial support available in Key

¹ 47 C.F.R. § 73.1125.

² See Report and Order, *Review of the Commission's Rules regarding the main studio and local public inspection files of broadcast television and radio stations*, 13 FCC Rcd 15,691 (1998); *recon. granted in part*, 14 FCC Rcd 11113 (1999) ("Reconsideration Order").

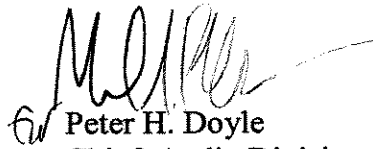
Largo, a Census Designated Place with a population of 11,806 persons. (2000 Census) The Commission has previously recognized limited funding as a basis for permitting centralized operation for noncommercial educational stations and networks.³

Moreover, on the basis of commitments Call has made, we are persuaded that WMKL(FM) will meet its public service obligations to the residents Key Largo, Florida. To that end Call has pledged to (1) maintain active membership in the Key Largo chamber of commerce; (2) maintain active membership and participation at regular meetings of the Upper Keys Ministerial Association; (3) attend meetings of the Monroe County Board of County Commissioners when appropriate; (4) originate live programming from Key Largo on numerous occasions throughout the year; (5) promote Key Largo community events through partnerships with local non-profit organizations, churches, and parents; (6) broadcast WMKL's local community bulletin which currently airs sixteen times daily (7) maintain the WMKL(FM) public inspection file at the Caribbean Blvd. address and a duplicate copy in Key Largo; and (8) maintain toll-free telephone number between Key Largo and the WMKL(FM) main studio. In these circumstances, we are persuaded that Call will meet its local service obligations and thus, that grant of the requested waiver is consistent with the public interest.

Finally, although Call has pledged to maintain a duplicate copy of the WMKL(FM) public file in Key Largo, we remind it, however, of the requirement that it maintain a public file for WMKL(FM) at 10700 Caribbean Boulevard, Miami Florida. It must also make reasonable accommodation for listeners wishing to examine the file's contents.⁴ We further remind Call that, notwithstanding the grant of the waiver requested here, the public file for WMKL(FM) must contain the quarterly issues and programs list for Key Largo, Florida as required by Section 73.3527(e)(8) of the Commission's rules.

In light of the above, the request for a waiver of the Commission's main studio rule, Section 73.1125 of the Commission's rules, submitted by Call Communications Group, Inc., IS GRANTED.

Sincerely,


Peter H. Doyle
Chief, Audio Division
Media Bureau

³ See Amendment of Section 73.1125, 3 FCC Rcd 5027, 5027 (1988). See also letter from Chief, Audio Division, dated June 11, 2003, in re WTSE(FM), (reference 1800B3-JR).

⁴ See Reconsideration Order, 14 FCC Rcd 11113, 11129 at ¶45.