

FEDERAL COMMUNICATIONS COMMISSION  
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WASHINGTON, DC 20554

MEDIA BUREAU  
AUDIO DIVISION  
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HOME PAGE: [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

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The Emperor's Circle of Shen Yun  
9550 Flair Drive  
EL Monte, CA 91731

Re: NEW, El Monte, CA  
Facility ID No. 196570  
The Emperor's Circle of Shen Yun  
File No. BMPL-20160923ADS

Dear Applicant:

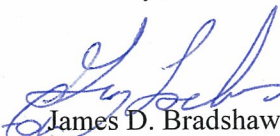
The staff has under consideration the above-captioned application for a modification to a construction permit.

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 20.9 kilometers from the construction permit for K268DD (BMPFT-20160729ACV) on Channel 268D in Los Angeles, CA. The required spacing pursuant to § 73.807 is 26 kilometers.

LPFM modification applications must either meet the distance separation requirements or, if short spaced, not lessen the spacing to subsequently authorized stations. This application reduces the spacing to BMPFT-20160729ACV from 23.6 kilometers to 20.9 kilometers.

Accordingly, in light of the above, application BMPL-20160923ADS is unacceptable for filing and IS HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. §§ 0.283 and 73.870(c).

Sincerely,

  
James D. Bradshaw  
Deputy Chief  
Audio Division  
Media Bureau

cc: Kevin T. Fisher