

**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)
Maryville, Missouri)

To: Office of the Secretary

Attn: Chief, Audio Division

PETITION FOR RULEMAKING

Michael Myers, pursuant to §1.401 hereby submits this Petition for Rulemaking which proposes to allocate a new channel 285C3 to Maryville, Missouri.

The Commission has previously determined that Maryville, Missouri, was a bona fide community due to one licensed AM¹ and three licensed FM² stations being already assigned to the community. Maryville is an incorporated community with a population of 11,972 people.³ Maryville is deserving of a fifth local service as the proposed channel will provide additional diversity and an outlet for local residents.

Channel 285C3 can be allotted to Maryville at reference coordinates 40°-22'-33" N x 94°-51'-25" W consistent with §73.207 of Commission Rules with respect to all existing and proposed allotments and facilities. A technical showing has been included confirming the channel can be allotted to Maryville consistent with the Commission's separation requirements.

¹ KNIM, Fac. ID 48973, Maryville, MO

² KVVL, Fac. ID 48974, Maryville, MO
KXCV, Fac. ID 49746, Maryville, MO

KZLX-LP, Fac. ID 131938, Maryville, MO

³ U.S Census 2010

Petitioner has concurrently filed FCC Form 301 for the requested channel. Should the Commission authorize channel 285C3 at Maryville, Missouri, Petitioner will participate in the auction process, and if successful in obtaining a construction permit, will promptly construct and operate the proposed station.

Michael Myers requests that the following channel be allocated:

<u>Community</u>	<u>Channel</u>
Maryville, MO	285C3

The proposed channel 285C3 will provide a local service to the community of Maryville, MO, thereby advancing the Commission's goals of serving the public interest, convenience, and necessity.

Respectfully Submitted,



Michael Myers

111 S.W. Cross Creek Dr.

Grain Valley, Missouri 64029

As shown in Table 1 the proposal is fully spaced to all existing and proposed stations. Figure 1 is a map demonstrating that the 70 dB μ contour completely encompasses the city of license; the contour complies with §73.315(a) of the Rules.

Table 1

Channel 285 (104.9 MHz Class C3) at 40-22-33.0 N, 94-51-25.0 W.

CALL	CITY	ST	CHN	CL	DIST	SEP	BRNG	CLEARANCE
KKJO-FM	ST. JOSEPH	MO	288	C1	75.64	76.00	192.1	-0.4
KCJK	GARDEN CITY	MO	286	C1	146.47	144.00	166.9	2.5
KCJK	GARDEN CITY	MO	286	C1	146.47	144.00	166.9	2.5
KCJK	GARDEN CITY	MO	286	C1	146.47	144.00	166.9	2.5
KCJK	GARDEN CITY	MO	286	C1	153.14	144.00	168.8	9.1
KRES	MOBERLY	MO	284	C	210.46	176.00	118.3	34.5
KBOE-FM	OSKALOOSA	IA	285	C2	213.99	177.00	59.8	37.0
KTMX	YORK	NE	285	C2	223.63	177.00	281.6	46.6

Compliance with §73.315

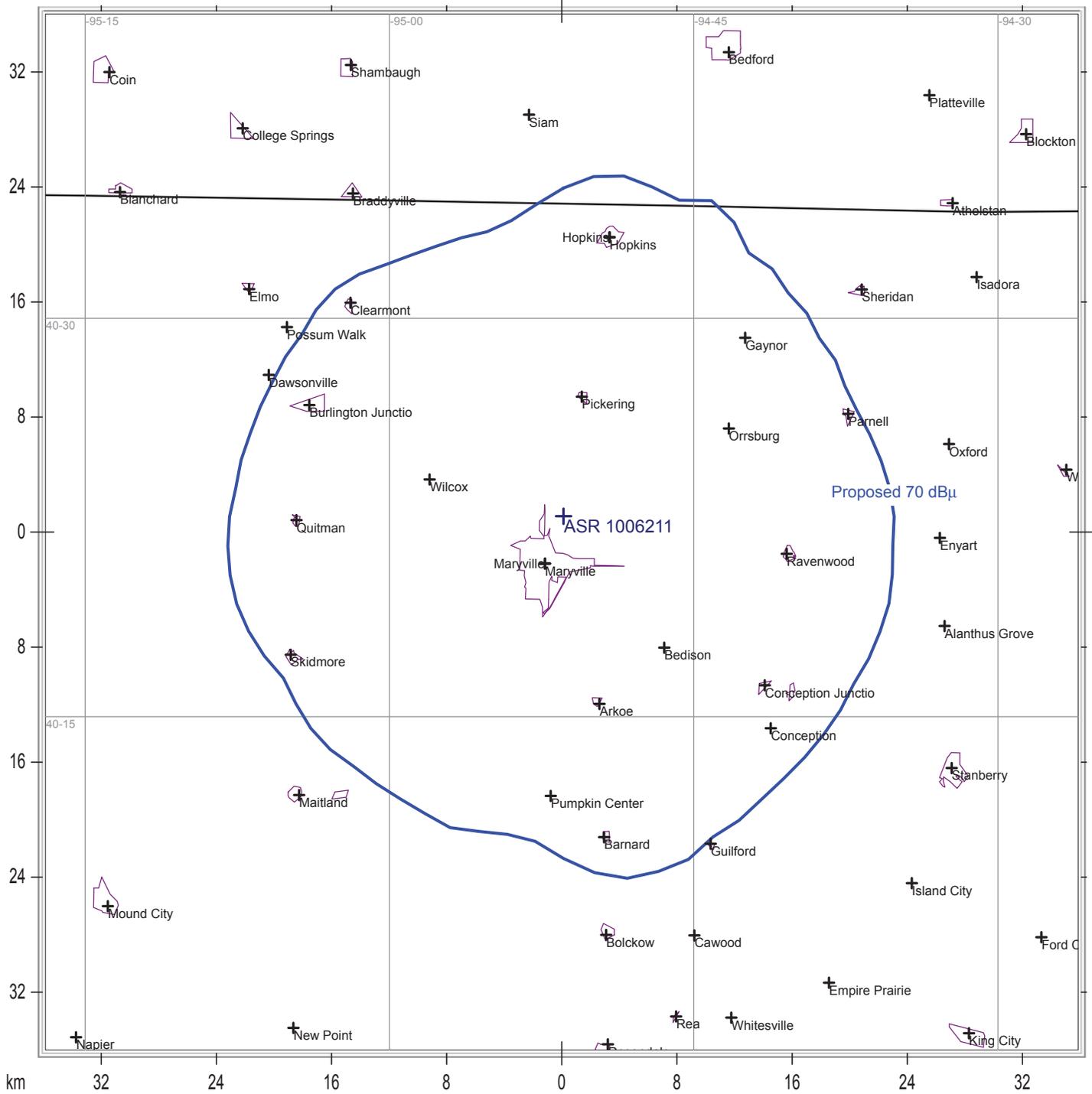


Figure 1
Michael Myers
Compliance with §73.315
Maryville, Missouri

State Borders City Borders Lat/Lon Grid