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FCC MAIL SECTION
Before the
FEDERAL COMMUNICATIONS COMMISSIONS
Washington, D.C. 20554

FCC 91M- 1317
3850

DISPATCHED BY

In re Applications of)	MM DOCKET NO. 91-10 ✓
CHARLEY CECIL & DIANNA MAE WHITE)	File No. BPH-891213M
d/b/a WHITE BROADCASTING PARTNERSHIP)	
PEACHES BROADCASTING, LTD.)	File No. BPH-891214MN
SAGE BROADCASTING CORPORATION OF JUPITER, FLORIDA)	File No. BPH-891214MR
DOUGLAS JOHNSON)	File No. BPH-891214MZ
NORTHEAST FLORIDA BROADCASTING CORP.)	File No. BPH-891214NA
JEM PRODUCTIONS, LIMITED PARTNERSHIP C/O JOYCE MORGAN)	File No. BPH-891214ND
For Construction Permit for a New FM Station on Channel 289A in Baldwin, Florida)	

MEMORANDUM OPINION AND ORDER

Issued: April 12, 1991 ; Released: April 16, 1991

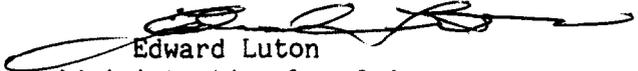
1. Under consideration are 1) Motion for Summary Decision, filed March 21, 1991 by Charley Cecil & Dianna Mae White, d/b/a White Broadcasting Partnership; 2) Mass Media Bureau's Comments in Support of Motion for Summary Decision, filed April 4, 1991. White seeks summary decision on an air hazard issue specified against it. White shows that the Federal Aviation Administration has determined that White's proposed antenna would not pose a structural hazard, but that his proposal has the potential of causing electromagnetic interference ("EMI"). White agrees to the imposition of the following condition upon its construction permit:

Upon receipt of notification from the Federal Communications Commission that harmful interference is being caused by the operation of the licensee's (permittee's) transmitter, the licensee (permittee) shall either immediately reduce the power to the point of no interference, cease operation, or take such immediate corrective action as necessary to eliminate the harmful interference. This condition expires after one year of interference-free operation.

There is no indication that the Federal Aviation Administration objects to the imposition of the condition. The motion for summary decision will be granted.

Accordingly, IT IS ORDERED that the Motion IS GRANTED and the air hazard issue specified against White is resolved, CONDITIONED as set forth above, in his favor.

FEDERAL COMMUNICATIONS COMMISSION


Edward Luton
Administrative Law Judge