

FCC MAIL SECTION

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

FCC 92M-678
03140

DISPATCHED BY

In re Application of)
 NORMANDY BROADCASTING CORP.)
)
 For Renewal of License of)
 Station WYLR(FM))
 Glens Falls, New York)
)
 and)
)
 LAWRENCE N. BRANDT)
)
 For a Construction Permit)
 for a New FM Station on 95.9 MHz)
 at Glens Falls, New York)

MM DOCKET NO. 92-6
 File No. BRH-910129UR
 File No. BPH-910430MB

ORDER

Issued: June 12, 1992;

Released: June 15, 1992

This is a ruling covering Motion to Compel and Clarify Answers that was filed by Lawrence N. Brandt ("Brandt") on May 28, 1992. There has been no responsive pleading filed by the renewal applicant Normandy Broadcasting Corp. ("Normandy").

Brandt seeks more expansive answers to questions 1/ about (1) whether the issues program lists that were attached to Brandt's Request for Admissions are true and complete copies and (2) whether the issues/program lists that Normandy placed in WYLR's public records file for the calendar quarters in question are true and complete.

Normandy will be granted until June 26, 1992, to file any qualification or explanation or denial with respect to the genuineness of copies of logs and lists that are the subject of Brandt's Request for Admissions. If no responsive filing is made by June 26, 1992, the copies of the "issues/programs lists" referred to by Brandt shall be received in evidence as conclusively true and complete copies.

Alternatively, if Normandy denies accuracy or completeness, Normandy must serve Brandt and Bureau counsel on June 26, 1992, with copies which it represents to be true and accurate. Normandy also must specify the inaccuracy or omission in the copies relied on by Brandt. If Brandt and Normandy cannot resolve questions of accuracy or completeness of documents, the party

1 Brandt seeks relief for Normandy's answers to questions number 4, 6, 7 and 9 to which Normandy answered: "Do not have sufficient knowledge to admit or deny. No accurate documentation is available at this time."

having custody of the originals must produce the originals in open court for comparison at the Admission Session of August 4, 1992. ^{2/}

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION



Richard L. Sippel
Administrative Law Judge

² A copy of the ruling was mailed on date of issuance to Normandy Broadcasting Corp.'s president, Mr. Christopher P. Lynch in Glenn Falls, New York.