



2400 Market Street, 4th Floor, Philadelphia, PA 19103

Laura Berman
Senior Counsel

FRN
000 443418466

January 23, 2020

via FEDEX

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
9050 Junction Drive
Annapolis Junction, MD 20701

Attn: Media Bureau, Audio Division

**Re: WHLL(AM), Springfield, MA (Facility ID No. 36545)
FCC Form 302-AM; Coordinate Correction**

Dear Ms. Dortch:

Entercom License, LLC (“Licensee”), licensee of WHLL(AM), Springfield, MA (Facility ID No. 36545) (the “Station”), hereby submits an application on Form 302-AM for coordinate correction. Because this is an application to correct coordinates, no application filing fee is required.

Please date-stamp the enclosed “Return Copy” of this filing and return it to the courier delivering this package.

If you have any questions, please contact me.

Sincerely,

Laura M. Berman

Enclosure

Received & Inspected

JAN 24 2020

FCC Mailroom

Entercom Communications Corp.

Voice: (484) 270-6312 • Fax (610) 660-5662 • www.entercom.com • laura.berman@entercom.com

ETM:114709

FOR
FCC
USE
ONLY

FCC 302-AM
APPLICATION FOR AM
BROADCAST STATION LICENSE

(Please read instructions before filling out form.)

FOR COMMISSION USE ONLY

FILE NO. **BL-20200124 AAU**

SECTION I - APPLICANT FEE INFORMATION

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

Entercom Communications Corp.

MAILING ADDRESS (Line 1) (Maximum 35 characters)

2400 Market Street, 4th Floor

MAILING ADDRESS (Line 2) (Maximum 35 characters)

CITY
Philadelphia

STATE OR COUNTRY (if foreign address)
PA

ZIP CODE
19103

TELEPHONE NUMBER (include area code)
610-660-5610

CALL LETTERS
WHLL

OTHER FCC IDENTIFIER (If applicable)
36545

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): Coordinate Correction

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)	(B)	(C)	
FEE TYPE CODE	FEE MULTIPLE	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY
	0 0 0 1	\$	

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)	(C)	
	0 0 0 1	\$	FOR FCC USE ONLY

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
\$	

Received & Inspected

JAN 24 2020

FCC Mallroom

SECTION II - APPLICANT INFORMATION		
1. NAME OF APPLICANT Entercom License, LLC		
MAILING ADDRESS 2400 Market Street, 4th Floor		
CITY Philadelphia	STATE PA	ZIP CODE 19103

2. This application is for:

- Commercial Noncommercial
 AM Directional AM Non-Directional

Call letters WHLL	Community of License Springfield, MA	Construction Permit File No. BP-20191007AAP	Modification of Construction Permit File No(s).	Expiration Date of Last Construction Permit 12/19/2022
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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.

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.

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.

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

If No, explain in an Exhibit.

Does not apply

Exhibit No.

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

But see Exhibit 1

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.

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.

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 John D. Kennedy	Signature <i>John D. Kennedy</i>	
Title Vice President of Technical Operations	Date January 14, 2020	Telephone Number 484-270-6320

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

Entercom License, LLC

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
WHLL	BP-20191007AAP	1450	Unlimited	1.0	1.0

2. Station location

State Massachusetts	City or Town Springfield
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3. Transmitter location

State MA	County Hampden	City or Town Springfield	Street address (or other identification) 101 West Street
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4. Main studio location

State MA	County Hampden	City or Town Springfield	Street address (or other identification) 1000 Hall of Fame Ave
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5. Remote control point location (specify only if authorized directional antenna)

State	County	City or Town	Street address (or other identification)
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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.

8. Operating constants:

RF common point or antenna current (in amperes) without modulation for night system 4.26**	RF common point or antenna current (in amperes) without modulation for day system 4.26**
Measured antenna or common point resistance (in ohms) at operating frequency Night 55 Day 55	Measured antenna or common point reactance (in ohms) at operating frequency Night Day

Towers	Antenna monitor Phase reading(s) in degrees		Antenna monitor sample current ratio(s)		Antenna base currents	
	Night	Day	Night	Day	Night	Day

Manufacturer and type of antenna monitor:

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 Tapered self-supporting tower	Overall height in meters of radiator above base insulator, or above base, if grounded. 106.7	Overall height in meters above ground (without obstruction lighting) 107.6	Overall height in meters above ground (include obstruction lighting) 107.6	If antenna is either top loaded or sectionalized, describe fully in an Exhibit. Exhibit No. DNA
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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	42 ^o	6'	33"	West Longitude	72 ^o	36'	40"
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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.

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

Exhibit No.

No Change in data on File: BZ-20071219ACR

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

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

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) Thomas S. Gorton	Signature (check appropriate box below)
Address (include ZIP Code) Hatfield & Dawson Consulting Engineers 9500 Greenwood Ave N Seattle, WA 98103-3012	Date October 25, 2019
	Telephone No. (Include Area Code) (206) 783-9151

- Technical Director
 Registered Professional Engineer
- Chief Operator
 Technical Consultant
- Other (specify)

In the FCC Form 2100 – Schedule 396 for its stations in the Norfolk market, Licensee disclosed that on November 30, 2018, a former employee, Kristina Price, filed a charge with the United States Equal Employment Opportunity Commission (“EEOC”) alleging disability discrimination (EEOC Charge No. 437-2019-00222). See FCC File No. 0000073703, as modified by FCC File No. 0000081093. On August 26, 2019, a reasonable cause determination was issued against certain of Licensee’s affiliates, including Licensee’s corporate parent, with respect to that charge. While disability discrimination is not one of the enumerated classes of discrimination set forth in Section 73.2080 of the Commission’s Rules, Licensee disclosed the pending charge and subsequent determination in the applicable FCC Form 2100 – Schedule 396 out of abundance of caution. In that same abundance of caution, Licensee is disclosing this determination in response to the Adverse Findings Section of this FCC Form 302-AM. On September 30, 2019, Licensee’s affiliates settled the claim.

Commission precedent establishes that an adverse finding exists only if there has been an adjudication by an ultimate trier of fact. *Policy Regarding Character Qualifications in Broadcast Licensing*, Memorandum Opinion and Order, 7 FCC Rcd 6564, 6566 para 10 (1992). “An ‘ultimate trier of fact’ is a court or administrative body whose factual findings are not subject to de novo review.” *Id.* (internal citations omitted).

An EEOC reasonable cause determination is not a “finding” of discrimination or adjudication by an ultimate trier of fact. It does not require “weighing of information from both complainant and respondent” and “is a gateway not to an evidentiary hearing but to *informal methods* of conference, conciliation, and persuasion.” *Nat’l Broad. Co., Inc.*, 58 F.C.C.2d 419, 421 ¶¶ 4, 5 (1976) (emphasis added). EEOC proceedings are also “not of an adversary nature.” See *Hubbard Broadcasting, Inc.*, 48 F.C.C. 2d 717, 524 n.6 (1974). A reasonable cause determination is essentially an initial determination based on limited facts made available to the EEOC, without the respondent having the ability to present a full defense, that there is reasonable cause to move forward with the informal conciliation process. Furthermore, EEOC decisions are subject to de novo review.

In any case, Licensee submits that, based on Commission precedent, a reasonable cause determination, based on a complaint which has since settled, should not be an impediment to the grant of this application. See, e.g., *Pac. & S. Co., Inc.*, 11 F.C.C. Rcd. 8503, 8507 (1996) (denying an application for review and affirming grant of renewal application where a reasonable cause determination had been issued); *Focus Cable of Oakland, Inc.*, 65 F.C.C.2d 35 (1977); *Nat’l Broad. Co., Inc.*, 62 F.C.C.2d 582, 583 (1977); *Nat’l Broad. Co., Inc.*, 58 F.C.C.2d 419 (1976).