

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In re Application of)
)
BEAR VALLEY BROADCASTING, LLC)
(KZNO-LP, Big Bear Lake, CA))
)
For a Construction Permit for a Minor)
Modification of License for an Analog)
Low Power Television Station)

LMS File No. 0000022352
Facility ID 63149
RECEIVED - FCC

MAR 31 2017

Federal Communications Commission
Bureau / Office

To: Chief, Video Division, Media Bureau

INFORMAL OBJECTION

1. California State University Long Beach Research Foundation (“CSULBRF”) hereby submits this objection to the above-captioned application for minor changes in the facilities of low power analog station KZNO-LP.

2. CSULBRF is the licensee of noncommercial educational FM station KKJZ, operating on 88.1 MHz, Channel 201, at Long Beach, California. It believes that KZNO-LP attracts its audience primarily through its aural content, operating in essence as an FM radio station on 87.7 MHz, separated from KKJZ by only 0.4 MHz, the equivalent of two FM radio channels. The subject application requests a power increase for KZNO-LP and thus has the potential for creating increased second-adjacent channel interference to reception of KKJZ. While there are no explicit rules governing interference between low power TV stations on Channel 6 and FM broadcast stations on adjacent channels, KZNO-LP is a secondary station, as are all low power television stations.¹ KKJZ is a primary station. Thus KZNO-LP should not be

¹ “LPTV stations have ‘secondary spectrum priority’ to full-service stations. This means LPTV stations must not cause interference to the reception of existing or future full-service television stations, must accept interference from full-service stations, and must yield to new full-service stations where interference occurs.” <https://www.fcc.gov/consumers/guides/low-power-television-lptv-service>, visited March 30, 2017.

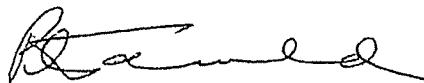
permitted to cause interference to KKJZ any more than an FM radio secondary service such as a translator² or low power FM station³ would be permitted to do.

3. Besides the threat of interference posed by the KZNO-LP proposal, CSULBRF notes that in an exhibit to the application, the applicant claims that its proposal does not require coordination with the government of Mexico, because another station on Channel 6 is located closer to the international border than KZNO-LP. There is no precedent to support that claim. On the contrary, the treaty between the United States and Mexico⁴ explicitly requires submission for coordination of any proposal within the coordination distance of the border that exceeds 1.0 kW effective radiated power. KZNO-LP seeks an ERP of 1.2 kW, so the proposal must be submitted for international coordination.

4. CSULBRF believes that the Commission must not ignore the potential for interference between low power television and FM radio stations and that in any event, full Mexican coordination of the proposal is required by treaty.

Fletcher, Heald & Hildreth, P.L.C.
1300 N. 17th St., 11th Floor
Arlington, VA 22209-3801
Tel. 703-812-0404
Fax 703-812-0486
Email: tannenwald@fhhlaw.com

Respectfully submitted,



Peter Tannenwald

Counsel for California State University
Long Beach Research Foundation

March 31, 2017

² 47 CFR § 74.1203(a)(1).

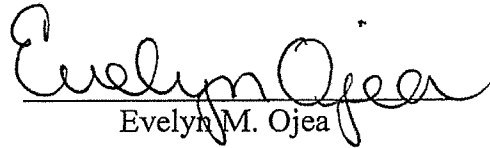
³ 47 CFR § 73.809(a).

⁴ Letter Agreement dated September 14, 1988, at page 6, available at:
<https://transition.fcc.gov/bureaus/ib/sand/agree/files/mex-bc/lpvhfbc.pdf>

CERTIFICATE OF SERVICE

I, Evelyn M. Ojea, do hereby certify that I have, this 31st day of March, 2017, caused a copy of the foregoing "Informal Objection" to be sent by first class United States mail, postage prepaid, to the following:

Joan Stewart, Esq.
Wiley Rein
1776 K St., N.W.
Washington, DC 20006
Counsel for Bear Valley Broadcasting, LLC


Evelyn M. Ojea