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MAY 13 1991

FEDERAL COMMUNICATIONS COMMISSION
Lyle R. Evans OFFICE OF THE SECRETARY
Broadcast Consultant
1296 Marian Lane
Green Bay, WI 54304
(414) 494-6310

May 10'th, 1991

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, Northwest
Washington, D.C. 20054

RE: Petition for Rulemaking
Amendment of Section 73.202(b)
FM Broadcast Stations
WEZR(FM) Brillion, Wisconsin

Dear Secretary Searcy:

Transmitted herewith on behalf of myself, Lyle R. Evans d/b/a Brillion Radio Company, Permittee of FM radio broadcast station WEZR, Brillion, Wisconsin, is a signed original and four copies of a Petition for Rulemaking and related Engineering statement.

This Petition requests an amendment to Section 73.202(b) of the Commission's Rules and Regulations.

Kindly direct this correspondence for proper processing.

Thank you for your kind attention to my request.

Sincerely,



Lyle Robert Evans d/b/a
Brillion Radio Company

LRE: hs
ENC: Petition, Original and 4 Copies

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MAY 13 1991

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

IN THE MATTER OF:)
AMENDMENT OF SECTION 73.202(B),) RM-
TABLE OF ALLOTMENTS,)
FM BROADCAST STATIONS,)
(BRILLION, WISCONSIN))

TO: THE COMMISSION

PETITION FOR RULEMAKING

Lyle R. Evans d/b/a Brillion Radio Company
(Brillion) hereby Petitions the Federal Communications
Commission in Washington, D.C., amend the FM Table of
Allotments, Section 73.202(b) of the Commission's Rules and
Regulations in the following manner:

<u>CITY:</u>	<u>EXISTING:</u>	<u>PROPOSED:</u>
Brillion, Wisconsin	298A	298C3

The current allotment of FM Channel 298A at
Brillion, Wisconsin, is occupied by station WEZR(FM), FCC
File Number: BPH-880815MS. This station WEZR(FM) is
Permitted to Lyle R. Evans d/b/a Brillion Radio Company, the
Petitioner.

Petitioner hereby requests that upon the
allotment of FM Channel 298C3 to Brillion, Wisconsin, the
Construction Permit or subsequent License of station

WEZR(FM) be simultaneously modified to specify operation as a Class C3 station.

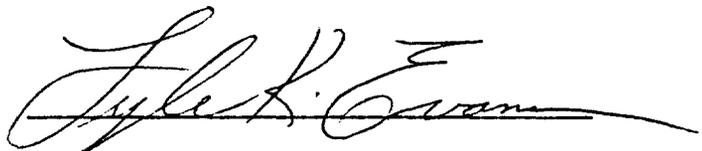
In support of this Petition For Rulemaking, the Brillion Radio Company, respectfully submits the Engineering Statement prepared by Lyle Robert Evans, attached hereto as Appendix 1.

Inasmuch as Brillion, Wisconsin and vicinity shall receive a vastly improved first local FM broadcast transmission service, Petitioner concludes its Proposed Rulemaking is in the public interest.

If the Commission goes forward to make the Allotment hereby petitioned, the Brillion Radio Company, Permittee of Radio Station WEZR(FM), shall immediately make Application to the Federal Communications Commission, on FCC Form 301, for a Construction Permit to specify operation of station WEZR(FM), on Channel 298C3, as allotted at Brillion, Wisconsin.

Upon a grant of such application by the Commission, Petitioner shall promptly construct and license the permitted facility.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Lyle R. Evans", written in black ink.

Lyle R. Evans d/b/a
Brillion Radio Company.

May 10'th, 1991

APPENDIX 1

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

RECEIVED

MAY 13 1991

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

ENGINEERING STATEMENT

IN THE MATTER OF:)
AMENDMENT OF SECTION 73.202(B),) RM-
TABLE OF ALLOTMENTS,)
FM BROADCAST STATIONS,)
(BRILLION, WISCONSIN))

TO: THE COMMISSION

PREPARED FOR:
BRILLION RADIO COMPANY

MAY 10'TH, 1991

PREPARED BY:
LYLE ROBERT EVANS
BROADCAST CONSULTANT
1296 MARIAN LANE
GREEN BAY, WISCONSIN 54304
(414) 494-6310

PETITIONER: Brillion Radio Company
(Radio Station WEZR)
Channel 298C3; Brillion, WI

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Prepared 05/10/91

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TABLE OF CONTENTS; COMCLUDED

STATE OF WISCONSIN)
COUNTY OF BROWN)
CITY OF GREEN BAY)

LYLE ROBERT EVANS, BEING FIRST DULY SWORN STATES:

THAT HE IS A ELECTRONIC COMMUNICATIONS CONSULTANT WITH OFFICES AT 1296 MARIAN LANE, GREEN BAY, WISCONSIN, 54304.

THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE FEDERAL COMMUNICATIONS COMMISSION IN WASHINGTON, D.C.

THAT HE HAS PREPARED NUMEROUS AM, FM, MICROWAVE RADIO, TELEVISION AND TRANSLATOR APPLICATIONS WHICH HAVE BEEN PROCESSED TO GRANT BY THE FEDERAL COMMUNICATIONS COMMISSION.

THAT ALL CALCULATIONS AND/OR MEASUREMENTS AND EXHIBITS IN THE ACCOMPANYING REPORT WERE MADE BY HIM PERSONALLY, OR UNDER HIS DIRECTION, AND THAT ALL FACTS CONTAINED HEREIN ARE TRUE OF HIS PERSONAL KNOWLEDGE OR BELIEF, AND ON SUCH STATEMENTS MADE ON BELIEF, THEY ARE BELIEVED TO BE TRUE.



AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 10'TH DAY OF MAY,
1991.



NOTARY PUBLIC

DATE OF COMMISSION EXPIRATION: 5/30/93

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

IN THE MATTER OF:)
AMENDMENT OF SECTION 73.202(B),) RM-
TABLE OF ALLOTMENTS,)
FM BROADCAST STATIONS,)
(BRILLION, WISCONSIN))
TO: THE COMMISSION

ENGINEERING STATEMENT

This Engineering Statement concerns the above captioned Petition For Rulemaking, to which this Statement is Appendix 1.

Brillion Radio Company, the Petitioner, retained the services of Lyle Robert Evans, Broadcast Consultant, to conduct engineering studies and prepare necessary Statements and Attachments to support the Petition of the Brillion Radio Company, to amend Section 73.202(b) of the Commission's Rules and Regulations, to allot FM Channel 298C3 to Brillion, Wisconsin, and modify the Construction Permit or subsequent License of Station WEZR(FM), Brillion, to specify operation on Channel 298C3.

The Commission, by action on May 7'th, 1991, Adopted a Report and Order regarding Mass Media Docket 89-282. As a part of this Report and Order substituted Channel 298A for Channel 242A at Brillion, Wisconsin.

The FCC specified Geographic Reference Coordinates for the City of Brillion, Wisconsin are: 44°-10'-36" N.L., 88°-03'-54" W.L.

Attachment E-A to this Statement is a FM Channel 298C3 Separation Study with these Coordinates as base.

A review of Attachment A displays an allotment of FM Channel 298C3 at the Brillion, Wisconsin, Reference Coordinates "Short-Spaced" to Co-Channel Station WCCN-FM, Neillsville, Wisconsin; and 200 kHz. Adjacent Channel Station WVCY, Milwaukee, Wisconsin. Such short spacings in contravention with Minimum Distance Separation Requirements for FM allotments set forth in 47 CFR, Section 73.207.

To allot FM Channel 298C3 to Brillion, Wisconsin, and comply with minimum distance separation requirements for FM allotments, it is necessary to restrict the transmitter site of a Class C3 operation by WEZR(FM) to a location Northeast of Brillion.

A restricted, transmitting antenna location for an operation by station WEZR(FM) on Channel 298C3 has been selected, consistent with Commission minimum distance separation requirements between FM radio broadcast stations, set forth in 47 CFR, Section 73.207.

This illustrative transmitting antenna location is 18.02 kilometers (11.20 miles) distant, at a bearing of 28.20 degrees True from the Brillion, Wisconsin, Reference

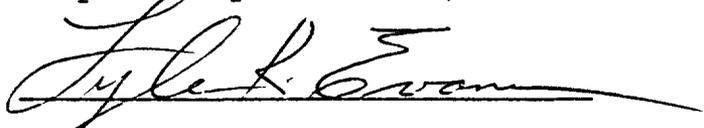
Coordinates.

Attachment E-B to this Statement, a Channel 298C3 Study with the illustrative, restricted transmitting antenna coordinates; 44°-10'-36" N.L., 88°-03'-54" W.L., as base, evidences the proposed illustrative site in complete compliance with all Commission minimum distance separation requirements for FM radio broadcast stations.

A typical full-facility Class C3 operation (25.0 kw E.R.P. from a 100 meter H.A.A.T.) by WEZR(FM) at this illustrative site shall provide the requisite 70 dBu (3.16 mV/m), "City Grade" signal to all Brillion. The distance to the most distant point on the City of Brillion, Wisconsin, Corporate Limits from this illustrative site is 20.61 kilometers (12.8 miles) at a bearing of 206.70 degrees True.

A grant of the Petition of which this Statement is Appendix 1, shall provide a vastly improved first local FM broadcast service to Brillion, Wisconsin, fully consistent with all Commission Rules and Regulations.

Respectfully submitted,



Lyle Robert Evans
Broadcast Consultant to:
Brillion Radio Company

May 10'th, 1991

ENGINEERING STATEMENT; CONCLUDED

ATTACHMENT E-A

CHANNEL STUDY

LOCATION: BRILLION, WISCONSIN
SERVICE: COMMERCIAL FM
CHANNEL: 298
CLASS: C3
FREQUENCY: 107.5 MHZ.
ZONE: II
COORDINATES: 44°-10'-36" N.L., 88°-03'-54" W.L. (BRILLION REFERENCE COORDINATES)
PETITIONER: BRILLION RADIO COMPANY (RADIO STATION WEZR)
DATE: MAY 10'TH, 1991

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP(KW) EAB(MT)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WOMA ALLOT	ALGOMA WI	DOC 89-282	244C3 96.7		44-38-08 87-37-37	34.4	61.76 47.76	14.0 CLEAR
WUSW APPL	OSHKOSH WI	BPH-890703IA	244A 96.7	3.00 100.00	44-06-36 88-30-18	258.1	35.95 23.95	12.0 CLEAR
WUSW LIC	OSHKOSH WI	BLH-6328	244A 96.7	3.00 89.92	44-03-51 88-31-44	251.4	39.15 27.15	12.0 CLEAR
WUSW ALLOT	OSHKOSH WI	DOC 89-282	245A 96.9		44-07-10 88-28-24	259.0	33.26 21.26	12.0 CLEAR
NEW CP	BROOKFIELD WI	BPH-861020TB	295A 106.9	3.00 100.00	43-07-35 88-05-33	181.1	116.69 74.69	42.0 CLEAR
WFON LIC	FOND DU LAC WI	BLH-3824	296A 107.1	3.00 91.00	43-50-22 88-22-06	213.0	44.66 2.66	42.0 CLEAR
WOCO-FM LIC	OCONTO WI	BLH-4658	296A 107.1	3.00 64.00	44-53-31 87-57-18	6.3	79.94 37.94	42.0 CLEAR
WSJY LIC	FORT ATKINSON WI	BLH-7144	297B 107.3	50.00 152.40	42-50-48 88-51-16	203.4	160.92 15.92	145.0 CLEAR
WSJY CP	FORT ATKINSON WI	BPH-870227NE	297B 107.3	26.00 205.43	42-48-02 89-03-16	207.6	172.52 27.52	145.0 CLEAR
WEZR CP	BRILLION WI	BPH-880815MS	298A 107.5	3.00 100.00	44-12-23 88-05-20	330.0	3.81 138.19	142.0 SHORT
WEZR APPL	BRILLION WI	BMPH-890929IN	298A 107.5	4.50-DA 116.00	44-15-28 88-11-43	310.9	13.76 128.24	142.0 SHORT

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CHANNEL STUDY

LOCATION: BRILLION, WISCONSIN
 SERVICE: COMMERCIAL FM
 CHANNEL: 298
 CLASS: C3
 FREQUENCY: 107.5 MHZ.
 ZONE: II
 COORDINATES: 44°-10'-36" N.L., 88°-03'-54" W.L. (BRILLION REFERENCE COORDINATES)
 PETITIONER: BRILLION RADIO COMPANY (RADIO STATION WEZR)
 DATE: MAY 10'TH, 1991

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP(KW) EAH(MT)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WCCN-FM LIC	NEILLSVILLE WI	BLH-6328	298C1 107.5	100.00 59.00	44-34-18 90-35-15	282.3	205.64 5.36	211.0 SHORT
WCCN-FM APPL	NEILLSVILLE WI	BPH-891227IB	298C1 107.5	100.00 178.92	44-35-31 90-37-13	282.8	208.64 2.36	211.0 SHORT
PRM	TRAVERSE CITY MI	DOC-88-620	298C2 107.5		44-46-11 85-41-22	70.8	200.40 23.40	177.0 CLEAR
WMQT LIC	ISHPEMING MI	BLH-850515KC	298C1 107.5	100.00 160.00	46-28-42 87-37-21	7.7	258.08 47.08	211.0 CLEAR
WVCY LIC	MILWAUKEE WI	BLH-870702KA	299B 107.7	24.00 164.00	42-57-51 88-04-30	180.3	134.68 10.32	145.0 SHORT
PRM	MANISTEE MI	DOC-89-549	300B1 107.9		43-17-41 86-13-12	123.4	177.93 135.93	42.0 CLEAR
WYCO LIC	WAUSAU WI	BLH-850205KW	300C 107.9	100.00 314.00	45-03-33 89-26-10	312.0	146.42 50.42	96.0 CLEAR

-----END CHANNEL 298C3 STUDY-----

CHANNEL STUDY

LOCATION: BRILLION, WISCONSIN
 SERVICE: COMMERCIAL FM
 CHANNEL: 298
 CLASS: C3
 FREQUENCY: 107.5 MHZ.
 ZONE: II
 COORDINATES: 44°-19'-10" N.L., 87°-57'-30" W.L. (ILLUSTRATIVE COORDINATES)
 PETITIONER: BRILLION RADIO COMPANY (RADIO STATION WEZR)
 DATE: MAY 10'TH, 1991

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP(KW) EAH(MT)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WOMA ALLOT	ALGOMA WI	DOC 89-282	244C3 96.7		44-38-08 87-37-37	36.9	43.90 29.90	14.0 CLEAR
WUSW APPL	OSHKOSH WI	BPH-890703IA	244A 96.7	3.00 100.00	44-06-36 88-30-18	241.9	49.47 37.47	12.0 CLEAR
WUSW LIC	OSHKOSH WI	BLH-6328	244A 96.7	3.00 89.92	44-03-51 88-31-44	238.1	53.68 41.68	12.0 CLEAR
WUSW ALLOT	OSHKOSH WI	DOC 89-282	245A 96.9		44-07-10 88-28-24	241.6	46.74 34.74	12.0 CLEAR
NEW CP	BROOKFIELD WI	BPH-861020TB	295A 106.9	3.00 100.00	43-07-35 88-05-33	184.7	132.97 90.97	42.0 CLEAR
WFON LIC	FOND DU LAC WI	BLH-3824	296A 107.1	3.00 91.00	43-50-22 88-22-06	211.6	62.61 20.61	42.0 CLEAR
WOCO-FM LIC	OCONTO WI	BLH-4658	296A 107.1	3.00 64.00	44-53-31 87-57-18	0.2	63.60 21.60	42.0 CLEAR
WSJY LIC	FORT ATKINSON WI	BLH-7144	297B 107.3	50.00 152.40	42-50-48 88-51-16	203.9	178.87 33.00	145.0 CLEAR
WSJY CP	FORT ATKINSON WI	BPH-870227NE	297B 107.3	26.00 205.43	42-48-02 89-03-16	207.7	190.52 45.52	145.0 CLEAR
WEZR CP	BRILLION WI	BPH-880815MS	298A 107.5	3.00 100.00	44-12-23 88-05-20	219.7	16.32 126.32	142.0 SHORT
WEZR APPL	BRILLION WI	BMPH-890929IN	298A 107.5	4.50-DA 116.00	44-15-28 88-11-43	250.1	20.10 122.10	142.0 SHORT

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ATTACHMENT E-B

CHANNEL STUDY

LOCATION: BRILLION, WISCONSIN
SERVICE: COMMERCIAL FM
CHANNEL: 298
CLASS: C3
FREQUENCY: 107.5 MHZ.
ZONE: II
COORDINATES: 44°-19'-10" N.L., 87°-57'-30" W.L. (ILLUSTRATIVE COORDINATES)
PETITIONER: BRILLION RADIO COMPANY (RADIO STATION WEZR)
DATE: MAY 10'TH, 1991

CALL STATUS	CITY STATE	FCC FILE	CHAN. FREQ.	ERP(KW) EAB(MT)	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
WCCN-FM LIC	NEILLSVILLE WI	BLH-6328	298C1 107.5	100.00 59.00	44-34-18 90-35-15	277.6	211.01 0.01	211.0 CLEAR
WCCN-FM APPL	NEILLSVILLE WI	BPH-891227IB	298C1 107.5	100.00 178.92	44-35-31 90-37-13	278.1	213.87 2.87	211.0 CLEAR
PRM	TRAVERSE CITY MI	DOC-88-620	298C2 107.5		44-46-11 85-41-22	74.5	186.99 9.99	177.0 CLEAR
WMQT LIC	ISHPEMING MI	BLH-850515KC	298C1 107.5	100.00 160.00	46-28-42 87-37-21	6.3	241.31 30.31	211.0 CLEAR
WVCY LIC	MILWAUKEE WI	BLH-870702KA	299B 107.7	24.00 164.00	42-57-51 88-04-30	183.6	150.84 5.84	145.0 CLEAR
PRM	MANISTEE MI	DOC-89-549	300B1 107.9		43-17-41 86-13-12	129.2	180.27 138.27	42.0 CLEAR
WYCO LIC	WAUSAU WI	BLH-850205KW	300C 107.9	100.00 314.00	45-03-33 89-26-10	305.1	143.03 47.03	96.0 CLEAR

-----END CHANNEL 298C3 STUDY-----