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LAW OFFICES

SMITHWICK & BELENDIUK, P.C.

5028 WISCONSIN AVENUE, N.W.

SUITE 301

WASHINGTON, D.C. 20016

TELEPHONE (202) 363-4050

FACSIMILE (202) 363-4266

2018 MAY 22 PM 2:01

GARY S. SMITHWICK
ARTHUR V. BELENDIUK

COUNSEL

MARK B. DENBO

DIRECT DIAL NUMBER: (202) 350-9656
E-MAIL ADDRESS: mdenbo@fccworld.com

May 21, 2018

Accepted / Filed

MAY 21 2018

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

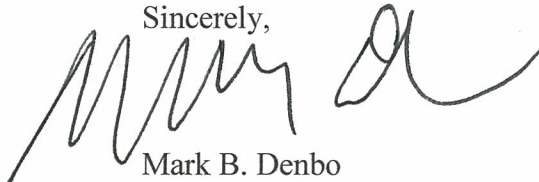
Re: Immaculate Heart Media, Inc.
Application to Change to Commercial Status
KIHC(AM), Arroyo Grande, California (Facility No. 87729)

Dear Ms. Dortch:

Transmitted herewith in triplicate, by the undersigned counsel to Immaculate Heart Media, Inc., is an application filed on FCC Form 302-AM to change the status of KIHC(AM), Arroyo Grande, California (Facility No. 87729) to a commercial station.

Please direct any questions regarding this matter to the undersigned.

Sincerely,



Mark B. Denbo
Counsel to Immaculate Heart Media, Inc.

cc: Karen Workeman/FCC (via e-mail)

FOR
FCC
USE
ONLY

Accepted / Filed

MAY 21 2018

Federal Communications Commission
Office of the Secretary

FCC 302-AM
APPLICATION FOR AM
BROADCAST STATION LICENSE

(Please read instructions before filling out form.)

FOR COMMISSION USE ONLY

FILE NO. *BML-20180521ABT*

SECTION I - APPLICANT FEE INFORMATION

1. PAYOR NAME (Last, First, Middle Initial)

Immaculate Heart Media, Inc.

MAILING ADDRESS (Line 1) (Maximum 35 characters)

1496 Bellevue, Suite 202

MAILING ADDRESS (Line 2) (Maximum 35 characters)

CITY

Green Bay

STATE OR COUNTRY (if foreign address)

WI

ZIP CODE

54311

TELEPHONE NUMBER (include area code)

920-884-1460

CALL LETTERS

KIHC

OTHER FCC IDENTIFIER (If applicable)

Facility No. 87729

2. A. Is a fee submitted with this application?

☐

Yes

☒

No

B. If No, indicate reason for fee exemption (see 47 C.F.R. Section

☐

Governmental Entity

☐

Noncommercial educational licensee

☒

Other (Please explain): No fee required for request

C. If Yes, provide the following information:

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in the "Mass Media Services Fee Filing Guide." Column (B) lists the Fee Multiple applicable for this application. Enter fee amount due in Column (C).

(A)

FEE TYPE CODE		

(B)

FEE MULTIPLE			
0	0	0	1

(C)

FEE DUE FOR FEE TYPE CODE IN COLUMN (A)
\$

FOR FCC USE ONLY

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To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)

--	--	--

(B)

0	0	0	1
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(C)

\$

FOR FCC USE ONLY

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ADD ALL AMOUNTS SHOWN IN COLUMN C, AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.

TOTAL AMOUNT REMITTED WITH THIS APPLICATION

\$

FOR FCC USE ONLY

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Bmml-20121210AEG

6008092272

SECTION II - APPLICANT INFORMATION		
1. NAME OF APPLICANT Immaculate Heart Media, Inc.		
MAILING ADDRESS 1496 Bellevue, Suite 202		
CITY Green Bay	STATE WI	ZIP CODE 54311

2. This application is for:

- ☒ Commercial
 ☐ Noncommercial
☒ AM Directional
 ☐ AM Non-Directional

Call letters KIHC	Community of License Arroyo Grande, CA	Construction Permit File No. N/A	Modification of Construction Permit File No(s). N/A	Expiration Date of Last Construction Permit N/A
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3. Is the station now operating pursuant to automatic program test authority in accordance with 47 C.F.R. Section 73.1620?

☐ Yes ☒ No

If No, explain in an Exhibit.

Exhibit No. 1

4. Have all the terms, conditions, and obligations set forth in the above described construction permit been fully met?

☐ Yes ☒ No

If No, state exceptions in an Exhibit.

Exhibit No. N/A

5. Apart from the changes already reported, has any cause or circumstance arisen since the grant of the underlying construction permit which would result in any statement or representation contained in the construction permit application to be now incorrect?

☐ Yes ☒ No

If Yes, explain in an Exhibit.

Exhibit No. N/A

6. Has the permittee filed its Ownership Report (FCC Form 323) or ownership certification in accordance with 47 C.F.R. Section 73.3615(b)?

☐ Yes ☐ No

☒ Does not apply

If No, explain in an Exhibit.

Exhibit No. N/A

7. Has an adverse finding been made or an adverse final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☐ Yes ☒ No

If the answer is Yes, attach as an Exhibit a full disclosure of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and the disposition of the litigation. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.65(c), the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

Exhibit No. N/A

8. Does the applicant, or any party to the application, have a petition on file to migrate to the expanded band (1605-1705 kHz) or a permit or license either in the existing band or expanded band that is held in combination (pursuant to the 5 year holding period allowed) with the AM facility proposed to be modified herein?

☐ Yes ☒ No

If Yes, provide particulars as an Exhibit.

Exhibit No.
N/A

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because use of the same, whether by license or otherwise, and requests and authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended).

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in

CERTIFICATION

1. By checking Yes, the applicant certifies, that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☒ Yes ☐ No

2. I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name Fr. Francis J. Hoffman	Signature <i>Rev. Francis J. Hoffman</i>	
Title Executive Director	Date <i>5/18/08</i>	Telephone Number 920-884-1460

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The Commission will use the information provided in this form to determine whether grant of the application is in the public interest. In reaching that determination, or for law enforcement purposes, it may become necessary to refer personal information contained in this form to another government agency. In addition, all information provided in this form will be available for public inspection. If information requested on the form is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Your response is required to obtain the requested authorization.

Public reporting burden for this collection of information is estimated to average 639 hours and 53 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Records Management Branch, Paperwork Reduction Project (3060-0627), Washington, D. C. 20554. Do NOT send completed forms to this address.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

SECTION III - LICENSE APPLICATION ENGINEERING DATA

Name of Applicant

Immaculate Heart Media, Inc.

PURPOSE OF AUTHORIZATION APPLIED FOR: (check one)



Station License



Direct Measurement of Power

1. Facilities authorized in construction permit

Call Sign	File No. of Construction Permit (if applicable)	Frequency (kHz)	Hours of Operation	Power in kilowatts	
				Night	Day
KIHC	N/A	890	Unlimited	5.0	5.0

2. Station location

State California	City or Town Arroyo Grande
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3. Transmitter location

State CA	County San Luis Obispo	City or Town Arroyo Grande	Street address (or other identification) 3000 Huasna Road
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4. Main studio location

State N/A	County N/A	City or Town N/A	Street address (or other identification) N/A
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5. Remote control point location (specify only if authorized directional antenna)

State CA	County Placer	City or Town Loomis	Street address (or other identification) 3256 Penryn Road
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6. Has type-approved stereo generating equipment been installed?



Yes



No

7. Does the sampling system meet the requirements of 47 C.F.R. Section 73.68?



Yes



No



Not Applicable

Attach as an Exhibit a detailed description of the sampling system as installed.

Exhibit No.

on file
8. Operating constants:

RF common point or antenna current (in amperes) without modulation for night system 10.39	RF common point or antenna current (in amperes) without modulation for day system 10.39
Measured antenna or common point resistance (in ohms) at operating frequency Night 50 Day 50	Measured antenna or common point reactance (in ohms) at operating frequency Night on file Day on file

Antenna indications for directional operation

Towers	Antenna monitor Phase reading(s) in degrees		Antenna monitor sample current ratio(s)		Antenna base currents	
	Night	Day	Night	Day	Night	Day
1	0	N/A	1.0	N/A		
2	127.6	0	0.566	1.0		
3	-139	-34.7	0.455	0.798		

Manufacturer and type of antenna monitor:

GORMAN-REDLICH CMR

SECTION III - Page 2

9. Description of antenna system ((f directional antenna is used, the information requested below should be given for each element of the array. Use separate sheets if necessary.)

Type Radiator	Overall height in meters of radiator above base insulator, or above base, if grounded.	Overall height in meters above ground (without obstruction lighting)	Overall height in meters above ground (include obstruction lighting)	If antenna is either top loaded or sectionalized, describe fully in an Exhibit.
Guyed Tower	60.6	60.9	60.9	Exhibit No. N/A

Excitation ☒ Series ☐ Shunt

Geographic coordinates to nearest second. For directional antenna give coordinates of center of array. For single vertical radiator give tower location.

North Latitude 35 ° 08 ' 44 "	West Longitude 120 ° 31 ' 15 "
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If not fully described above, attach as an Exhibit further details and dimensions including any other antenna mounted on tower and associated isolation circuits.

Exhibit No.
N/A

Also, if necessary for a complete description, attach as an Exhibit a sketch of the details and dimensions of ground system.

Exhibit No.
N/A

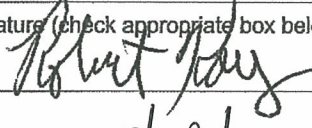
10. In what respect, if any, does the apparatus constructed differ from that described in the application for construction permit or in the permit?

N/A

11. Give reasons for the change in antenna or common point resistance.

N/A

I certify that I represent the applicant in the capacity indicated below and that I have examined the foregoing statement of technical information and that it is true to the best of my knowledge and belief.

Name (Please Print or Type) Robert Kay	Signature (check appropriate box below) 
Address (include ZIP Code) 3256 Penryn Road Loomis, CA 95650	Date 5/18/18
	Telephone No. (Include Area Code) 916-472-8003

☐ Technical Director

☐ Registered Professional Engineer

☒ Chief Operator

☐ Technical Consultant

☐ Other (specify)

Immaculate Heart Media, Inc.
FCC Form 302-AM
Exhibit 1

Description of Application

This application is being filed by Immaculate Heart Media, Inc., requesting Commission consent to modify the license of the AM radio station set forth herein ("Station"), to convert the Station from non-commercial educational ("NCE") status to commercial status.

Pursuant to Section 73.1690(c)(9) of the Commission's rules, this request is being filed on FCC Form 302-AM. However, Section II, Items 3-6 of the Form 302-AM (relating to program test authority and the Station's underlying construction permit) are inapplicable to this type of request. The Station has been operating – and currently is operating – pursuant to the terms of its most recent license authorization. The only change being requested is to change the Station's status from NCE to commercial.

In addition, pursuant to recent changes to Section 73.1125 of the Commission's rules, which provide that a radio station no longer is required to maintain a local main studio, no response is being provided to Section III, Item 4 of the FCC Form 302-AM.