

OCT 11 2017

FCC Mail Room

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

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments)
FM Broadcast Stations)
Desert Hills, Arizona)

COPY

To: Office of the Secretary

Attn: Chief, Audio Division

PETITION FOR RULEMAKING

L. Topaz Enterprises, Inc., pursuant to ¶1.401 hereby submits this Petition for Rulemaking which proposes to allocate a new channel 292A to Desert Hills, Arizona.

The Commission has previously determined that Desert Hills, Arizona is a bona fide community with one licensed FM¹ already assigned to the community. Desert Hills is a census-designated place in Mojave County, AZ with a population of 11,265 (2010 census). Desert Hills is home to several retail establishments, a local fire station, churches, and a large public middle school. Desert Hills is deserving of a second fulltime aural service as the proposed channel will provide additional diversity and an outlet for local residents.

Channel 292A can be allotted to Desert Hills at reference coordinates 34-32-57.8N x 114-22-01.6W (NAD 27) consistent with ¶73.207 of the Commission Rules with respect to all existing and proposed allotments and facilities. A technical showing has been included confirming that the channel can be allotted to Desert Hills consistent with the Commission's separation requirements (see Figures 1,2 & 3).

¹KRRK(FM), Facility ID 38314, Desert Hills, AZ

Petitioner has concurrently filed FCC Form 301 for the requested channel. Should the Commission authorize channel 292A at Desert Hills, Arizona, Petitioner will participate in the auction process, and if successful in obtaining a construction permit, promptly construct and operate the proposed station.

L. Topaz Enterprises, Inc. requests that the following channel be allocated:

<u>Community</u>	<u>Channel</u>
Desert Hills, AZ	292A

The proposed channel 292A will provide a local service to the community of Desert Hills, AZ, there by advancing the Commission's goals of serving the public interest, convenience, and necessity.

I, Dale A. Ganske, do certify that the statements in this Petition are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I certify that all certifications and attached Exhibits are considered material representations.

Respectfully Submitted,



Dale A. Ganske, President
L. Topaz Enterprises, Inc.
3325 Conservancy Lane
Middleton, WI 53562

AVAILABILITY OF CHANNEL

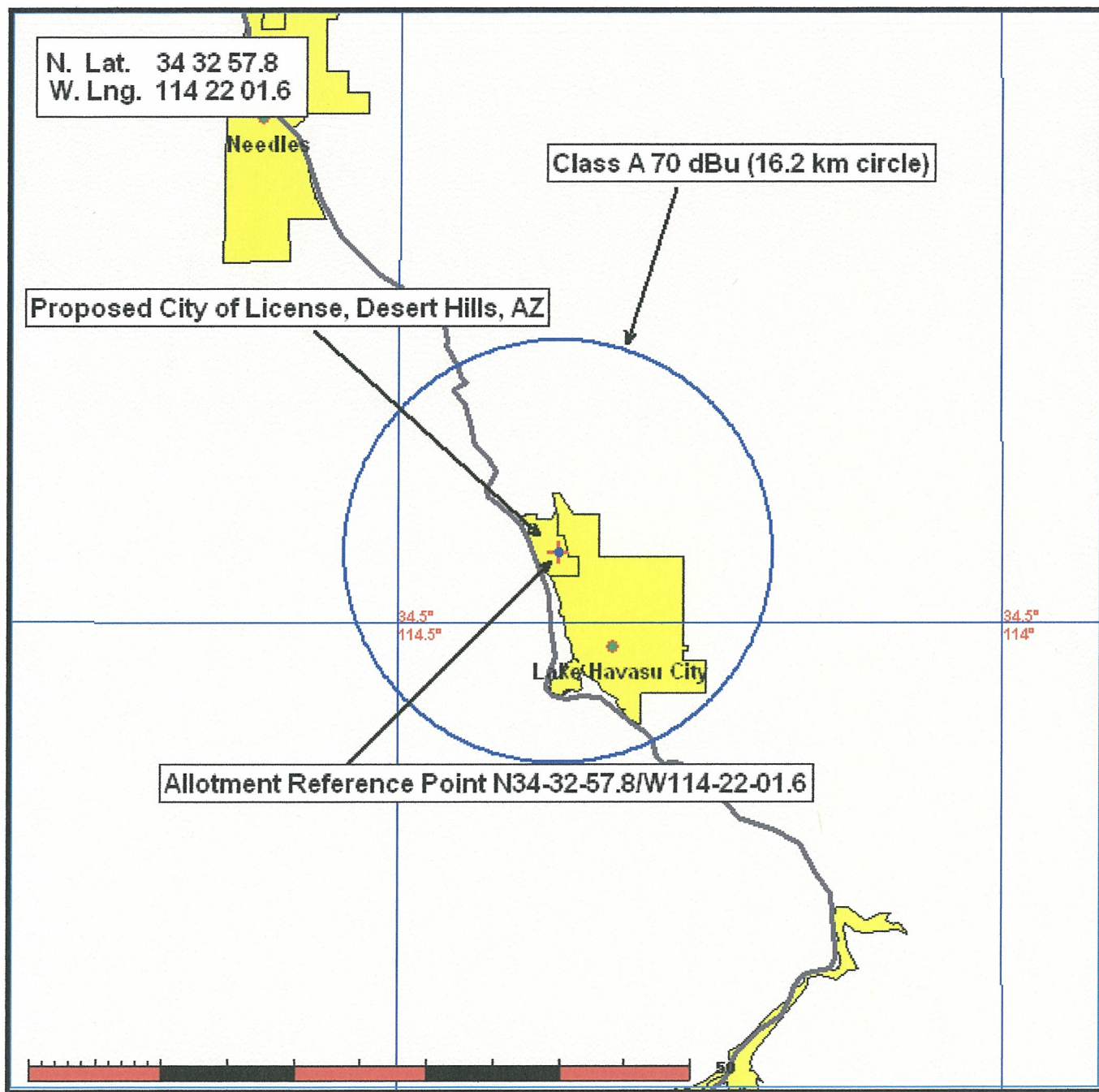
Figure 1 is a separation study for Channel 292A operation from the proposed allotment reference site revealing that the proposed allotment reference site complies with the minimum distance separation requirements of Section 73.207 towards all existing, authorized and proposed stations for Class A operation on Channel 292.

New Station - Desert Hills, AZ								
Compliance with 73.207 - Proposed Allotment Reference Point								
REFERENCE					DISPLAY DATES			
34 32 57.8 N.		CLASS = A			Int = A		DATA	09-27-17
114 22 01.6 W.		Current Spacings to 3rd Adj.					SEARCH	09-28-17
----- Channel 292 - 106.3 MHz -----								
Call		Channel	Location		Azi	Dist	FCC	Margin

KSNE-FM	LIC	293C0	Las Vegas	NV	340.5	171.96	151.5	20.5
KPKR	LIC	239B1	Parker	AZ	145.5	32.12	11.5	20.6
KOMR	LIC	292C2	Sun City	AZ	110.3	186.21	165.5	20.7
KOAS	LIC	289C	Dolan Springs	AZ	1.7	142.87	94.5	48.4
KCNL	LIC	290C3	Quartzsite	AZ	179.1	108.64	41.5	67.1
AL6329	VAC	292B	San Luis Rio Colora	SO	189.6	232.42	163.0	69.4
AL8252	VAC	292B	San Luis Rio Colora	SO	189.6	232.42	163.0	69.4
AL1557	VAC	292B	San Luis Rio Colora	SO	189.6	232.42	163.0	69.4
KPLM	LIC	291B	Palm Springs	CA	246.7	187.25	112.5	74.8

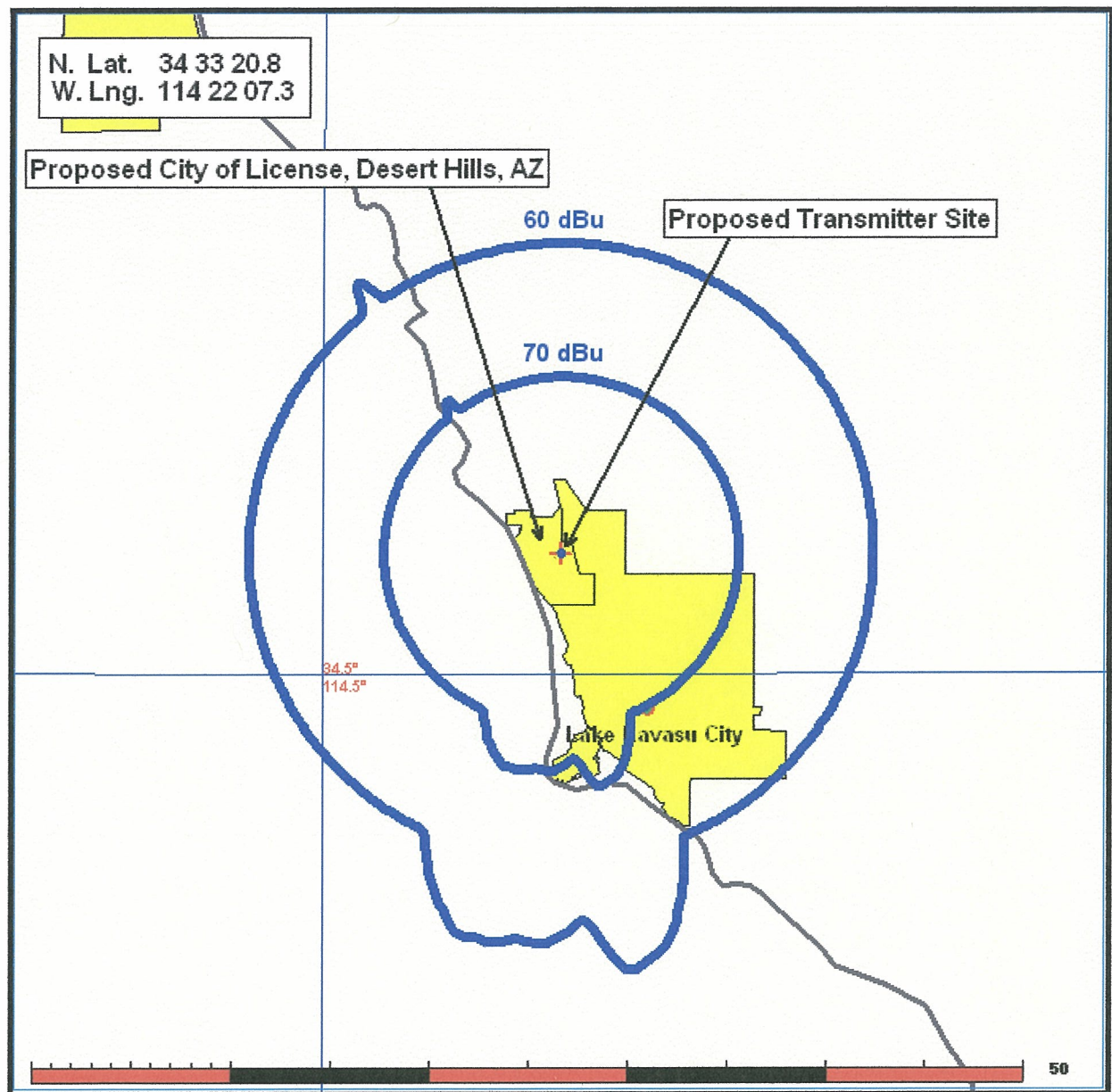
Reference station has protected zone issue: Mexico								
All separation margins include rounding								
FIGURE 1								

Figure 2 is a map which demonstrates that the proposed allotment reference point complies the FCC's city coverage requirements (Section 73.315) based on maximum Class A facilities (ERP = 6 kW and HAAT = 100 meters).



Compliance with Section 73.315
FIGURE 2

Figure 3 demonstrates that the proposed operation complies with the provisions of Section 73.315, providing the entire community of Desert Hills, AZ with a 70 dBu signal



Compliance with Section 73.315
70 dBu contour encompasses 100% of proposed City of License
FIGURE 3