

FEDERAL COMMUNICATIONS COMMISSION
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March 8, 2019

Victoria Theatre Project
4601 30th Avenue South
Minneapolis, MN 55406

Re: WVIC-LP (FL), St. Paul, MN
Victoria Theatre Project
Facility Identification Number: 196635
License application BLL-20190220AAK
Construction permit BPL-20190204AAR

Dear Licensee:

This letter concerns the license application for WVIC-LP filed February 20, 2019 (file no. BLL-20190204AAK) to cover construction permit BPL-20190204AAR for operation from a new location.

By letter dated February 22, 2019, I dismissed a request to operate from a temporary STA site at increased power (BSTA-20190221ABB). This request was filed only one day after the filing of this license application. My letter noted that WVIC-LP could not remain indefinitely at the STA site, but pointed out that the station was entitled to continue operating at the site and parameters authorized by construction permit BPL-20190204AAR.¹ Given that the licensee had certified in the license application (1) that the station was constructed in accordance with the construction permit and (2) that the station was operating pursuant to automatic program test authority [Section 73.1620 of the FCC's rules], there was no need for a new STA.

Mr. Siebert's e-mail reply of February 22, 2019, makes clear that WVIC-LP is not operational from the construction permit site. Therefore, we cannot find that construction was completed in accordance with the construction permit. Because of this, the license application BLL-20190220AAK IS DISMISSED.

¹ The construction permit coordinates map to a location at the intersection of Geranium Ave. and Weide Street, St. Paul, MN.

We caution the licensee that the FCC relies on truthful and accurate responses from its licensees, and it takes a dim view of licensees who manipulate the Commission's application processes for their own ends. That said, Victoria Theatre Project is welcome to file a construction permit modification application for some permanent location that complies with the Commission's spacing rules for low power FM stations, that it sincerely intends to build.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dale Bickel".

Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: Jeff Siebert (via e-mail only)