

Federal Communications Commission Washington, D.C. 20554

December 12, 2017

In Reply Refer to: 1800B3-PPD

Win Radio Broadcasting Corporation 100-25 Queens Boulevard Suite 1CC Forest Hills, NY 11375

In re: W257BW, New Tripoli, PA

File No. BLFT-20170830ABL Facility ID No. 141566

Interference Complaint

Dear Permittee:

This refers to the interference complaint filed by Historic Takoma, Inc. (HTI) on September 8, 2017 (Complaint).¹ The Complaint alleges that W257BW is interfering with the reception of WOWD-LP, Takoma Park, Maryland.

Pursuant to 47 CFR § 74.1203, W257BW is required to eliminate any actual interference it causes. Therefore, it is necessary for W257BW to submit a detailed report on each complaint even if the complainant might have been addressed in a previous proceeding. For each complaint, the report must include: (1) the name and address of the complainant; (2) specific devices receiving the interference (i.e. type of device, manufacturer's name, model number, and serial number); and (3) any assistance provided by W257BW for each device allegedly receiving the interference and whether such interference persists. Each of the complaints must be addressed <u>individually</u>.

The Commission's Rules regarding FM translators restrict FM translator stations to operate strictly on a secondary basis and limit their service. Section 74.1203(a)(3)² states that an FM translator station will not be permitted to continue to operate if it causes any actual radio signal interference to the direct reception by the public of the off-the-air signals of any authorized broadcast station.³ Actual interference is based on listener complaints indicating that the signal they regularly receive is being impaired by the signal radiated by the FM translator station. Section 74.1203(b)⁴ states that if the

¹ On November 11, 2017, HTI filed an Emergency Petition for Relief, Request for Expedited Action, and Supplement which included additional listener complaints.

² 47 CFR § 74.1203(a)(3).

³ An FM translator station creating actual radio signal interference to any authorized broadcast station is obligated to eliminate the interference, regardless of the location where the impaired signal reception occurs.

⁴ 47 CFR § 74.1203(b).

interference cannot be properly eliminated by the application of suitable techniques, the operation of the offending FM translator station shall be suspended and shall not be resumed until the interference has been eliminated.

Within thirty days of this letter, W257BW must take appropriate actions required by the provisions of 47 CFR § 74.1203 to resolve <u>all</u> complaints of interference to fulfill its obligations.⁵ Further action on this complaint will be withheld for a period of thirty days from the date of this letter to provide W257BW an opportunity to respond. Failure to correct <u>all</u> complaints within this time may require W257BW to suspend operation pursuant to 47 CFR § 74.1203.⁶

Sincerely,

James D. Bradshaw

Deputy Chief Audio Division Media Bureau

Cc: Michael W. Richards, Esq. (by email)
J. Geoffrey Bentley, Esq. (by email)

⁵ The obligation to resolve interference complaints is ongoing. Specifically, should any complaints be filed in the future, the translator station must resolve or address those complaints within 30 days of receipt.

⁶ This requirement to address the interference complaints is without prejudice to any other issues raised in the Complaint.