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Ms. Donna R. Searcy
Secretary
Federal Communications Commission
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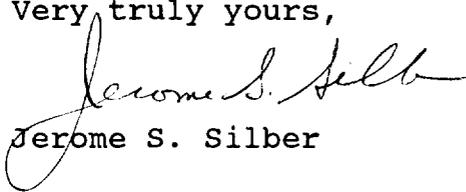
Re: Application of Healdsburg Empire Corporation
MM Docket No. 92-111

Dear Ms. Searcy:

Enclosed for filing, on behalf of Healdsburg Empire Corporation, are an original and six (6) copies of a Petition For Leave To File Proof Of Publication.

Please address responsive communications to Jerome S. Boros at the New York address of this firm.

Very truly yours,


Jerome S. Silber

Enclosures (7)

cc: All Persons On Attached List I (w/encl.)

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List A B C D E

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AUG 10 1992

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)
DEAS COMMUNICATIONS, INC., et al.) MM Docket No. 92-111
For Construction Permit)
Channel 240A)
Healdsburg, California)

To: Hon. Edward J. Kuhlmann
Administrative Law Judge

PETITION FOR LEAVE TO FILE
PROOF OF PUBLICATION

Healdsburg Empire Corporation, by its attorneys, seeks leave to submit its proof of publication of hearing designation of this proceeding.¹ The original affidavit of publication, reflecting the text and dates of publication, is attached hereto.

Respectfully submitted,

HEALDSBURG EMPIRE CORPORATION

By: Jerome S. Silber
Jerome S. Silber

ROSENMAN & COLIN
575 Madison Avenue
New York, New York 10022
(212) 940-8800
Its Attorneys

Dated: August 7, 1992

¹ In the event waiver of Section 73.3594 of the Commission's Rules is required, the same is requested; although the notice was published on June 24 and July 1 and 8, 1992, a few days outside of the time periods set out in Section 73.3594 of the Rules, the notice was published in compliance with 47 U.S.C. §311(a), and is therefore in substantial compliance with the Rule. See Coast TV, 102 FCC2d 718, 59 RR2d 205 (Rev. Bd. 1985).

CERTIFICATE OF SERVICE

I, Naomi Dann, a secretary with Rosenman & Colin, certify that on this 7th day of August, 1992, I have sent by first-class mail or caused to be hand delivered, as indicated, a copy of the foregoing Petition For Leave To File Proof Of Publication to all persons on the attached List I.

A handwritten signature in cursive script that reads "Naomi Dann". The signature is written in dark ink and is positioned above a horizontal line.

Naomi Dann

LIST I

Brinig & Bernstein
1818 N Street, N.W.
Washington, D.C. 20036
(Counsel for Deas Communications, Inc.)

Peter A. Casciato, Esq.
1500 Sansome Street
Suite 201
San Francisco, California 94111
(Counsel for Healdsburg Broadcasting, Inc.)

Larry Miller, Esq.
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Room 7212
Washington, D.C. 20554

Hon. Edward J. Kuhlmann*
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W.
Room 220
Washington, D.C. 20036

* By hand on or immediately following the date hereof.

PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA,

County of Sonoma

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer

of the Healdsburg Tribune

Enterprise and Scimitar

a newspaper of general circulation, printed and published

Twice Weekly

in the City of Healdsburg

County of Sonoma, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Sonoma, State of

California, under the date of June 12, 1992.

Case Number 36989; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates; to-wit:

June 24, July 1, 8

all in the year 1992.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Healdsburg

California, this 8 day of July, 1992

Jean Ellis
Signature

This space is for County Clerk's Filing Stamp

Proof of Publication of

PUBLIC NOTICE

No. 11143

On May 20, 1992, the Federal Communications Commission ("FCC") designated for hearing the mutually exclusive applications of Deas Communications, Inc.; Dragonfly Communications ("Dragonfly"); Healdsburg Broadcasting, Inc. ("HBI"); Beckwith Communications, Inc. ("Beckwith"); Desert Rock Limited Partnership ("Desert Rock"); Healdsburg Empire Corporation ("Empire"); and R.W. Communications for a construction permit for a new FM radio station on Channel 240A in Healdsburg, California.

The hearing will convene at the FCC, Washington, D.C., on October 5, 1992 at 10 a.m. The following issues have been designated:

1. To determine whether Beckwith is owned or controlled by aliens or their representatives, in violation of Section 310(b) of the Communications Act of 1934, as amended.
2. If a final environmental impact statement is issued with respect to HBI, Dragonfly, Beckwith, Desert Rock and Empire in which it is concluded that the proposed facilities are likely to have an adverse effect on the quality of the environment, to determine whether the proposals are consistent with the National Environmental Policy Act, as implemented by 47 C.F.R. §§ 1.1301-1319.
3. To determine which of the proposals would, on a comparative basis, best serve the public interest.
4. 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 Empire's application, including amendments and related material, is on file for public inspection during regular business hours at the Healdsburg Public Library, 139 Piper Street, Healdsburg, California.

PUBLISH: The Healdsburg Tribune June 24, July 1, 8, 1992.