

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

In re Applications of ) MM Docket No. 91-10  
WHITE BROADCASTING PARTNERSHIP )  
et al. ) File No. BPH-891214MM  
)

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

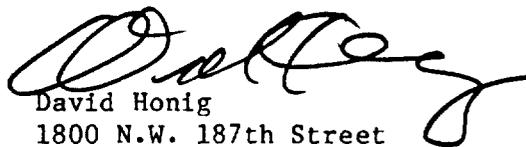
To: Hon. Edward Luton, Administrative Law Judge

PETITION FOR LEAVE TO AMEND AND AMENDMENT

Peaches Broadcasting, Ltd., by counsel, hereby petitions to amend its application to report that Glenn Haydel, the secretary of its limited partner, United Communications, Inc., has a new home address as follows: 5532 Strawberry Hill Dr. #E, Charlotte, NC 28211. UCI's address remains unchanged. This amendment is submitted solely for §1.65 purposes.

Accordingly, the attached Amendment should be accepted and this Petition granted. See Erwin O'Conner Broadcasting Co., 22 FCC2d 140, 143 (Rev. Bd. 1970).

Respectfully submitted,



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

Counsel for Peaches Broadcasting,  
Ltd.

March 29 1991

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

In re Applications of ) MM Docket No. 91-10  
 )  
WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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

To: Hon. Edward Luton, Administrative Law Judge

**AMENDMENT**

The application of Peaches Broadcasting, Ltd. is hereby amended to report that Glenn Haydel, the secretary of its limited partner, United Communications, Inc., has a new home address as follows: 5532 Strawberry Hill Dr. #E, Charlotte, NC 28211. UCI's address remains unchanged.

I declare under penalty of perjury that the information stated above is true to the best of my knowledge.

Executed 16 March 91.

  
Frederick Matthews

CERTIFICATE OF SERVICE

I, David Honig, this 20 day of March, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Petition for Leave to Amend and Amendment" addressed to the following:

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

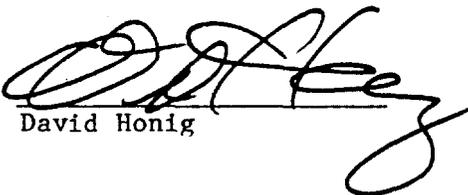
Charles Dziedzic, Esq.  
FCC Hearing Branch  
2025 M Street N.W. #7212  
Washington, D.C. 20554

Denise B. Moline, Esq.  
McCabe & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

Salvador Serrano, Esq.  
P.O. Box 7371  
McLean, VA 22106  
Counsel for JEM

  
David Honig

In re Applications of	)	MM Docket No. 91-10
	)	
WHITE BROADCASTING PARTNERSHIP	)	File No. BPH-891214MM
<u>et al.</u>	)	

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

To: Hon. Edward Luton, Administrative Law Judge

DECLARATION OF NO CONSIDERATION

Peaches Broadcasting, Ltd. ("Peaches"), by counsel and pursuant to §73.3525(d) of the Commission's Rules, hereby submits its Declaration of No Consideration in connection with the failures to appear of the following applicants: Sage Broadcasting Corporation of Jupiter, Florida; Northeast Florida Broadcasting Corp.

Respectfully submitted,



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

Counsel for Peaches Broadcasting, Ltd.

March 20, 1991

PUBLIC  
FILE

Declaration of No Consideration

I, Frederick Matthews, President of the General Partner of Peaches Broadcasting, Ltd. ("Peaches"), hereby certify that neither I nor anyone representing Peaches has received or been promised, nor have I or anyone representing Peaches paid or promised to pay any money or other thing of value in connection with the dismissals or failures to appear of the following applicants: Sage Broadcasting Corporation of Jupiter, Florida; Northeast Florida Broadcasting Corp.

I declare under penalty of perjury under the laws of the United States of America that the foregoing statement is true and correct.

Executed 16 March 91.

  
Frederick Matthews

CERTIFICATE OF SERVICE

I, David Honig, this 20 day of March, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Declaration of No Consideration" addressed to the following:

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

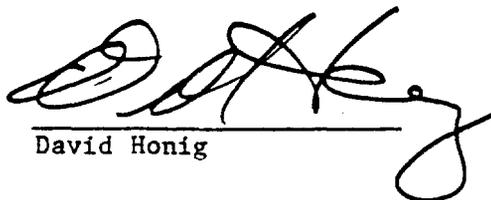
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FCC Hearing Branch  
2025 M Street N.W. #7212  
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Washington, D.C. 20036  
Counsel for Northeast

Salvador Serrano, Esq.  
P.O. Box 7371  
McLean, VA 22106  
Counsel for JEM

  
\_\_\_\_\_  
David Honig

**FEE PROCESSING FORM**  
DUPLICATE COPY



Please read instructions on back of this form before completing it. Section I MUST be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

<b>SECTION I</b>										
APPLICANT NAME (Last, first, middle initial) Peaches Broadcasting, Ltd.										
MAILING ADDRESS (Line 1) (Maximum 35 characters - refer to Instruction (2) on reverse of form) c/o Law Office of David Honig										
MAILING ADDRESS (Line 2) (if required) (Maximum 35 characters) 1800 N.W. 187th Street										
CITY MIAMI										
STATE OR COUNTRY (if foreign address) FL	ZIP CODE 33056	CALL SIGN OR OTHER FCC IDENTIFIER (if applicable) BPH-891214MN (MM Docket No. 91-10)								
Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.										
(A)	(B)	(C)	FOR FCC USE ONLY							
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)								
(1) <table border="1" style="display:inline-table; border-collapse: collapse;"><tr><td style="width:20px; height:20px;">M</td><td style="width:20px; height:20px;">W</td><td style="width:20px; height:20px;">R</td></tr></table>	M	W	R	<table border="1" style="display:inline-table; border-collapse: collapse;"><tr><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td></tr></table>					\$ 6,760.00	
M	W	R								

<b>SECTION II</b> — 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)	FOR FCC USE ONLY							
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)								
(2) <table border="1" style="display:inline-table; border-collapse: collapse;"><tr><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td></tr></table>				<table border="1" style="display:inline-table; border-collapse: collapse;"><tr><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td><td style="width:20px; height:20px;"></td></tr></table>					\$	
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ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE. <span style="font-size: 2em;">→</span>			TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING							
			\$ 6,760.00							
			FOR FCC USE ONLY							

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FEDERAL COMMUNICATIONS COMMISSION  
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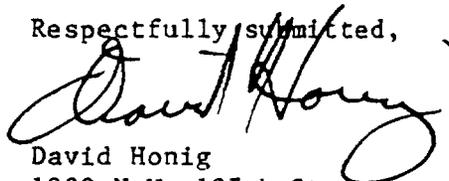
To: Hon. Edward Luton, Administrative Law Judge

NOTICE OF APPEARANCE

Peaches Broadcasting, Ltd. ("Peaches"), by counsel and pursuant to Section 1.221 of the Commission's Rules, hereby respectfully notes its appearance in the above-referenced matter, and states its intention to appear at the hearing and to adduce evidence on all issues set forth in the Hearing Designation Order herein.

The required \$6,760 hearing fee is being dispatched on March 2, 1991 by Federal Express to the FCC Fee Branch in Pittsburgh, Pennsylvania, marked for delivery March 4, 1991. Copies of the check and airbill are appended hereto.

Respectfully submitted,



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

Counsel for Peaches Broadcasting, Ltd.

March 2, 1991

DAVID E. HONIG, ESQ.  
ESCROW ACCOUNT  
PH. 305-628-3600  
1800 NW. 187TH ST.  
OPA-LOCKA, FL 33056

438

2/28/91

63-550994  
660

PAY TO THE  
ORDER OF

Federal Communications Commission

\$ 6,760.00

Six Thousand Seven Hundred and Sixty and 00/100

DOLLARS

**NCNB**

NCNB National Bank  
of Florida  
Miami, Florida

MEMO

Peaches Ltd. Hearing Fee, Baldwin, FL



⑆066005502⑆ 3504953489⑈ 0438

**FEDERAL EXPRESS**

USE THIS AIRBILL FOR SHIPMENTS WITHIN THE CONTINENTAL U.S.A., ALASKA AND HAWAII.  
USE THE INTERNATIONAL AIR WAYBILL FOR SHIPMENTS TO PUERTO RICO AND ALL NON U.S. LOCATIONS  
QUESTIONS? CALL 800-238-5355 TOLL FREE.

**AIRBILL**  
PACKAGE  
TRACKING NUMBER

9391644404

304M

9391644404



6150  
7227

Sender's Federal Express Account Number  
**1237-1370-2**

Date  
**3/2/91**

From (Your Name) Please Print

**DAVID HONIG**

Company

**HONIG, DAVID, ATTORNEY**

Street Address

**1800 NW 187TH ST**

City

**MIAMI**

State

**FL**

Your Phone Number (Very Important)

**305-628-3600**

Department/Floor No

To (Recipient's Name) Please Print

**Federal Communications Commission**

Company

**ATTN: WHOLESALE LOCKBOX SHIFT SUPERVISOR**

**c/o Mellon Bank, 3 Mellon Bank Center**

Exact Street Address (We Cannot Deliver to P.O. Boxes or P.O. Zip Codes)

**27th floor, Room 153-2713**

City

**Pittsburgh**

State

**PA**

Recipient's Phone Number (Very Important)

ZIP Required

YOUR INTERNAL BILLING REFERENCE INFORMATION (First 24 characters will appear on invoice.)

**Peaches**

IF HOLD FOR PICK-UP, Print FEDEX Address Here

Street Address

City

State

ZIP Required

PAYMENT 1  Bill Sender Acct No Req'd 2  Bill Recipient's FedEx Acct No Fill in Account Number below 3  Bill 3rd Party FedEx Acct No Fill in Account Number below (req'd) 4  Bill Credit Card Fill in Credit Card Number below Exp. Date  
5  Cash/Check Acct./Credit Card No

**SERVICES**  
(Check only one box)

Priority Overnight Service (Delivery by next business morning)  
11  YOUR PACKAGING 51   
16  FEDEX LETTER \* 56  FEDEX LETTER \*\*  
12  FEDEX PAK \* 52  FEDEX PAK \*\*  
13  FEDEX BOX 53  FEDEX BOX  
14  FEDEX TUBE 54  FEDEX TUBE

Economy Two-Day Service (formerly Standard Air) (Delivery by second business day)  
30  ECONOMY TWO-DAY SVC.  
Heavyweight Service (for Extra Large or any package over 150 lbs)  
70  HEAVYWEIGHT \*\*  
80  DEFERRED HEAVYWEIGHT \*\*  
† Delivery commitment may be later in some areas. \*\*Declared Value Limit \$100. \*\*Call for delivery schedule.

**DELIVERY AND SPECIAL HANDLING**  
(Check services required)

1  HOLD FOR PICK-UP (if in Box 1)  
2  DELIVER WEEKDAY  
3  DELIVER SATURDAY (Extra charge) (Not available to all locations)  
4  DANGEROUS GOODS (Extra charge)  
5   
6  DRY ICE \_\_\_\_\_ lbs  
7  OTHER SPECIAL SERVICE \_\_\_\_\_  
8   
9  SATURDAY PICK-UP (Extra charge)  
10   
11   
12  HOLIDAY DELIVERY (if observed) (Extra charge)

PACKAGES  
WEIGHT in Pounds (lb)  
YOUR DECLARED VALUE (\$ per lb)

Total Total Total

DIM SHIPMENT (Chargeable Weight)  
\_\_\_\_\_ lbs.

Received At  
1  Regular Stop 3  Drop Box  
2  On-Call Stop 4  BSC  
5  Station

FedEx Emp. No

**SERVICE CONDITIONS, DECLARED VALUE AND LIMIT OF LIABILITY**

Use of this airbill constitutes your agreement to the service conditions in our current Service Guide, available upon request. See back of sender's copy of this airbill for information.

We will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, and document your actual loss for a timely claim. Maximum amount limitations found in the current Federal Express Service Guide apply. Your right to recover from Federal Express for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the declared value specified to the left. Recovery cannot exceed actual documented loss. The maximum Declared Value for FedEx Letter and FedEx Pak packages is \$100.00. In the event of untimely delivery, Federal Express will at your request and with some limitations, refund all transportation charges paid. See Service Guide for further information.

Sender authorizes Federal Express to deliver this shipment without obtaining a delivery signature and shall indemnify and hold harmless Federal Express from any claims resulting therefrom.

5 Release Signature  
Date/Time

Federal Express Use  
Base Charges  
Declared Value Charge  
Other 1  
Other 2  
Total Charges

REVISION DATE 8/90  
PART #119501 FXEM 10/90  
FORMAT R041

041  
\* 1990 F.E.C.  
PRINTED IN  
USA

CUSTOMER: PLEASE REMOVE ONE OF THESE LABELS AND PLACE IT ABOVE THE AIRBILL POUCH.

h0hh9t6ebc  
h0hh9t6ebc

ORIGIN COPY

239  
OF  
250

CERTIFICATE OF SERVICE

I, David Honig, this 2nd day of March, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Notice of Appearance" addressed to the following:

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

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

Denise B. Moline, Esq.  
McCabe & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

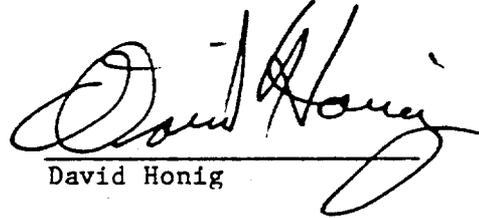
Allan G. Moskowitz, Esq.  
Kaye Scholer et al.  
901 15th St. N.W. #1100  
Washington, D.C. 20005  
Counsel for Sage

Dennis Kelly, Esq.  
Cordon & Kelly  
1920 N St. N.W.  
Washington, D.C. 20036  
Counsel for First Coast

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

Joyce E. Morgan  
2372 Pacific Silver Dr.  
Jacksonville, FL 32216  
Principal of JEM

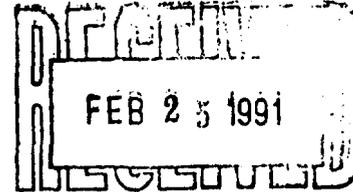
  
David Honig

Before the  
Federal Communications Commission  
Washington, D. C. 20554

FCC 91M-569

2602

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



C R D E R

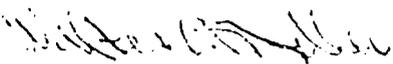
Issued: February 12, 1991 ; Released: February 14, 1991

IT IS ORDERED, That Administrative Law Judge Edward Luton shall serve as Presiding Judge in the above-entitled proceeding; that the hearing therein shall be convened on May 24, 1991, at 10:00 a.m., and the prehearing conference shall be held on April 24, 1991, commencing at 9:00 a.m.; and,

IT IS FURTHER ORDERED, That all proceedings shall take place in the Offices of the Commission, Washington, D. C.

All parties are put on notice that they are expected to be fully cognizant of Part I of the Commission's Rules and Regulations concerning Practice and Procedure.

FEDERAL COMMUNICATIONS COMMISSION

  
Walter C. Miller  
Acting Chief Administrative Law Judge

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

In re Applications of ) MM Docket No. 91-10  
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WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
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For Construction Permit for a New FM Station  
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To: Hon. Edward Luton, Administrative Law Judge

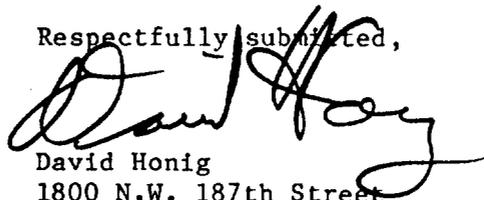
**SUPPLEMENT TO REPLY TO OPPOSITION TO  
CONTINGENT MOTION FOR SUMMARY DECISION**

Peaches Broadcasting, Ltd. ("Peaches") hereby respectfully supplements its April 5 Reply to the Bureau's March 27 "Opposition to Contingent Motion for Summary Decision."

Peaches' Reply acknowledged that the FAA had not advised Peaches that its proposed structure and location would be acceptable under the obstruction standards of Part 77, Subpart C of the Federal Aviation Regulations. Therefore, Peaches asked that its Motion "be held in abeyance until such time as the FAA has had an opportunity to review it and manifest its acceptance of Peaches' proposal for structural purposes."

On April 9, Peaches received word that the FAA had determined that Peaches' proposed structure would meet Part 77 obstruction standards and was objectionable only because of EMI. See Letter of Ronald T. Niklasson, April 5, 1991 (appended hereto). Therefore, Peaches Motion for Summary Decision may now be granted.

Respectfully submitted,



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

Counsel for Peaches Broadcasting, Ltd.

April 10, 1991



U.S. Department  
of Transportation

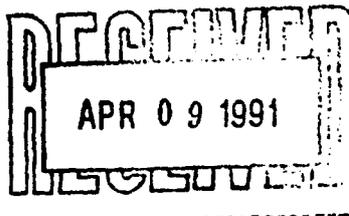
Federal Aviation  
Administration

Southern Region

P. O. Box 20638  
Atlanta, Georgia 30320

April 5, 1991

PEACHES BROADCASTING, LTD.  
c/o Mr. Fred Matthews  
P. O. Box 12563  
Jacksonville, Florida 32209



Dear Mr. Matthews:

This is in response to a request by Mr. Thomas Johnson regarding your proposed FM radio station near Stokesville, Georgia. Specific information is as follows:

AERONAUTICAL STUDY NUMBER	:	89-ASO-2584-OE
SPONSOR	:	Peaches Broadcasting, Ltd.
STRUCTURE	:	FM Antenna Tower (105.7mHz/6kW)
LOCATION	:	Stokesville, Georgia
LATITUDE/LONGITUDE	:	30°22'28"N./82°01'36"W.
HEIGHTS	:	348 feet AGL, 410 feet AMSL.

The preliminary review revealed a potential electromagnetic interference problem with respect to intermodulation interference with the Craig Airport and Jacksonville International Airport localizer facilities. The study also revealed that the tower would not exceed any obstruction standards set forth in Part 77, Subpart C, of the Federal Aviation Regulations. Therefore, if the intermodulation interference problem can be resolved a determination that the structure would not exceed obstruction standards could be issued.

Please let me know if you have any questions.

Sincerely,

RONALD T. NIKLASSON  
Airspace Specialist  
System Management Branch  
Air Traffic Division

CERTIFICATE OF SERVICE

I, David Honig, this 10th day of April, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Supplement to Reply to Opposition to Contingent Motion for Summary Decision" addressed to the following:

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

Y. Paulette Laden, Esq.  
FCC Hearing Branch  
2025 M Street N.W. #7212  
Washington, D.C. 20554

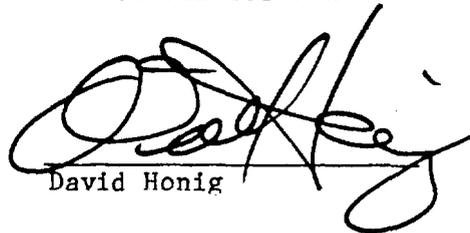
Denise B. Moline, Esq.  
McCabe & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

Office of the Chief Counsel  
Federal Aviation Administration  
800 Independence Ave. S.W.  
Suite AGC-230  
Washington, D.C. 20591

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

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

  
David Honig

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

In re Applications of ) MM Docket No. 91-10  
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WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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Station on Channel 289A in Baldwin, Florida

To: Hon. Edward Luton, Administrative Law Judge

**REPLY TO OPPOSITION TO CONTINGENT  
MOTION FOR SUMMARY DECISION**

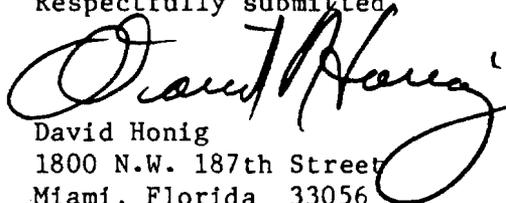
Peaches Broadcasting, Ltd. ("Peaches") hereby respectfully  
replies to the Bureau's March 27 "Opposition to Contingent Motion for  
Summary Decision."

The Bureau first notes that the language of the Commission's  
standard EMI condition was not set out in the Motion. That language  
appears on p. 2 of the Bureau's Opposition. To clarify this matter,  
Peaches here explicitly represents that it accepts the EMI condition as  
set out in the language appearing on p. 2 of the Bureau's Opposition.

The engineering showing attached to Peaches' Motion  
demonstrated that electromagnetic interference would occur anywhere in  
the area within which a transmitter could be located. As a predicate  
to obtaining a formal FAA structural finding, Peaches understands that  
the FAA must first be apprised that an applicant will accept an EMI  
condition. Through inadvertence, Peaches apparently did not file the  
Motion with the FAA, and consequently Peaches is serving the FAA today.

Consequently, Peaches requests that its Motion for Summary Decision be held in abeyance until such time as the FAA has had an opportunity to review it and manifest its acceptance of Peaches' proposal for structural purposes. If the FAA so manifests, Peaches' Motion for Summary Decision should be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Honig", written in a cursive style. The signature is positioned above the typed name and address.

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

Counsel for Peaches Broadcasting, Ltd.

April 5, 1991

CERTIFICATE OF SERVICE

I, David Honig, this 5th day of April, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Reply to Opposition to Contingent Motion for Summary Decision" addressed to the following:

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

Y. Paulette Laden, Esq.  
FCC Hearing Branch  
2025 M Street N.W. #7212  
Washington, D.C. 20554

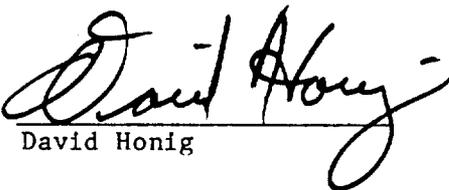
Denise B. Moline, Esq.  
McCabe & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

Office of the Chief Counsel  
Federal Aviation Administration  
800 Independence Ave. S.W.  
Suite AGC-230  
Washington, D.C. 20591

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

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

  
David Honig

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

In re Applications of ) MM Docket No. 91-10  
 )  
WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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

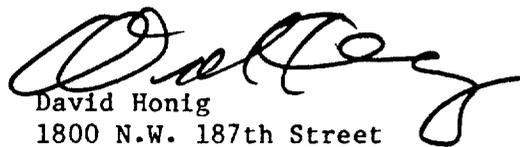
To: Hon. Edward Luton, Administrative Law Judge

**PETITION FOR LEAVE TO AMEND AND AMENDMENT**

Peaches Broadcasting, Ltd., by counsel, hereby petitions to amend its application to report that Glenn Haydel, the secretary of its limited partner, United Communications, Inc., has a new home address as follows: 5532 Strawberry Hill Dr. #E, Charlotte, NC 28211. UCI's address remains unchanged. This amendment is submitted solely for §1.65 purposes.

Accordingly, the attached Amendment should be accepted and this Petition granted. See Erwin O'Conner Broadcasting Co., 22 FCC2d 140, 143 (Rev. Bd. 1970).

Respectfully submitted,



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

Counsel for Peaches Broadcasting,  
Ltd.

March 20 1991

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

In re Applications of ) MM Docket No. 91-10  
 )  
WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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

To: Hon. Edward Luton, Administrative Law Judge

AMENDMENT

The application of Peaches Broadcasting, Ltd. is hereby amended to report that Glenn Haydel, the secretary of its limited partner, United Communications, Inc., has a new home address as follows: 5532 Strawberry Hill Dr. #E, Charlotte, NC 28211. UCI's address remains unchanged.

I declare under penalty of perjury that the information stated above is true to the best of my knowledge.

Executed 16 March 91.

  
Frederick Matthews

CERTIFICATE OF SERVICE

I, David Honig, this 20 day of March, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Petition for Leave to Amend and Amendment" addressed to the following:

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

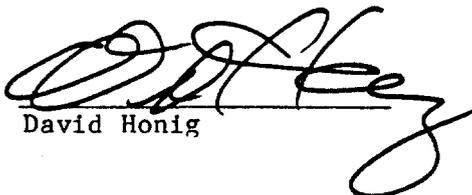
Charles Dziedzic, Esq.  
FCC Hearing Branch  
2025 M Street N.W. #7212  
Washington, D.C. 20554

Denise B. Moline, Esq.  
McCabe, & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

Salvador Serrano, Esq.  
P.O. Box 7371  
McLean, VA 22106  
Counsel for JEM

  
David Honig

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

In re Applications of ) MM Docket No. 91-10  
WHITE BROADCASTING PARTNERSHIP )  
et al. ) File No. BPH-891214MM

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

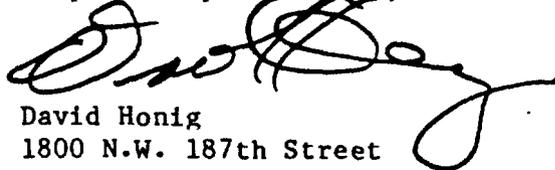
To: Hon. Edward Luton, Administrative Law Judge

PETITION FOR LEAVE TO AMEND AND AMENDMENT

Peaches Broadcasting, Ltd., by counsel, hereby petitions to amend its application to report that Frederick Matthews, the President of the applicant's General Partner, resigned March 12 as General Manager of radio station WSVE-AM.

This amendment is submitted for \$1.65 purposes to keep the application current. Accordingly, the attached Amendment should be accepted and this Petition granted. See Erwin O'Conner Broadcasting Co., 22 FCC2d 140, 143 (Rev. Bd. 1970).

Respectfully submitted,



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

Counsel for Peaches Broadcasting,  
Ltd.

March 20, 1991

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

In re Applications of ) MM Docket No. 91-10  
 )  
WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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

To: Hon. Edward Luton, Administrative Law Judge

AMENDMENT

The application of Peaches Broadcasting, Ltd. is hereby amended to report that Peaches Broadcasting, Ltd., by counsel, hereby petitions to amend its application to report that Frederick Matthews, the President of the applicant's General Partner, resigned March 12 as General Manager of radio station WSVE-AM.

I declare under penalty of perjury that the information stated above is true to the best of my knowledge.

Executed 16 March 91.

  
Frederick Matthews

CERTIFICATE OF SERVICE

I, David Honig, this \_\_\_ day of March, 1991, hereby certify that I have placed in U.S. First Class Mail, postage prepaid, a copy of the foregoing "Petition for Leave to Amend and Amendment" addressed to the following:

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

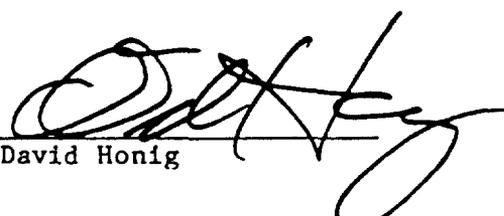
Charles Dziedzic, Esq.  
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2025 M Street N.W. #7212  
Washington, D.C. 20554

Denise B. Moline, Esq.  
McCabe & Allen  
9105 Owens Dr.  
Manassas Park, VA 22111  
Counsel for White

Arthur V. Belendiuk, Esq.  
Smithwick & Belendiuk  
2033 M Street N.W.  
Washington, D.C. 20036  
Counsel for Johnson

James L. Winston, Esq.  
Rubin Winston & Diercks  
1730 M St. N.W. #412  
Washington, D.C. 20036  
Counsel for Northeast

Salvador Serrano, Esq.  
P.O. Box 7371  
McLean, VA 22106  
Counsel for JEM

  
\_\_\_\_\_  
David Honig

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

In re Applications of ) MM Docket No. 91-10  
 )  
WHITE BROADCASTING PARTNERSHIP ) File No. BPH-891214MM  
et al. )

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

To: Hon. Edward Luton, Administrative Law Judge

PETITION FOR LEAVE TO AMEND AND AMENDMENT

Peaches Broadcasting, Ltd., by counsel, hereby petitions to  
amend its application to report that the following application has been  
designated for hearing:

Rupert of East Baton Rouge Broadcasting L.P., File No.  
BPH-881215NQ, MM Docket No. 90-634 (HDO released January  
28, 1991)

Peaches' limited partner, United Communications, Inc. ("UCI")  
is a limited partner holding a 75% equity interest in Rupert. Peaches  
has no interest in Rupert's application, but reports the designation of  
Rupert's application for hearing for §1.65 purposes, in order to keep  
its application current.

Accordingly, the attached Amendment should be accepted and this  
Petition granted. See Erwin O'Conner Broadcasting Co., 22 FCC2d 140,  
143 (Rev. Bd. 1970).