



Federal Communications Commission  
Washington, D.C. 20554

SEP 16 2009

Randall A. Weiss  
406 Copeland Drive  
Cedar Hill, TX. 75104

1800E3-RLG

In re: Low Power Television Application of:  
EICB-TV West, LLC  
Channel 42, Sacramento, CA.  
File no.: BPDTL-20090630AGA  
Facility Id No.:130178

Dear Applicant:

On September 1, 2009, the licensee as addressed above was sent a 30 day deficiency letter for the following interference and tower height issues:

Our preliminary engineering review reveals that your proposed facility does not comply with the Commission's interference rules. Specifically, the proposal is predicted to cause interference to the following facilities:

1. KPIX-TV, Napa, CA. – BDRTCDT-20090630ADO

In addition, to the above interference issues, our preliminary engineering review reveals that you are proposing to increase the tower height by 0.2 meters which will require re-registration with the FAA.

Your proposed construction permit as referenced above indicates the proposed tower height above ground level as 35.3 meters and the ASR Registration Search Results based on the ASRN # on the proposed construction permit of 1222542 is as follows:

**Specified Search**

Registration Number like **1222542**

Registration Number	Status	File Number	Owner Name	Latitude/Longitude	Structure City/State	Overall Height Above Ground (AGL)
1 1222542	Constructed	A0619946	Day Management Corporation	39-04-03.9N 120-58-08.5W	Meadow Vista, CA	35.1

The Licensee name and the applicant name are not the same as usual for minor change applications. The licensee name for this proposed construction permit is as addressed above and the applicants name is EICB-TV West, LLC.


The licensee was given the opportunity to file a minor amendment to resolve the specified interference problem, the tower height issue and the difference in licensee and applicant name within (30) days from the date of that letter. Amendments must be filed electronically. If not so amended, your application will be considered incomplete and subsequently dismissed.

We are currently processing your above-referenced application which includes the amended specifications of the September 8, 2009, amendment electronically filed. Our preliminary engineering review reveals that your proposed facility still does not comply with the Commission's interference rules. Specifically, the proposal is predicted to cause interference to the following facilities:

2. KPIX-TV, Napa, CA. – BDRTCDT-20090630ADO

Since the amendment did not resolve the interference issue as addressed in the 30 day letter of September 1, 2009, The above referenced application is considered incomplete and IS HEREBY DISMISSED.

Sincerely

  
Hossein Hashemzadeh  
Associate Chief  
Video Division  
Media Bureau