

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

In the Matter of )  
 )  
Amendment of Section 73.202(b) ) RM-  
Table of Allotments, )  
FM Broadcast Stations. )  
(Hattiesburg, Mississippi) )

To: Mass Media Bureau (Policy & Rules)

RECEIVED  
JAN 21 1992  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

PETITION FOR RULEMAKING

Community Broadcasting Company, Inc. ("CBC"), by its attorney, respectfully petitions for rule making to amend Section 73.202(b) of the rules so as to allot FM Channel 269C3 to Hattiesburg, Mississippi.

Hattiesburg is an incorporated city, located in the southeastern part of the state, at the confluence of U.S. Highways 98 and 49 and State Highways 11 and 42. Its population, according to the 1990 Census, is 41,882. It is self-governing and has the usual complement of businesses and organizations generally found in communities of its size.

Hattiesburg is presently served by three commercial FM stations, five commercial AM station.<sup>1</sup> As shown by the attached Engineering Statement of Bromo Communications, CBC's technical consultant, Channel 269C3 may be allotted to Hattiesburg fully consistent with all spacing requirements from an assumed transmitter site located at 31° 20' 32", 89° 12' 19".

Should its petition be granted, CBC will promptly file an application for construction permit upon the opening of the window for

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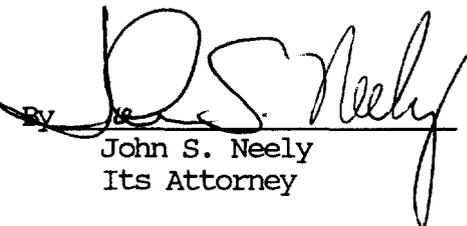
<sup>1</sup> Hattiesburg is also home to non-commercial FM station WUSM.

this channel, and will promptly construct its station upon grant of the permit.

Accordingly, Section 73.202(b) of the rules should be amended as requested.

Respectfully submitted,

COMMUNITY BROADCASTING COMPANY, INC

BY   
John S. Neely  
Its Attorney

January 21, 1992

Miller & Miller, P.C.  
P.O. Box 33003  
Washington, DC 20033

PETITION FOR RULE MAKING  
COMMUNITY BROADCASTING COMPANY INC.  
ALLOT CHANNEL 269C3  
HATTIESBURG, MISSISSIPPI  
January 1992

Technical Exhibit  
TE-1

Bromo Communications, Inc.  
P.O. Box M - 1331 Ocean Boulevard, Suite 201  
St. Simons Island, Georgia 31522  
(912) 638-5608

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PETITION FOR RULE MAKING  
COMMUNITY BROADCASTING COMPANY INC.  
ALLOT CHANNEL 269C3  
HATTIESBURG, MISSISSIPPI  
January 1992

TECHNICAL STATEMENT

1. This Technical Statement and attached exhibits support the Petition for Rule Making prepared on behalf of Community Broadcasting Company, Inc. ("CBCI"), the petitioner, seeking to amend §73.202(b) of the Commission's rules by allotting Channel 269C3 to Hattiesburg, Mississippi, as that community's fourth local FM channel.

DISCUSSION

2. The availability of Channel 269C3 for allotment to Hattiesburg, Mississippi, is due to two other changes in the Commission's table of FM allotments. Channel 269C3 at Hattiesburg, Mississippi, may appear to be shortspaced to WKNZ, Channel 269A, Collins, Mississippi, and to WJKX, Channel 272A, Ellisville, Mississippi. However, both of the stations have been ordered to new channels.

3. WKNZ, Collins, Mississippi, as a result of a requested upgrade for station WLIN, Gluckstadt, Mississippi, to Channel 269C3, has been ordered from Channel 269A to

Channel 296A. This change of allotments at Collins, Mississippi, was made as a result of MM Docket #90-569. The effective date of the Channel 296A allotment to Collins, Mississippi, was November 14, 1991. Channel 269C3 at Hattiesburg, Mississippi, is clear of WKNZ on Channel 296A.

4. WJKX, Ellisville, Mississippi, has been ordered to Channel 273C2 from Channel 272A. WJKX has received a construction permit to build a new main facility on Channel 273C2, file #BPH-891204IF. Channel 269C3 at Hattiesburg, Mississippi, is clear of WJKX on Channel 273C2.

#### PROPOSAL

5. CBCI requests that Channel 269C3 be allotted to Hattiesburg, Mississippi, at a site located 8.1 kilometers east-northeast of the community at reference coordinates North Latitude  $31^{\circ} 20' 32''$  and West Longitude  $89^{\circ} 12' 19''$ . From this location, Channel 269C3 meets all present spacing requirements to all licensed, applied for or proposed facilities and will provide a 3.16 mV/m signal over Hattiesburg. Exhibit #1 visually demonstrates the usable area for Channel 269C3. Exhibit #2 is an allocation study for Channel 269C3 and shows compliance with §73.207(b)(1) of the Commission's rules.

6. CBCI therefore requests the following change to §73.202(b) of the Commission's rules:

Hattiesburg, Mississippi

Present

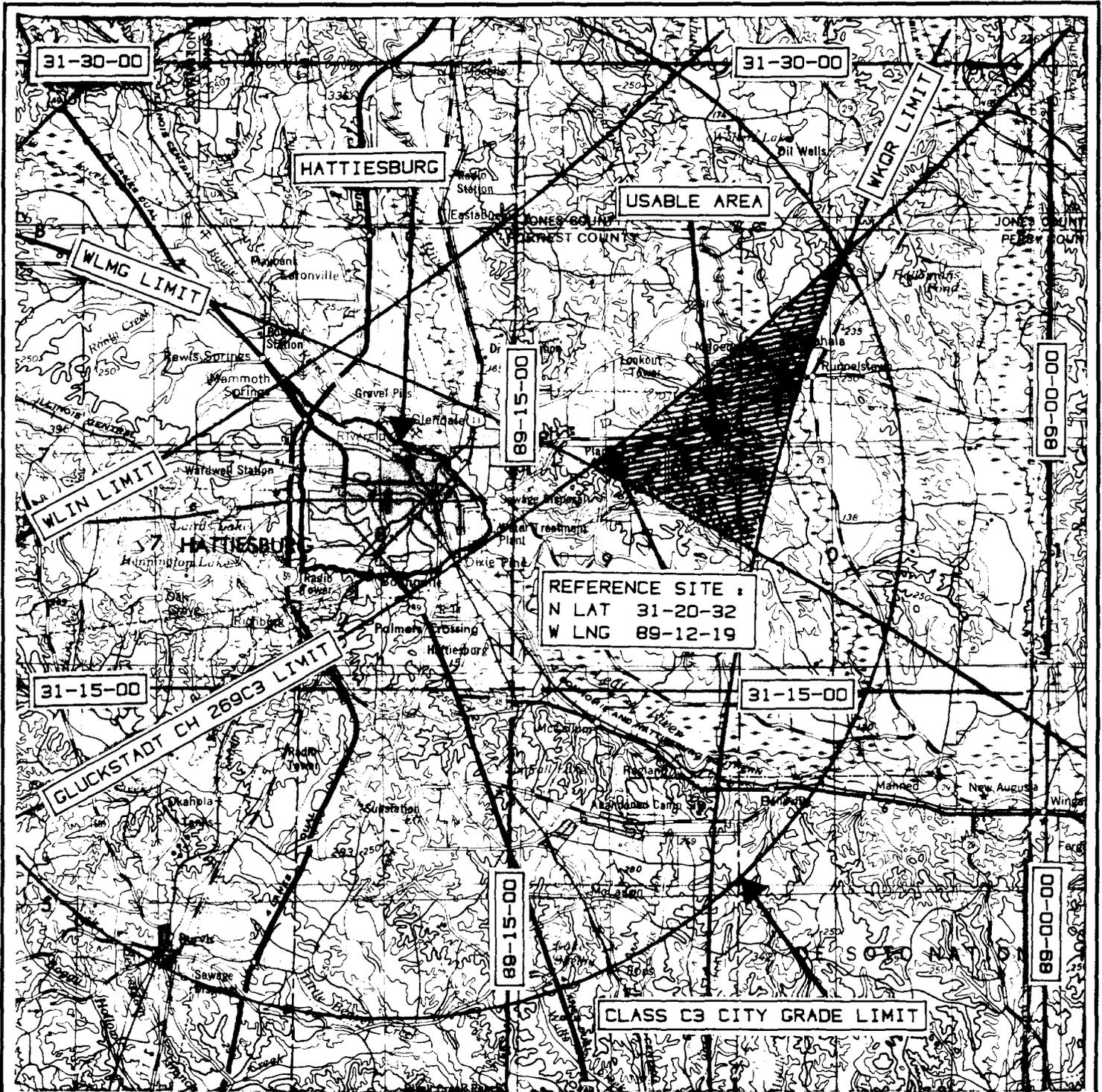
221A, 279C, 283C

Proposed

221A, 269C3, 279C, 283C

7. When allotted, CBCI will, on a timely basis, file an application for construction permit, seeking authority to build and operate a new station on Channel 269C3 at Hattiesburg, Mississippi.

8. This Technical Statement and attached exhibits were prepared on behalf of Community Broadcasting Company, Inc. by Bromo Communications, Inc., its Technical Consultant. All of the information contained herein is true and accurate to the best of our belief and knowledge. Should any questions arise during consideration of this proposal, we would welcome the opportunity to discuss the matter by phone at (912) 638-5608.



USABLE AREA CH 269C3

MAP IS A PORTION OF THE U. S. G. S. 1: 250, 000  
SCALE HATTIESBURG, MS (EASTERN U. S.) MAP.

CROSS HATCHED AREA IS USABLE AREA.

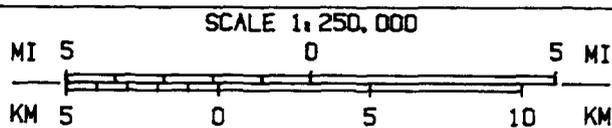


EXHIBIT #1

PETITION FOR RULE MAKING  
COMMUNITY B'CASTING CO INC  
ALLOT CHANNEL 269C3  
HATTIESBURG, MISSISSIPPI

JANUARY 1992

**BROMO** BROADCAST  
COMMUNICATIONS TECHNICAL CONSULTANTS

St Simons Island, Georgia

Washington, D.C.

ALLOCATION STUDY FOR HATTIESBURG, MISSISSIPPI  
 USING PROPOSED ALLOCATION SITE AS REFERENCE

REFERENCE  
 31 20 32 N  
 89 12 19 W

CLASS C3  
 Current rules spacings  
 ----- CHANNEL 269 -101.7 MHz -----

DISPLAY DATES  
 DATA 11-27-91  
 SEARCH 01-03-92

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
ALOPEN	269C3	Gluckstadt	MS	321.8	153.00	153.0	0.00 *
WLMG	270C	New Orleans	LA	206.5	176.18	176.0	0.18 <
WKQR	270A	Citronelle	AL	103.3	96.55	89.0	7.55
WLIN	269A	Gluckstadt	MS	321.8	153.00	142.0	11.00
WKQR.C	271C3	Citronelle	AL	110.4	82.11	43.0	39.11
WJDQ	267C1	Meridian	MS	24.3	117.97	76.0	41.97
WJDQ.A	267C1	Meridian	MS	24.3	117.97	76.0	41.97
WRQO	271C2	Monticello	MS	286.9	99.53	56.0	43.53
WJDQ.C	267C	Meridian	MS	12.4	139.57	96.0	43.57
WYNKFM	268C	Baton Rouge	LA	240.4	227.94	176.0	51.94

ALLOCATION STUDY CH 269C3

EXHIBIT #2  
 PETITION FOR RULE MAKING  
 COMMUNITY B'CASTING CO INC  
 ALLOT CHANNEL 269C3  
 HATTIESBURG, MISSISSIPPI

JANUARY 1992

**BROMO**  
 COMMUNICATIONS  
 BROADCAST  
 TECHNICAL CONSULTANTS  
 St Simons Island, Georgia Washington, D.C.

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

State of Georgia        )  
St. Simons Island    )  
County of Glynn        )                    ss:

JEFFERSON G. BROCK being duly sworn, deposes and says that he is an officer of Bromo Communications, Inc. Bromo has been engaged by Community Broadcasting, Inc., to prepare the attached Technical Exhibit.

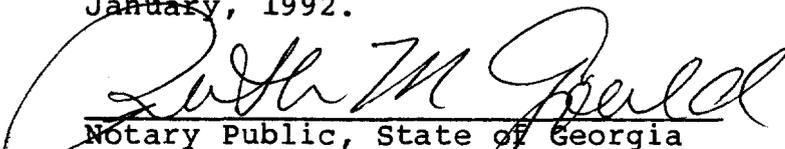
His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 8th day of January, 1992.

  
\_\_\_\_\_  
Jefferson G. Brock  
Affiant

Sworn to and subscribed before  
me this the 8th day of  
January, 1992.

  
\_\_\_\_\_  
Notary Public, State of Georgia  
My Commission Expires: August 21, 1995

