

MAIL SECTION

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FCC 92M-1086
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Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In re Applications of)	MM DOCKET NO. 92-253 ✓
)	
BAKCOR BROADCASTING, INC., Debtor)	File No. BRH-900330VV
c/o DENNIS ELAM, TRUSTEE)	
)	
For Renewal of License of)	
Station KKIK(FM))	
Lubbock, Texas)	
)	
SOUTHWEST EDUCATIONAL MEDIA)	File No. BPED-900629MK
FOUNDATION OF TEXAS, INC.)	
)	
For Construction Permit for a New)	
FM Station on Channel 229C1)	
Lubbock, Texas)	

Order

Issued: December 11, 1992 Released: December 14, 1992

1. In the Hearing Designation Order (57 F.R. 49185 published October 30, 1992), the Chief, Audio Services Division set out a contingent environmental issue against Southwest Educational Media Foundation of Texas, Inc. (SEMFOT). He also called on SEMFOT to submit an Environmental Assessment (EA) that addressed that issue (57 F.R. 49185 supra. at paras. 5 and 10). The Chief indicated that if after analyzing the EA the Mass Media Bureau was satisfied that SEMFOT's proposed operation will not have a significant impact upon the quality of the human environment, the contingent environmental issue shall be deleted.

2. SEMFOT submitted the required environmental amendment on November 12, 1992, and it was accepted for filing (See FCC 92M-1059 released November 27, 1992). On November 19, 1992, the Audio Services Division addressed a letter to the Trial Judge. There they indicated that after examining SEMFOT's November 12, 1992 amendment, they had found ". . .that there will be no adverse environmental impact if the measures to protect humans from nonionizing radiation are carried out as proposed. . ."

3. However, said the Bureau, to ensure that result, any grant to SEMFOT should be conditioned on an appropriate condition. If and when SEMFOT accepts that condition, said the Bureau, "the contingent environmental issue specified as to this applicant shall . . .be eliminated from the Hearing Designation Order."

¹ The Bureau specified the wording of such a condition in their November 19th letter.

4. On December 7, 1992, SEMFOT notified the Trial Judge that it would accept the condition set out in the Audio Services Division's November 19th letter.

Ruling

SO Issue 1 at 57 F.R.49185 published October 30, 1992, IS DELETED.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in cursive script that reads "Walter C. Miller".

Walter C. Miller
Administrative Law Judge