

**FEDERAL COMMUNICATIONS COMMISSION**

445 12<sup>th</sup> Street SW  
WASHINGTON DC 20554

MEDIA BUREAU  
AUDIO DIVISION  
TECHNICAL PROCESSING GROUP  
APPLICATION STATUS: (202) 418-2730  
HOME PAGE: <http://www.fcc.gov/mb/audio/>

PROCESSING ENGINEER: Dale Bickel  
TELEPHONE: (202) 418-2700  
FACSIMILE: (202) 418-1411  
MAIL STOP: 2-B450  
INTERNET ADDRESS: [dale.bickel@fcc.gov](mailto:dale.bickel@fcc.gov)

October 15, 2007

University of Delaware  
Perkins Student Center  
325 Academy Street, Room 112  
Newark, DE 19716

In re: WVUD (FM), Newark, DE  
University of Delaware  
Facility ID No. 69439  
Construction Permit Application BPED-20070907ADH

Dear University:

Your construction permit application for WVUD was filed two weeks after application BPED-20070823ADT for WBJC (Facility ID. No. 3654), Baltimore, MD and would create prohibited contour overlap in violation of Section 73.509 with the earlier filed application. Under the Commission's processing system for FM noncommercial educational minor change applications, minor change applications are processed on a first come / first served basis. Later filed applications are "held in queue" behind the first-filed or lead application.<sup>1</sup> If the lead application is granted, the queue is dissolved and the queue applications are dismissed; if the lead application is dismissed, then the first queue application (the application filed closest in time after the lead application) is processed.

In the present instance, the staff granted the lead application BPED-20070823ADT on October 12, 2007. As a result, the first come / first served queue is dissolved. Application BPH-20070907ADH, as a part of that queue, IS DISMISSED.

Sincerely,

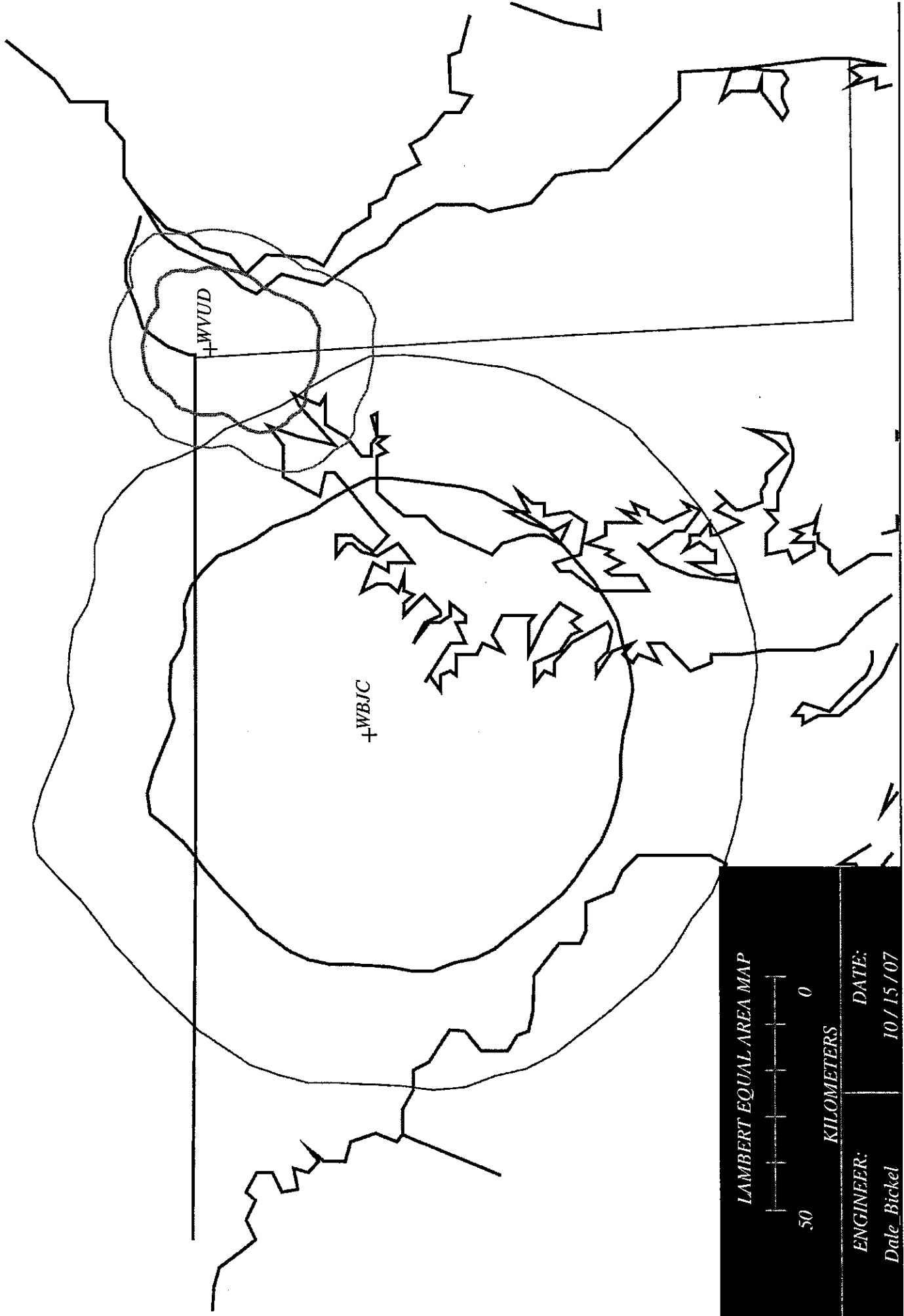


Dale E. Bickel  
Senior Electronics Engineer  
Audio Division  
Media Bureau

cc: Schwartz, Woods and Miller

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<sup>1</sup> "First come / first served" processing for FM noncommercial educational minor change applications was adopted in the *First Report and Order* in MM Docket 98-93, 14 FCC Rcd 5272, 7273-77 (1999).



LAMBERT EQUAL AREA MAP



KILOMETERS

ENGINEER:  
Date\_Bickel

DATE:

10/15/07

THE FOLLOWING IS A LIST OF THE DATA WHICH APPEARS ON THE ABOVE MAP  
 BOTTOM LATITUDE: 38.36 TOP LATITUDE: 40.31 LEFT LONGITUDE: -77.82 RIGHT LONGITUDE: -75.26  
 MAP: ENLARGED CONUS MAP PROJECTION: Lambert Equal-area CENTER LAT: 39.33 LONG: -76.54 GRID SPACING: 0.50  
 KILOMETERS / INCH = 27.18  
 PLOT MADE ON : 15 October, 2007 7:50 HOURS

call	serv	city,state	application no.	contour	chan	erp	haat	rcamsl	coverage area	A1	A7
WBJC	FM	BALTIMORE,MD	BPED-20070823ADT	60.0 dBu (50,50)	218B	50.000	152.0	289.2	8403.8 sq km	0	0
WBJC	FM	BALTIMORE,MD	BPED-20070823ADT	54.0 dBu (50,10)	218B	50.000	152.0	289.2	18712.7 sq km	0	0
WVUD	FM	NEWARK,DE	BPED-20070907ADH	60.0 dBu (50,50)	217A	4.100	41.0	99.0	1010.2 sq km	0	29
WVUD	FM	NEWARK,DE	BPED-20070907ADH	54.0 dBu (50,10)	217A	4.100	41.0	99.0	2241.3 sq km	0	29

No topographic data is available for this location.  
 A1 - Number of radials where free space equation was used for field strength calculations.  
 A7 - Number of radials where a HAAT less than 30 meters was adjusted to 30 meters.