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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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

In re Applications of)	MM DOCKET NO. 92-33
)	
CENTRAL FLORIDA EDUCATIONAL)	File No. BPED-881207MA
FOUNDATION, INC.)	
Channel 202C3)	
Union Park, Florida)	
)	
BIBLE BROADCASTING NETWORK, INC.)	File No. BPED-890412MJ
Channel 202C2)	
Conway, Florida)	
)	
SOUTHWEST FLORIDA COMMUNITY)	File No. BPED-891127MC
RADIO, INC.)	
Channel 202C2)	
Conway, Florida)	
)	
HISPANIC BROADCAST SYSTEM, INC.)	File No. BPED-891128ME
Channel 202C3)	
Lake Mary, Florida)	
)	
For Construction Permit for a New)	
Noncommercial Educational)	
FM Station)	

To: Administrative Law Judge
Edward J. Kuhlmann

**MASS MEDIA BUREAU'S COMMENTS ON
JOINT REQUEST FOR APPROVAL OF SETTLEMENT AGREEMENT**

1. On August 7, 1992, as corrected on August 10, 1992, Central Florida Educational Foundation, Inc. ("Central Florida"), Bible Broadcasting Network, Inc. ("BBN"), Southwest Florida Community Radio, Inc. ("Southwest"), and Hispanic Broadcast System, Inc. ("Hispanic") filed a joint request for approval of settlement agreement.¹ The Mass Media Bureau submits the

¹ The pleading filed August 7, 1992, is styled "Joint Petition for Leave to Amend and for Approval of Joint Settlement Agreement." On August 10, 1992, an erratum was filed which stated that no petition for leave to amend was filed.

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following comments.

2. The proposed settlement agreement contemplates dismissal of BBN's and Southwest's applications in consideration of a payment of \$10,000 to each from either Central Florida or Hispanic or from both Central Florida and Hispanic. While payment is contingent upon grant of either the Central application, the Hispanic application, or both applications if pursuant to a share time arrangement or merger, the dismissals of the BBN and Southwest applications are not contingent on the grant of any particular application.

3. Review of the settlement agreement and declarations of the respective principals shows that the applicants have complied with the requirements of Section 73.3525 of the Commission's Rules, which implements Section 311(c)(3) of the Communications Act of 1934, as amended. The applicants show that none of their applications was filed for an improper purpose, and they demonstrate that grant of their joint request will serve the public interest by reducing the number of applicants in this proceeding. Finally, both BBN and Southwest show that each has incurred legitimate and prudent expenses in excess of \$10,000.

4. Accordingly, the Bureau supports grant of the joint request, and dismissal of the BBN and Southwest applications.

Respectfully submitted,
Roy J. Stewart
Chief, Mass Media Bureau


Charles E. Dziedzic
Chief, Hearing Branch


James W. Shook
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August 17, 1992

CERTIFICATE OF SERVICE

Michelle C. Mebane, a secretary in the Hearing Branch, Mass Media Bureau, certifies that she has on this 17th day of August, 1992, sent by regular United States mail, U.S. Government frank, copies of the foregoing "**Mass Media Bureau's Comments on Joint Request for Approval of Settlement Agreement**" to:

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