

Amendment to File Number BNPH-20151013ADH

This amendment is being filed to modify the site and city of license for the Cleveland, MS allotment won in auction 98. Applicant has had trouble finding a suitable tower site but has now found an existing site that will allow applicant to move forward with constructing the facility.

This amendment amends the following sections of the pending application.

- (i) Channel and Facility Information, City
- (ii) Channel and Facility Information, Station Class
- (iii) Antenna Location Data, ASR Number
- (iv) Antenna Location Data, Coordinates
- (v) Antenna Location Data, Antenna Data
- (vi) Antenna Location Data, Proposed Allotment or Assignment
- (vii) Technical Certifications, Community of License Change - Section 307(b)



(DRAFT COPY - Not for submission)
Amendment to a New FM Full Power Construction Permit Application

File Number: **BNPH-20151013ADH** | Submit Date: **11/07/2019** | Lead Call Sign: **NEW** | FRN: **0024612806**
Service: **Full Power FM** | Purpose: **Construction Permit Amendment** | Status: **Saved** | Status Date: **10/02/2019**
Filing Status: **Active**

General Information

Section	Question	Response
Attachments	Are attachments (other than associated schedules) being filed with this application?	Yes

Fees, Waivers, and Exemptions

Section	Question	Response
Fees	Is the applicant exempt from FCC application Fees?	Yes
	Indicate reason for fee exemption:	AMENDMENT
	Is the applicant exempt from FCC regulatory Fees?	
Waivers	Does this filing request a waiver of the Commission's rule (s)?	No
	Total number of rule sections involved in this waiver request:	

Applicant Information

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
KIZART MEDIA PARTNERS Applicant Doing Business As: KIZART MEDIA PARTNERS	2313 W. HARRISON STREET SUITE 4 CHICAGO, IL 60612 United States	+1 (312) 421-4803	john@jwkinglaw.com	Company

Contact Representatives (2)

Contact Name	Address	Phone	Email	Contact Type
Laramie Guest TECHNICAL CONSULTANT Guest Technology	1332 WYNBROOK TRACE MOUNT PLEASANT, SC 29466 United States	+1 (843) 410-5881	LARAMIE@GUESTTECHNOLOGY.COM	Technical Representative
John Wells King Counsel LAW OFFICE OF JOHN WELLS KING, PLLC	4051 SHOAL CREEK LANE EAST JACKSONVILLE, FL 32225-4792 United States	+1 (904) 647-9610	JOHN@JWKINGLAW.COM	Legal Representative

Parties to the Application (1)

Party Name	Address	Phone	Email	Positional Interest
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Sherman K. Kizart <i>Managing Director</i> KIZART MEDIA PARTNERS	2313 W. HARRISON ST. SUITE 4 CHICAGO, MS 60612 United States	+1 (312) 421- 4803	shermankizart@att. net	Positional Interest: APPLICANT Citizenship: United States Percentage of Votes: 100% Percentage of Total Assets: 0%
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Attributable Interest

Section	Question	Response
Equity and Financial Interests	Applicant certifies that equity and financial interests not listed in the Parties to the Application section are non-attributable pursuant to the notes to 47 C.F.R. Section 73.3555.	N/A
Other Authorizations	Does the applicant or any party to the application have an attributable interest in any other broadcast station(s).	No
Multiple Ownership	Is the applicant or any party to the application the holder of an attributable radio joint sales agreement or an attributable radio time brokerage agreement in the same market as the station subject to this application?	No
	Applicant certifies that the proposed facility complies with the Commission's multiple ownership rules.	Yes
	Applicant certifies that the proposed facility: (a) does not present an issue under the Commission's policies relating to media interests of immediate family members; (b) complies with the Commission's policies relating to future ownership interests; and (c) complies with the Commission's restrictions relating to the insulation and non-participation of non-party investors and creditors.	Yes
	Does the Applicant claim status as an "eligible entity," that is, an entity that qualifies as a small business under the Small Business Administration's size standards for its industry grouping (as set forth in 13 C.F.R. § 121.201), and holds: (a) 30 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet; or (b) 15 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet, provided that no other person or entity owns or controls more than 25 percent of the outstanding stock or partnership interests; or (c) more than 50 percent of the voting power of the corporation that will own the media outlet (if such corporation is a publicly traded company)?	No

Alien Ownership

Question	Response
1) Is the applicant a foreign government or the representative of any foreign government as specified in Section 310(a) of the Communications Act?	No

2) Is the applicant an alien or the representative of an alien? (Section 310(b)(1))	No
3) Is the applicant a corporation, or non-corporate entity, that is organized under the laws of any foreign government? (Section 310(b)(2))	No
4) Is the applicant an entity of which more than one-fifth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any entity organized under the laws of a foreign country? (Section 310(b)(3))	No
5) Is the applicant directly or indirectly controlled by any other entity of which more than one-fourth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any entity organized under the laws of a foreign country? (Section 310(b)(4))	No
6) Has the applicant received a declaratory ruling(s) under Section 310(b)(4) of the Communications Act?	No
6a) Enter the citation of the applicable declaratory ruling by DA/FCC number or the FCC Record citation, release date, or any other identifying information.	
7) Has there been any change in the applicant's foreign ownership since issuance of the declaratory ruling(s) cited in response to Question 6?	
7a) Enter the File or Docket Number of the Petition for Declaratory Ruling that the applicant has filed for its foreign ownership in connection with this application pursuant to Section 310(b)(4) of the Communications Act.	
8) Does the applicant certify that it is in compliance with the terms and conditions of the foreign ownership declaratory ruling(s) cited in response to Question 6?	
9) In connection with this application, is the applicant filing a foreign ownership Petition for Declaratory Ruling pursuant to Section 310(b)(4) of the Communications Act?	No

**Legal
Certifications**

Section	Question	Response
Obligations	Licensee/Permittee certifies that all terms, conditions, and obligations set forth in the underlying construction permit have been fully met.	
	Licensee/Permittee certifies that, apart from changes already reported, no cause or circumstance has 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.	
Character Issues	Applicant certifies that neither the applicant nor any party to the application has or had any interest in, or connection with: (a) any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or (b) any pending broadcast application in which character issues have been raised.	Yes
Adverse Findings	Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any laws related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	Yes
Program Service Certification	Applicant certifies that it is cognizant of and will comply with its obligations as a Commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.	Yes

Local Public Notice	Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	Yes
Equal Employment Opportunity (EEO)	If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report.	Yes
Operational Compliance	Applicant certifies that it is not the licensee or permittee of the commercial primary station being rebroadcast and that neither it nor any parties to the application have any interest in or connection with the commercial primary station being rebroadcast? See 47 C.F.R. Section 74.1232(d).	
	Applicant certifies that the FM translator's (a) 1mV/m coverage contour does not extend beyond the protected contour of the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is contained within the greater of either: (i) the 2 mV/m daytime contour of the commercial AM primary station to be rebroadcast, or (ii) a 25-mile radius centered at the commercial AM primary station's transmitter site.	
Support Compliance	The applicant, if for a commercial FM translator station with a coverage contour extending beyond the protected contour of the commercial primary station being rebroadcast, certifies that it has not received any support, before or after constructing, directly or indirectly, from the licensee /permittee of the primary station or any person with an interest in or connection with the licensee or permittee of the primary station, except for technical assistance as provided for under 47 C.F.R. Section 74.1232(e).	
Rebroadcast Certification	For applicants proposing translator rebroadcasts that are not the licensee of the primary station, the applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	
Station Ready for Operation	Applicant certifies that station is now in satisfactory operating condition and ready for regular operation.	
Programming	The applicant certifies that it is the licensee of the primary station or the applicant certifies that written authority has been obtained from the licensee of the primary station whose programming is to be retransmitted.	
Eligibility Certifications	The applicant certifies that it is a:	
	If the applicant is submitting multiple applications, is this application the "priority" application? See Creation of a Low Power Radio Service, Memorandum Opinion and Order on Reconsideration, 15 FCC Rcd 19208, 19239-40, 79-80, paras. 79-80 (2000).	
	The applicant certifies that the Commission has previously granted a broadcast application identified here by file number that found this applicant qualified as a noncommercial educational entity with a qualifying educational program, and that the applicant will use the proposed station to advance a program similar to that the Commission has found qualifying in applicant's previous application.	
	The applicant certifies that its governing documents (e.g., articles of incorporation, by-laws, charter, enabling statute, and/or other pertinent organizational document) permit the applicant to advance an educational program and that there is no provision in any of those documents that would restrict the applicant from advancing an educational program or complying with any Commission rule, policy, or provision of the Communications Act of 1934, as amended.	

<p>Community-Based Criteria</p>	<p>Applicants must certify that they are local to be eligible for LPFM authorizations. An applicant must select "yes" to at least one of the certifications below to be eligible for an LPFM license. The applicant certifies that:</p> <p>it is a nonprofit educational institution or organization that is physically headquartered or has a campus within 16.1 kilometers (10 miles), if applicant is in the top 50 urban markets, or 32.1 kilometers (20 miles) if applicant is outside the top 50 urban markets, of the proposed transmitting antenna site set forth in this application</p> <p>it is a nonprofit educational institution or organization that has 75 percent of its board members residing within 16.1 kilometers (10 miles), if applicant is in the top 50 urban markets, or 32.1 kilometers (20 miles) if applicant is outside the top 50 urban markets, of the proposed transmitting antenna site set forth in this application</p> <p>it is a Tribe and its Tribal Lands, as that term is defined in Section 73.7000 of the Commission's rules, are within the service area of the proposed LPFM station; or it is a Tribal organization owned or controlled by a Tribe (or Tribes) and such Tribe's (or Tribes') Tribal Lands, as that term is defined in Section 73.7000 of the Commission's rules, are within the service area of the proposed LPFM station. See 47 C.F.R. Sections 73.853(c) and 73.7000.</p> <p>it proposes a public safety radio service and has jurisdiction within the service area of the proposed LPFM station.</p>	
<p>Ownership</p>	<p>The applicant certifies that: no party to this application has an attributable interest in any low power FM broadcast station</p> <p>1. no party to this application has an attributable interest in any non-LPFM broadcast station, including any full power AM or FM station, FM translator station, full or low power television station, or any other media subject to the Commission's broadcast ownership restrictions</p> <p>2. no party to this application has pending an application for a low power FM, full power AM or FM station, FM translator station, or full or low power television station;</p> <p>the applicant is in compliance with the Commission's policies relating to media interests of immediate family members; and</p> <p>the applicant is in compliance with the Commission's policies relating to investor insulation and the non-participation of non-party investors and creditors.</p>	
<p>Unlicensed Operation</p>	<p>The applicant certifies, under penalty of perjury, that neither the applicant nor any party to the application has engaged in any manner, individually or with other persons, groups, organizations, or other entities, in the unlicensed operation of any station in violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301.</p>	
<p>Financial</p>	<p>The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.</p>	
<p>Holding Period Certifications</p>	<p>Applicant certifies that this application does not propose a modification to an authorization that was awarded on the basis of a preference for fair distribution of service pursuant to 47 U.S.C. Section 307(b).</p>	

	Applicant certifies that this application does not propose a modification to an authorized station that received a credit for superior technical parameters under the point system selection method in 47 C.F.R. Section 73.7003.	
Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b)	Applicant certifies that the proposed station will provide a first rural (reception) service.	No
	Applicant certifies that: (a) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000; (b) the facilities proposed in this Application will provide Tribal Coverage, as defined in 47 C.F.R. Section 73.7000, of Tribal Lands occupied by the applicant Tribe(s); (c) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and (d) the proposed facility would be the first local Tribal-owned noncommercial educational transmission service at the proposed community of license	
	Applicant certifies that the proposed station will provide a first noncommercial educational aural service to (a) at least 10 percent of the people residing within the station's 60 dBu (1mV/m) service contour and (b) to a minimum of 2,000 people.	
	Applicant certifies that the proposed station will provide a second noncommercial educational aural service, or an aggregated first and second noncommercial educational aural service, to (a) at least 10 percent of the people residing within the station's 60 dBu (1 mV/m) service contour and (b) to a minimum of 2,000 people.	
Auction Authorization	If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.	Yes
Tribal Priority – Threshold Qualifications	Is the Applicant applying for an FM allotment set forth in a Public Notice announcing a Tribal Threshold Qualifications window?	No
Petition for Rulemaking /Counterproposal to Add New FM Channel to FM Table of Allotments	This application is being submitted concurrently with a Petition for Rulemaking or Counterproposal to Amend the FM Table of Allotments (47 C.F.R. Section 73.202) to add a new FM channel allotment. The petitioner/counterproponent certifies that, if the FM channel allotment requested is allotted, petitioner/counterproponent will apply to participate in the auction of the channel allotment requested and specified in this application.	No

Point System Factors

New station and major change LPFM applicants must complete the following questions. Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded one point for each of the following:

Section	Question	Response
Preliminary Matter	Does this application provide fill-in service only?	
Local Program Origination	The applicant pledges to originate locally at least eight hours of programming per day.	

Main Studio	The applicant pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, is staffed at least 20 hours per week between 7 a.m. and 10 p.m., and is located within 16.1 kilometers (10 miles) of the proposed site for the transmitting antenna for applicants in the top 50 urban markets and 32.1 kilometers (20 miles) for applicants outside the top 50 urban markets.	
	An applicant claiming a point under 3. must provide the proposed address and telephone number for the main studio.	
	Address Line 1:	
	Address Line 1:	
	City:	
	State:	
	Zip Code:	
	Phone:	
Established Community Presence	The applicant certifies that it is a:	
Local Program Origination and Main Studio	The applicant certifies that it qualifies for a point under both the local program origination and the main studio criteria.	
Established Local Applicant	Applicant certifies that for at least the 24 months immediately prior to application, and continuing through the present, it qualifies as a local applicant pursuant to 47 C.F.R. Section 73.7000, that its governing documents require that such localism be maintained, and that it has placed documentation of its qualifications as an established local applicant in a local public inspection file and has submitted to the Commission copies of the documentation.	
Diversity of Ownership	Applicant certifies that the principal community (city grade) contour of the proposed station does not overlap the principal community contour of any other authorized station (comparing radio to radio and television to television, including non-fill-in translator stations, other than those identified in (b) below, in which any party to the application has an attributable interest as defined in 47 C.F.R. Section 73.3555, that its governing documents require that such diversity be maintained, and that it has placed documentation of its diversity qualifications in a local public inspection file and has submitted to the Commission copies of the documentation	
	The applicant certifies that neither it nor any party to the application holds an attributable interest in any other broadcast station.	
State-wide Network	Applicant certifies that (a) it has NOT claimed a credit for diversity of ownership above; (b) it is one of the three specific types of organizations described in 47 C.F.R. Section 73.7003(b)(3); and (c) it has placed documentation of its qualifications in a local public inspection file and has submitted to the Commission copies of the documentation.	

Technical Parameters	Applicant certifies that the numbers in the boxes below accurately reflect the new area and population that its proposal would serve with a 60 dBu (FM) or Grade B (TV) signal measured in accordance with the standard predicted contours in 47 C.F.R. Sections 73.313(c) (FM), 73.683(TV) and 73.622(e) and that it has documented the basis for its calculations in the local public inspection file and has submitted copies to the Commission. Major modification applicants should include new area proposed only (exclude any area already within the station's existing service area). (Points, if any, will be determined by FCC)	
	New area served in square kilometers (excluding areas of water):	
	Population served based on the most recent census block data from the United States:	
Existing Authorizations	By placing a number below, the applicant certifies that it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, existing authorizations for the following number of relevant broadcast stations. FM translator applicants should count all attributable full service radio stations, AM and FM, commercial and noncommercial and FM translator stations other than fill-in stations.	
	(Fill-in Applicants Only.) By placing a number below, the applicant certifies that, in addition to the station identified in (a), it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, existing authorizations for the following number of FM translators.	
Pending Applications	By placing a number below, the applicant certifies that it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, pending applications for new or major changes to the following number of relevant broadcast stations. FM translator applicants should count all attributable full service radio stations, AM and FM, commercial and noncommercial and FM translator stations other than fill-in stations.	
	(Fill-in Applicants Only.) By placing a number below, the applicant certifies that, in addition to the station identified in (a), it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, pending authorizations for the following number of FM translators.	
Tribes or Tribal Organizations	The applicant certifies it is a Tribe proposing to locate its transmitting antenna site on its Tribal Lands, or a Tribal organization proposing to locate its transmitting antenna site on the Tribal Lands of the Tribe or Tribes that own or control more than 51 percent of the organization.	

Involuntary Time-Share Information

New station and major change applicants must complete the following questions.

This information will be used only for selection among mutually exclusive applications for the new LPFM stations and major modification of authorized LPFM stations and only in the event that two or more applications are tied after the point system analysis. See 47 C.F.R. Section 73.872

Section	Question	Response
Established Community Presence	Provide the date on which the applicant qualified as local. See 47 C.F.R. Section 73.853(b).	
	Applicant certifies that it has remained local at all times since this date.	

Channel and Facility Information

Section	Question	Response
Program Test Authority	The application is operating pursuant to automatic program test authority	
	The applicant is requesting program test authority	
Proposed Community of License	State	Mississippi
	City	Shaw
	Channel	226
	Frequency	93.1
Facility Type	Facility Type	Commercial
Station Class	Station Class	C3

Antenna Location Data

Section	Question	Response
Antenna Structure Registration	Do you have an FCC Antenna Structure Registration (ASR) Number?	Yes
	ASR Number	1238245
Coordinates (NAD83)	Latitude	33° 28' 10.4" N+
	Longitude	090° 50' 30.3" W-
	Structure Type	TOWER-A free standing or guyed struct
	Overall Structure Height	199.0 meters
	Support Structure Height	198.1 meters
	Ground Elevation (AMSL)	36.5 meters
Antenna Data	Height of Radiation Center Above Ground Level	Horizontal:131 meters Vertical:131 meters
	Height of Radiation Center Above Average Terrain	Horizontal:132 meters Vertical:132 meters
	Height of Radiation Center Above Mean Sea Level	Horizontal:167.5 meters Vertical:167.5 meters
	Effective Radiated Power	Horizontal:14.5 Vertical:14.5
	Max Effective Radiated Power	Horizontal:50 kW Vertical:50 kW
	Transmitter Power Output	
Proposed Allotment or Assignment - Coordinates (NAD83)	Latitude	33° 28' 10.4" N+
	Longitude	090° 50' 30.3" W-

Antenna Technical Data

Section	Question	Response
Antenna Type	Antenna Type	Non-Directional
Primary Station	Call Sign	
	Facility ID	

	Frequency	
	Channel	
	Service Code	
	City	
	State	
Delivery Method	Delivery Method	
	If Other, Please specify:	
Transmitting Antenna	Manufacturer:	
	Model	
	Antenna Number of Sections:	
	Antenna Spacing Between Sections:	

Directional Antenna Relative Field Value

Degree	Value	Degree	Value	Degree	Value	Degree	Value
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Additional Azimuths

Degree	Value
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Technical Certifications

Section	Question	Response
Environmental Effect	Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? (See 47 C.F.R. Section 1.1306)	No
Broadcast Facility	Does the proposed facility comply with the applicable engineering standards and assignment requirements of 47 C.F.R. Sections 73.203, 73.207, 73.213, 73.315, 73.509, 73.515, 73.525, and 73.1125?	Yes
Contour Protection	Does the proposed facility request processing pursuant to the contour protection provisions of 47 C.F.R Section 73.215?	No
Community of License Change - Section 307(b)	Is the application being submitted to change the facility's community of license? If 'Yes', an exhibit is required containing information demonstrating that the proposed community of license change constitutes a preferential arrangement of assignments under Section 307(b) of the Communications Act of 1934, as amended (47 U.S.C. Section 307(b))	Yes
Proposal Compliance	Does the applicant certify that the proposal is for a fill-in translator or booster?	
	Does the applicant certify that the proposal complies with Sections 74.1204, 74.1205, 74.1232, 74.1234 and 74.1235?	
Interference	Does the applicant certify that the proposed facility complies with the engineering requirements of 47 CFR Section 73.807 (a) through (g), 73.825 and 73.827(a)?	
Transmitter Power Output	Does the operating transmitter power output produce the authorized effective radiated power?	

Constructed Facility	The facility was constructed as authorized in the underlying construction permit or complies with 47 C.F.R. Section 73.1690?	
Special Operating Conditions	Was the facility constructed in compliance with all special operating conditions, terms, and obligations described in the construction permit?	
Environmental	Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? (See 47 C.F.R. Section 1.1306)	

Certification

Section	Question	Response
General Certification Statements	The Applicant 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 of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
	The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification § 1.2002(c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
Authorized Party to Sign	FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application. WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND /OR FORFEITURE (U.S. Code, Title 47, §503).	
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	

Attachments

File Name	Uploaded By	Attachment Type	Description	Upload Status
Amendment to File Number BNPB-20151013ADH.pdf	Applicant	Amendment	Amendment to File Number BNPB-20151013ADH	Done with Virus Scan and/or Conversion
Exhibit 11.pdf	Applicant	Legal Certifications	Statement re Auction Authorization	Done with Virus Scan and/or Conversion

<u>Section 307(b) Showing for Shaw, MS.pdf</u>	Applicant	Technical Certifications	Section 307(b) Showing for Shaw, MS	Done with Virus Scan and/or Conversion
<u>Statement re Multiple Ownership.pdf</u>	Applicant	Attributable Interest	Statement re Multiple Ownership	Done with Virus Scan and/or Conversion
<u>Technical Exhibits.pdf</u>	Applicant	Technical Certifications	Technical Exhibits	Done with Virus Scan and/or Conversion

Exhibit E1

Hypothetical and Application Site Channel Study
Kizart Media Partners

REFERENCE 33 28 10.40 N. CLASS = C3 DISPLAY DATES
90 50 30.39 W. Current Spacings to 3rd Adj. DATA 11-06-19
SEARCH 11-06-19
----- Channel 226 - 93.1 MHz -----

Call Lat.	Channel Lng.	Location Ant	Power	Azi HAAT	Dist	FCC	Margin
NEW%	APP 226C2	Cleveland	MS	336.9	32.31	176.5	-144.2
33 44 14.40	90 58 44.30		50.000 kW	150 M			
	Kizart Media Partners		BNPH20151013ADH				
NOTE: Application being amended per this modification.							
AU9814484%	VAC 226C2	Cleveland	MS	354.5	50.61	176.5	-125.9
33 55 25.39	90 53 40.39		50.000 kW	150 M			
	Delta Radio Network, LLC		RM11658				
NOTE: Auction 98 Allocation							
KQID-FM	LIC 226C	Alexandria	LA	212.5	240.00	236.5	3.5
31 38 20.60	92 12 18.50		100.000 kW	464 M			
	Cenla Broadcasting Licensi		BLH19870406KA				
WMYQ	LIC-N 224C3	Moorhead	MS	85.4	46.87	42.5	4.4
33 30 08.40	90 20 20.30 N		8.500 kW	87 M			
	Contemporary Communication		BLH20170719AAF				
WSYE	LIC 227C	Houston	MS	79.7	184.93	175.5	9.4
33 45 06.40	88 52 40.20		100.000 kW	550 M			
	Jmd, Inc.		BMLH20150901ABC				
WCLD-FM	LIC-N 280C3	Cleveland	MS	21.9	31.60	13.5	18.1
33 44 01.40	90 42 50.30 N		24.500 kW	96 M			
	Radio Cleveland, Inc.		BLH19960411KD				
KHBM-FM	LIC-N 229C2	Monticello	AR	293.1	88.09	55.5	32.6
33 46 35.40	91 43 02.50 N		23.000 kW	127 M			
	Pines Broadcasting, Inc.		BLH20020222AAX				
KZLE	LIC 226C1	Batesville	AR	343.5	280.60	210.5	70.1
35 53 29.30	91 43 31.50		99.000 kW	300 M			
	Wrd Entertainment, Inc.		BLH20030508ACQ				
KAGL	LIC-N 227C3	El Dorado	AR	263.0	170.16	98.5	71.7
33 16 16.50	92 39 17.60 N		18.000 kW	108 M			
	Noalmark Broadcasting Corp		BLH20040614ABH				
WHJT	LIC-N 228C3	Kearney Park	MS	156.0	124.10	42.5	81.6
32 26 49.50	90 18 08.30 N		12.000 kW	114 M			
	New South Radio, Inc.		BLH20170804AAH				
KSBU	LIC 224A	Delta	LA	192.4	124.79	41.5	83.3
32 22 13.50	91 07 39.40		4.300 kW	118 M			
	Holladay Broadcasting Of L		BLH20130508ABW				
WDXO	LIC 225A	Hazlehurst	MS	166.7	179.66	88.5	91.2
31 53 33.60	90 24 08.30		2.700 kW	151 M			
	Telesouth Communications,		BLH20070904ADB				
WQST-FM	LIC 223C0	Forest	MS	132.5	180.59	86.5	94.1
32 21 48.50	89 25 29.20		100.000 kW	302 M			
	American Family Associatio		BMLED19941021KZ				
WTNM	LIC-N 229C3	Courtland	MS	36.3	137.83	42.5	95.3
34 27 56.40	89 57 00.30 N		11.000 kW	151 M			
	Telesouth Communications,		BLH20160811AAK				

All separation margins include rounding

Exhibit E2

Hypothetical 70 dBu (23.2 km)

Sunflower

Shaw

NEW (Proposed) Community Coverage
Hypothetical City Grade Contour

NEW (Proposed) - 226C3
33-28-10.40 N & 090-50-30.30 W



Exhibit E3

F(50,50) 70 dBu

Sunflower

Shaw

NEW (Proposed) Community Coverage
F(50,50) 70 dBu City Grade Contour

NEW (Proposed) - 226C3
33-28-10.40 N & 090-50-30.30 W
ERP: 14.50 kW; HAAT: 132.0 m
RC-AMSL: 167.5 m



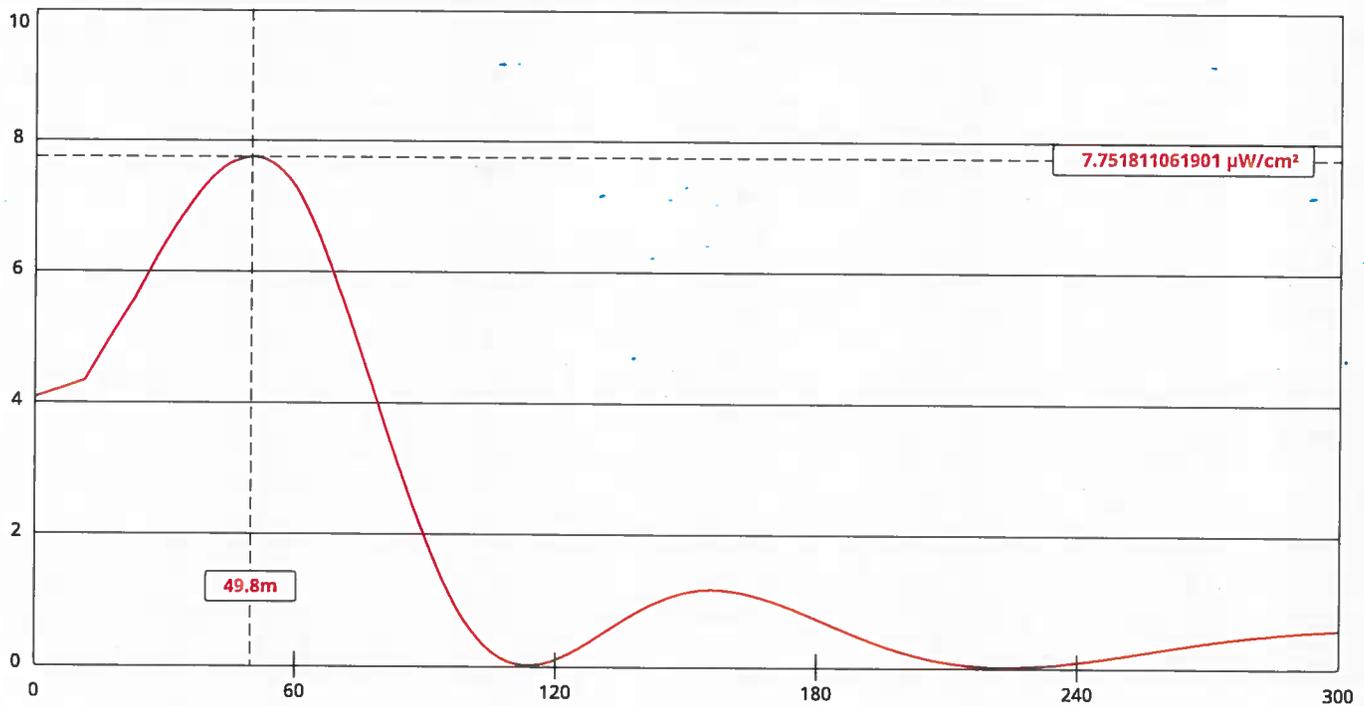


Exhibit E4

Home / Engineering & Technology / Electromagnetic Compatibility Division /

FM Model

The FM Model calculator determines the potential exposure from radiofrequency (RF) electromagnetic fields produced by FM broadcast station antennas at ground level. The FM Model software was originally developed by the FCC in 1997 as a standalone executable program and this improved version provides more precise predictions and runs via a JavaScript enabled web browser. The FM Model is originally based on measured data published in 1985 by the EPA (<http://nepis.epa.gov/Exe/ZyNET.exe/2000ED2W.TXT?ZyActionD=ZyDocument&Client=EPA&Index=1981+Thru+1985&Docs=&Query=&Time=&EndTime=&SearchMethod=1&TocRestrict=n&Toc=&TocEntry=&QField=&QFieldYear=&QFieldMonth=&QFieldDay=&IntQFieldOp=0&ExtQFieldOp=0&XmlQuery=&File=D%3A\zyfiles\Index%20Data\81thru85\Txt\00000003\2000ED2W.txt&User=ANONYMOUS&Password=anonymous&SortMethod=h|-&MaximumDocuments=1&FuzzyDegree=0&ImageQuality=r75g8/r75g8/x150y150g16/i425&Display=p|f&DefSeekPage=x&SearchBack=ZyActionL&Back=ZyActionS&BackDesc=Results%20page&MaximumPages=1&ZyEntry=1&SeekPage=x&ZyPURL>). [▼ Show More....](#)



[View Tabular Results +](#)

Channel Selection	Channel 226 (93.1 MHz)		
Antenna Type +	EPA Type 2: Opposed V Dipole		
Height (m)	<input type="text" value="131"/>	Distance (m)	<input type="text" value="300"/>
ERP-H (W)	<input type="text" value="14500"/>	ERP-V (W)	<input type="text" value="14500"/>
Num of Elements	<input type="text" value="4"/>	Element Spacing (λ)	<input type="text" value="1"/>
Num of Points	<input type="text" value="500"/>	<input type="button" value="Apply"/>	

Section 307(b) Showing

Kizart Media Partners ("Kizart"), tentative selectee for a new FM station at Cleveland, Mississippi, submits this statement in support of its amendment to the pending application to change the city of license to Shaw, Mississippi under Priority 3¹. Kizart will demonstrate, pursuant to Section 307(b) of the Communications Act, 47 U.S.C. § 307(b), that the proposed city of license change is in the public interest pursuant to *Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, 21 FCC Rcd 14212, ¶ 10 (2006) and *Policies to Promote Rural Radio Service and to Streamline Allotment and Assignment Procedures*, 26 FCC Rcd 2556 (2011), *recon.* 27 FCC Rcd 12829 (2012) ("*Rural Radio*").

As demonstrated in the Engineering Statement, Channel 226C2 can be re-allotted to Shaw consistent with Section 73.207 of the Commission's Rules. See Engineering Exhibit E1. The proposed application site also complies with the spacing rule. See Engineering Exhibit E1. A 70 dBu signal will be provided to Shaw from the proposed allotment and application sites. See Eng. Exhibits E2 and E3.

Shaw (pop. 1,952--2010 US Census) is an incorporated community with no local service. There is an Elementary School, High School and Post Office.

¹ *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982).

See Exhibit 1.

In *Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License*, 4 FCC Red 4870 (1989), *recons. granted in part*, 5 FCC Rcd 7094 (1990) ("*Community of License Order*") as modified by the *Rural Radio* decision, the Commission stated that a station may change its community of license without subjecting the license to other expressions of interest if: (1) the proposed allotment is mutually exclusive with the current allotment; (2) the current community of license will not be deprived of its only local service; and (3) the proposed arrangement of allotments is preferred under the Commission's allotment priorities. These criteria are met here.

First, the vacant allotment of Channel 226C2 at Cleveland is mutually exclusive with the proposed allotment of Channel 226C3 at Shaw. See Exhibit E1 of the Engineering Statement.

Second, Cleveland, Mississippi will not be deprived of local service because there are currently 2 FM stations and 1 AM station licensed to Cleveland, Mississippi.

Third, the proposal satisfies Priority 3 because Shaw will be provided its first local broadcast service. See *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982).² Shaw has all of the attributes of a community deserving of a first local service. See Exhibit 1.

In conclusion, Kizart's proposal satisfies the Commission's Section 307(b) policies and should be granted.

² The FCC's FM allotment priorities are as follows: (1) first full-time aural service, (2) second full-time aural service, (3) first local service, and (4) other public interest matters.

EXHIBIT 1



(https://www.census.gov)

Feedback FAQs Glossary Help

MAIN COMMUNITY FACTS GUIDED SEARCH ADVANCED SEARCH DOWNLOAD CENTER

Community Facts - Find popular facts (population, income, etc.) and frequently requested data about your community.

Enter a state, county, city, town, or zip code: e.g., Atlanta, GA GO

- Population
- Age
- Business and Industry
- Education
- Governments
- Housing
- Income
- Origins and Language
- Poverty
- Race and Hispanic Origin
- Veterans
- Show All

Shaw city, Mississippi

Population Bookmark/Save | Print

Census 2010 Total Population

1,952

Source: 2010 Demographic Profile (/bkmk/table/1.0/en/DEC/10_DP/DPDP1/1600000US2867000)

Popular tables for this geography:

- 2010 Census**
 - General Population and Housing Characteristics (Population, Age, Sex, Race, Households and Housing, ...) (/bkmk/table/1.0/en/DEC/10_DP/DPDP1/1600000US2867000)
 - Race and Hispanic or Latino Origin (/bkmk/table/1.0/en/DEC/10_SF1/QTP3/1600000US2867000)
 - Hispanic or Latino by Type (Mexican, Puerto Rican, ...) (/bkmk/table/1.0/en/DEC/10_SF1/QTP10/1600000US2867000)
 - Households and Families (Relationships, Children, Household Size, ...) (/bkmk/table/1.0/en/DEC/10_SF1/QTP11/1600000US2867000)
- 2017 American Community Survey**
 - Demographic and Housing Estimates (Age, Sex, Race, Households and Housing, ...) (/bkmk/table/1.0/en/ACS/17_5YR/DP05/1600000US2867000)
- 2018 Population Estimates Program**
 - Annual Population Estimates (/bkmk/table/1.0/en/PEP/2018/PEPANRES/1620000US2867000)
- Census 2000**
 - General Demographic Characteristics (Population, Age, Sex, Race, Households and Housing, ...) (/bkmk/table/1.0/en/DEC/00_SF1/DP1/1600000US2867000)

Want more? Need help? Use Guided Search or visit Census.gov's Quick Facts (/www.census.gov/quickfacts/).

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Sat Closed
Sun Closed

Retail Hours

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8:30 am-11:15 am, 1:00 pm-4:15 pm
Sat 9:30 am-11:00 am
Sun Closed

Last Collection Hours

Mon-Fri 4:15 pm
Sat 11:45 am
Sun Closed

Lobby Hours

Mon-Fri 7:00 am-5:00 pm
Sat 7:30 am-12:00 pm
Sun Closed

PO Box Access Hours

Mon-Fri 7:00 am-5:00 pm
Sat 7:30 am-12:00 pm
Sun Closed

MCEVANS SCHOOL

MCEVANS SCHOOL

601 Hwy 61 North
Shaw, MS 38773
(662) 754-6109-Phone

Londeria Hayes, Principal

Greetings,

On behalf of the faculty and staff at McEvans, I am excited and honored to welcome each and every one of you to the 2019-2020 school year at McEvans School. This school year will be a year of using data to set and reach attainable goals. Together, we will work harder and smarter and in the process, take our school and student achievement to "GREATNESS". To reach this level of success, expectations for everyone are extremely high. Our goal is to ensure that all students become critical thinkers, active problem-solvers, inquisitive readers, diligent researchers and prolific writers. We do all of this to prepare them for the demands of the real-world so that they may become productive citizens, become our future leaders, and contribute and/or give back something positive to our community.

At McEvans, we are committed to doing all that we can to make this school year a successful experience for every student. We firmly believe that a home/school /community partnership is necessary for the success of all of our students. Learning is a challenging process! It involves sharing ideas, adapting, and attempting new experiences. Moreover, learning involves hard work by everyone, the teacher, the parent, the principal, but most importantly the student.

As research and experience shows, a parent's/guardian's involvement in a child's education is directly related to



his/her success in school. To maximize your child's success, emphasize the importance of education through the following:

LONDERIA HAYES
PRINCIPAL - MCEVANS ELEMENTARY
SCHOOL

- Ensure that your child is at school on time each day.
- Attend parent/teacher conferences and school events.
- Monitor your child's homework daily.
- Expect and support positive behavior at school.
- Read with your child or encourage your child to read daily.

For me, Shaw will always be home, and I am proud to have been a student at McEvans and Shaw High Schools. I am genuinely concerned about our children and community and welcome your input on how we can make McEvans even greater. I look forward to working with you all to create and sustain one of the greatest schools in our state and nation. Proud to ALWAYS be a Warrior/Hawk!

Sincerely,
Londeria Hayes
Principal

School Colors: Maroon & White
School Mascot: Warriors

MCEVANS ELEMENTARY FACULTY & STAFF

Secretary

Mrs. Vanessa Stanton

Counselor

Mrs. LA Robinson

Kindergarten Teacher

1. Ms. Gwen Butler
2. Ms. Anaya Cockrell

1st Grade Teachers

1. Ms. Gwen Rice
2. Ms. Melanie Perry

2nd Grade Teachers

1. Ms. Amelia Curry
2. Ms. Tonya Carter

3rd Grade Teachers

1. Mrs. Brenda McClinton
2. Ms. Evelyn Johnson

4th Grade Teachers

1. Ms. Yolanda Brown
2. Ms. Rochelle Clifton

5th & 6th Grade Teachers

1. Ms. Betty Trader
2. Ms. Sheronda Lee
3. Mr. Tony Roach
4. Mr. Montavius Stanton

7th & 8th Grade Teachers

1. Ms. Barbara Hood
2. Mr. Darrell Dunnas
3. Mr. Eric Henry
4. Ms. Marquetta Curb
5. Mr. Raymon Kelly

Exceptional Education Teachers

Ms. Marilyn Conrad

Ms. Sierra Isler

Mary Makomson

Mrs. Nakita Phipps (Speech)

Physical Education Teachers

Mr. Ricky Lunford

Library

Mrs. Mildred Lunford- Librarian

Assistant Teachers

Mrs. Lela Washington

Ms. Barbara Moore

Ms. Marilyn Patty

Ms. Kyra Williams

Ms. Joy Isler

Ms. Genette Arrington- 1st Grade Assistant

Mr. Angelo Gaston- In School Suspension

Custodial Staff

Ms. Janet Nailer

Mr. Curtis Phillips

Mr. Christopher Brooks

Ms. Brown

Cafeteria Staff

Ms. Myra Thomas

Mrs. Gloria Dorsey

Mrs. Charlene Tyler

Bus Drivers

Ms. Rita Thomas

Ms. Ronda Leflore

Mr. Roland Henry

Mr. Damius Robinson

Mr. Ricky Lunford

Web design and hosting by U.S.NEXT

SHAW HIGH SCHOOL

**SHAW HIGH SCHOOL
P.O. BOX 510**

**421 NORTH HWY 61N
SHAW, MS 38773
OFFICE: (662) 754-4418**

ELLIOTT WHEELER, PRINCIPAL

BRIEF DESCRIPTION OF THE SCHOOL (*HISTORICAL, DEMOGRAPHICS, ETC.*):

Built in 1923, Shaw High School is located in the rural town of Shaw, Mississippi. Shaw is located in Bolivar County, Mississippi and its largest industry is agriculture. Shaw has a population of over 2,300 with several local businesses which include a Family Medical Clinic, a Dollar General Store, two convenient stores and an automotive and parts store.

Shaw High School has an enrollment of 158 students serving 9th – 12th grades. The school operates on the 4x4 block scheduling while also taking advantage of Vocational Services offered by our neighboring school district, Leland School District, in Washington County.

All students enrolled at Shaw High School receive free breakfast and lunch. The ethnic population of students includes over 98% African American and less than 1% White. Shaw High School is a Title I school and receives Title I and Title II Funding.

There are 19 licensed instructional staff members at Shaw High which include a lead teacher and counselor. There are 3 non-licensed staff members that support

the educational environment at Shaw High School.



MAJOR ACCOMPLISHMENT OF SCHOOL (AWARDS, RECOGNITION, ETC.):

PREPS (Program of Research and Evaluation of Public Schools) Value Added Award

2005 – Outstanding Gains in Student Achievement

2010 – Outstanding Performance in SATP English II and US History

2011 – Outstanding Performance in SATP US History

2011 – Outstanding Performance – Quality of Distribution Index

2012 – Outstanding Performance in SATP2 English II and Quality of Distribution Index

Learning Forward Mississippi Spotlight School in 2011

Recognized in Newsweek in 2015 as one of the Top 500 schools in the Nation
“Beating the Odds”

2014 and 2015 – Shaw High School’s Boys’ Basketball Team won the 1A State Championship

DESCRIPTION OF INSTRUCTIONAL PROGRAMS AND INSTRUCTIONAL INITIATIVES FOR THE SCHOOL

USATest Prep

USATestprep, Inc. is recognized as a leader in online review for high school, middle school, and elementary school standardized testing. USATestprep has been helping students with high-stakes tests since 1998 and currently offers a multitude of review products and subject areas for subject area end-of-grade, end-of-course, graduation level, or college entrance assessments. Their online programs are tailored to both individual state and/or Common Core standards. Our school's focus subject areas are Biology I, Algebra I, English II, and US History.

Renaissance Learning

Renaissance Learning offers technology based educational programs for PK-12th grade students. These programs are designed to assess, monitor, supplement, and enhance traditional classroom activities and lessons. Our school utilizes its Progress Monitoring tool and assess students in Reading and Math using STAR. Accelerated Reader is another component used in the English and Compensatory Reading classes.

School Wide Reading Initiative - ReadWorks

ReadWorks is a nonprofit organization. Its mission is to improve teacher effectiveness and student achievement in reading comprehension. Shaw High School provides students with reading passages and questions during Power Period that enhance vocabulary and comprehension skills.

Classworks

Classworks is an interactive, online supplemental program which includes K-8 Math, Reading, Language Arts, and Science instruction plus assessment and productivity tools.

Common Planning Time for subject area teachers (*English, Science, History, and Mathematics*)

NEED TO KNOW

Shaw High School has been fully accredited by the regional accrediting association since 1965.

Shaw High operates a 4 x 4 block schedule that affords students the opportunity to receive a maximum of 8 credits for the school year.

Shaw High School has maintained a "B" rating for 4 years for its outstanding growth

by students on the Subject Area Testing Program.

During the Fall 2015 school year, Shaw High School students have the option to participate in the Healthy Relationship Initiative sponsored by Our House, Inc.

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