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APR 24 1991

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

In re Applications of

) MM Docket No. 91-10

WHITE BROADCASTING PARTNERSHIP
et al.

)
)
) File No. BPH-891214MM

ORIGINAL
FILE

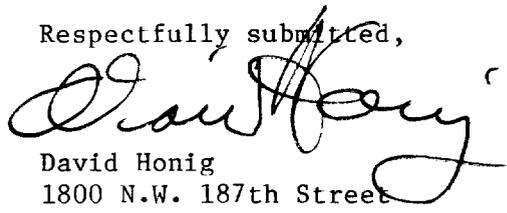
For Construction Permit for a New FM Station
Station on Channel 289A in Baldwin, Florida

To: Hon. Edward Luton, Administrative Law Judge

PARTIAL STATEMENT OF PUBLICATION

Peaches Broadcasting, Ltd. hereby submits partial proof that it has provided public notice of designation for hearing of the above-captioned applications. Peaches has attempted in good faith to complete publication, and has in fact published its notice four times.^{1/}

Respectfully submitted,



David Honig
1800 N.W. 187th Street
Miami, Florida 33056
(305) 628-3600

Counsel for Peaches Broadcasting, Ltd.

April 23, 1991

1/ Publication in the Florida Times-Union was requested in a timely manner by Peaches. However, due to miscommunication with the classified department of the newspaper, publication did not commence right away. In the mistaken belief that publication could take place in a daily business newspaper, Peaches published the notice three times in Jacksonville's Financial News and Daily Record. It has now completed publication once in the Florida Times-Union, and will publish the remaining three required notices in that newspaper in the next eight days. By the end of next week, Peaches intends to file a statement showing that it has properly completed publication in the Florida Times-Union.

FINANCIAL NEWS &
Daily Record

PROOF OF PUBLICATION

(Published Daily Except Saturday and Sunday)
Jacksonville, Duval County, Florida

STATE OF FLORIDA, }
 } SS:
COUNTY OF DUVAL, }

Before the undersigned authority personally appeared
Donna R. Collins, who on oath says that she is the Business Manager of FINANCIAL
NEWS and DAILY RECORD, a daily (except Saturday and Sunday) newspaper published at
Jacksonville, in Duval County, Florida; that the attached copy of advertisement, being a

PUBLIC NOTICE

in the matter of FM Channel 289A

in the _____ Court, of Duval County, Florida, was published
in said newspaper in the issues of March 14, 15, 18, 1991

Affiant further says that the said FINANCIAL NEWS and DAILY RECORD is a newspaper
at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore
been continuously published in said Duval County, Florida, each day (except Saturday and
Sunday) and has been entered as second class matter at the post office in Jacksonville, in
said Duval County, Florida, for a period of one year next preceding the first publication of
the attached copy of advertisement; and affiant further says that he has neither paid nor
promised any person, firm or corporation any discount, rebate, commission or refund for the
purpose of securing this advertisement for publication in said newspaper.

Donna R. Collins
Business Manager

Sworn to and subscribed before me this 18th day of March A.D. 19 91

Jean S. DePasqua
Notary Public, State of Florida
My Comm. Exp Oct. 14, 1994

PUBLIC NOTICE

The Federal Communications Commission has designated for hearing the following applications for a construction permit to operate a new FM radio station on FM Channel 289A in Baldwin, Florida: White Broadcasting Partnership; Peaches Broadcasting, Ltd.; Sage Broadcasting Corporation of Jupiter, Florida; First Coast Broadcasting Company; Douglas Johnson; Northeast Florida Broadcasting Corp; and JEM Productions, Limited Partnership c/o Joyce Morgan.

The hearing is scheduled to occur at a time and place to be determined. The issues to be determined in the hearing are:

- (1) To determine whether there is a reasonable possibility that the tower height and location proposed by White, Peaches, Sage, Coast, Johnson and Northeast would constitute a hazard to air navigation.
- (2) To determine which of the proposals would, on a comparative basis, best serve the public interest.
- (3) To determine, in light of the evidence adduced pursuant to the specified issues, which of the applications should be granted, if any.

A copy of the application of Peaches Broadcasting, Ltd., together with amendments thereto and related material, is on file for public inspection at the public library in Baldwin, Florida. Mar. 14/15/18 (91-1732)

FLORIDA PUBLISHING COMPANY

Publisher

JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }
COUNTY OF DUVAL }

Before the undersigned authority personally appeared _____

Donna Sapp who on oath says that he is

a classified advertising rep of The Florida Times-Union,

a daily newspaper published at Jacksonville in Duval County, Florida; that the

attached copy of advertisement, being a legal notice

in the matter of public notice

in the _____ Court,

was published in THE FLORIDA TIMES-UNION in the issues of _____

April 14th, 1991

Affiant further says that the said The Florida Times-Union is a newspaper published at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore been continuously published in said Duval County, Florida, The Florida Times-Union each day, has been entered as second class mail matter at the postoffice in Jacksonville, in said Duval County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

Sworn to and subscribed before me }
this 15th day of

April A.D. 1991.

Molly Strain
Notary Public,
State of Florida at Large.

Donna Sapp

My Commission Expires _____

DA 444 Notary Public, State of Florida
My Commission Expires Dec. 2, 1994
Bonded Thru Troy Fair - Insurance Inc.

PUBLIC NOTICE

The Federal Communications has designated for hearing the following applications for a construction permit to operate a new FM radio station on FM Channel 289A in Baldwin, Florida: White Broadcasting Partnership; Peaches Broadcasting, Ltd.; Sage Broadcasting Corporation of Jupiter, Florida; First Coast Broadcasting Company; Douglas Johnson; Northeast Florida Broadcasting Corp; and JEM Productions, Limited Partnership c/c Joyce Morgan. The hearing is scheduled to occur at a time and place to be determined. The issues to be determined in the hearing are: (1) To determine whether there is reasonable possibility that the tower height and location proposed by White, Peaches, Sage, Coast, Johnson and Northeast would constitute a hazard to air navigation. (2) To determine which of the proposals would, on a comparative basis, best serve the public interest. (3) To determine, in light of the evidence adduced pursuant to the specified issues, which of the applications should be granted, if any. A copy of the application of Peaches Broadcasting, Ltd., together with amendments thereto and related material, is on file for public inspection at the public library in Baldwin, Florida.

CERTIFICATE OF SERVICE

I, David Honig, this 23rd day of April, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Statement of Publication" addressed to the following:

Hon. Edward Luton
Administrative Law Judge
Federal Communications
Commission
2000 L Street N.W.
Washington, D.C. 20554

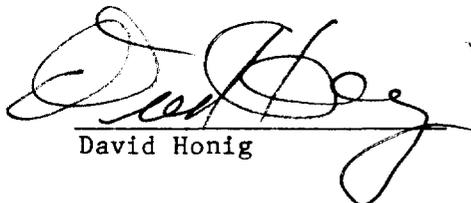
Charles Dziedzic, Esq.
FCC Hearing Branch
2025 M Street N.W. #7212
Washington, D.C. 20554

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McCabe & Allen
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Smithwick & Belendiuk
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Counsel for Northeast

Avelino G. Halagao, Esq.
7799 Leesburg Pike #900
Falls Church, VA 22043
Counsel for JEM



David Honig