

FEDERAL COMMUNICATIONS COMMISSION

CLASS OF STATION FM

STH

The following application is submitted for action by the Chief, Broadcast Bureau.

ST	FILE NUMBER	CALL	APPLICANT AND LOCATION	NATURE OF APPLICATION
IA	BPH -910719MA N/M	NEW 103.1MHZ	JOHN M. GIANNETTINO BURLINGTON IA	CP FOR NEW FM ON: FREQUENCY: 103.1 MHZ; ERP: 25 KW H&V; HAAT: 100 METERS H&V 40 49 41 91 13 19

LICENSE EXPIRATION DATE

7-29-91

*Shirley T Hall*  
CHIEF, LICENSE DIVISION

RECOMMENDATION: GRANT( ) CONSTRUCTION DATES, START \_\_\_\_\_ END \_\_\_\_\_

CONTESTED ( ) UNCONTESTED ( )

APPROVED \_\_\_\_\_

FOR CHIEF, BROADCAST BUREAU

F.C.C.-WASHINGTON, D.C.

ORIGINAL

Approved by OMB  
3060-0440  
Expires 2/28/93

FEDERAL COMMUNICATIONS COMMISSION  
FEE PROCESSING FORM

FOR FCC USE ONLY  
ECC/MELLON JUL 19 1991  
17 22 31 2195747 005

Please read instructions on back of this form before completing it. Section I must be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

**SECTION I**

APPLICANT NAME (Last, first, middle initial) ORIGINAL  
Giannettino, John M.

MAILING ADDRESS (Line 1) (Maximum 95 characters - refer to Instruction (2) on reverse of form)  
c/o Fisher Wayland: DDO

MAILING ADDRESS (Line 2) (if required) (Maximum 95 characters)  
1255 23rd Street, N.W., Suite 800

CITY  
Washington

STATE OR COUNTRY (if foreign address) ZIP CODE CALL SIGN OR OTHER FCC IDENTIFIER (if applicable)  
DC 20037

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A) FEE TYPE CODE	(B) FEE MULTIPLE (if required)	(C) FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY									
(1) <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>M</td><td>T</td><td>R</td></tr></table>	M	T	R	<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>					<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>\$ 2,030.00</td></tr></table>	\$ 2,030.00	<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td></tr></table>	
M	T	R										
\$ 2,030.00												

**SECTION II** — To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A) FEE TYPE CODE	(B) FEE MULTIPLE (if required)	(C) FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY													
(2) <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td></tr></table>				<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>					<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>\$</td></tr></table>	\$	<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr><tr><td> </td></tr></table>					
\$																
(3) <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td></tr></table>				<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>					<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>\$</td></tr></table>	\$						
\$																
(4) <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td></tr></table>				<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>					<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>\$</td></tr></table>	\$						
\$																
(5) <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td></tr></table>				<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>					<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>\$</td></tr></table>	\$						
\$																
ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE. <span style="font-size: 2em;">→</span>			<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING</td></tr><tr><td>\$ 2,030.00</td></tr></table>	TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING	\$ 2,030.00	<table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td>FOR FCC USE ONLY</td></tr><tr><td>2030.00</td></tr></table>	FOR FCC USE ONLY	2030.00								
TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING																
\$ 2,030.00																
FOR FCC USE ONLY																
2030.00																

## INSTRUCTIONS FOR COMPLETING FEE PROCESSING FORM, FCC FORM 155, March 1991

- (1) **"Applicant Name"** - Enter the name (last, first, middle initial) of the applicant as it appears on the original application or filing being submitted with this Fee Processing Form. If company, enter name which is used commercially.
- (2) **"Mailing Address (Line 1)"** - Enter the street address or post office box number to which the applicant wishes correspondence sent.
- (3) **"Mailing Address (Line 2)"** - This line may be used for further identification of the address if additional space is required.
- (4) **"City"** - Enter the name of the city associated with the given street address.
- (5) **"State or Country"** - Enter the appropriate two-digit state abbreviation as prescribed by the U.S. Postal Service. If address is foreign, enter the appropriate country name here.
- (6) **"ZIP Code"** - Enter the appropriate five or nine-digit ZIP code prescribed by the U.S. Postal Service.
- (7) **"Call Sign or Other FCC Identifier"** - Enter an applicable call sign or unique FCC identifier, if any, as shown on your attached application or filing. If applying for a service affecting more than one call sign, enter one call sign only.
- (8) **Column (A), "Fee Type Code"** - Enter correct Fee Type Code(s) from the appropriate Fee Filing Guide. Only one Fee Processing Form may be submitted per application or filing. Inaccurate or erroneous Fee Type Codes may result in your application or filing being returned to you without further processing.
- (9) **Column (B), "Fee Multiple"** - Certain applications and filings may request action with respect to more than one station, license, frequency, or party and can be submitted together with one check if they meet specific conditions. This column is used only if a multiple, i.e., two or more, is being applied for. Examples of when this would be used are renewing more than one call sign, frequency, station, or the transfer of control of more than one station. Refer to the appropriate Fee Filing Guide for additional information.
- (10) **Column (C), "Fee Due For Fee Type Code in Column (A)"** - Enter in this block the amount of the fee associated with the Fee Type Code shown in Column (A) (times (x) the fee multiple, if required).
- (11) **"Total Amount Remitted With This Application or Filing"** - Enter the total of lines (1) through (5) of Column (C). This amount should equal the amount of your check or money order. We will not accept multiple checks.

### HOW TO SUBMIT APPLICATIONS AND FILINGS

- o Each application or filing should be assembled with the Fee Processing Form, FCC Form 155, stapled to the top of the application with the check placed on top of the Fee Processing Form. **DO NOT STAPLE THE CHECK TO THE APPLICATION OR FEE PROCESSING FORM, FCC FORM 155.** Required copies of applications should be clearly identified as "duplicate copy" and placed behind the original package. **"Stamp and receipt" copies should be placed on top of the original package and CLEARLY identified as return copies.** Extraneous material and extra copies should be avoided at all times. Failure to follow these instructions will delay the processing of your submission.
- o Completed applications or filings should be mailed to the proper address shown in the Fee Filing Guide for the particular service for which you are applying or making a filing. **All applications and filings must be properly addressed to the appropriate P.O. box number,** even if hand delivered to the address listed below. Applications received before midnight on a normal business day will receive that day's date as the receipt date. Deliveries made after midnight on Fridays will not be "officially" receipted until the next Monday. Applications received on weekends and government holidays are dated the next regular business day.
- o A single check, bank draft or money order made payable to the Federal Communications Commission and denominated in U.S. dollars and drawn upon a U.S. financial institution must be included with each application or filing requiring a fee. No postdated, altered or third-party checks will be accepted. Do not send cash.
- o Parties hand delivering applications or filings may receive dated receipt copies by presenting copies of the applications or filings to the acceptance clerk at the time of delivery. **Receipts will be provided for mail-in applications or filings if an extra copy of the application or filing is provided along with a self-addressed stamped envelope. Only one piece of paper per application or filing will be stamped for receipt purposes.**

### REMEMBER

- o A separate completed Fee Processing Form is required with each application or filing except in certain circumstances. Please refer to the appropriate Fee Filing Guide for additional information.
- o A wrong Fee Type Code or incorrect remittance may result in your application or filing being returned without processing, or result in the dismissal of your application or filing. Please ensure that FEE TYPE CODES are correct and that your check or money order equals the amount shown in the TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING block before submitting your application or filing.
- o If you have any questions completing this form, please call the Fees Hotline, 202/632-FEES.

### FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 1, Subpart G of the Commission's rules authorize the FCC to request the information on this form. The information requested is required in order to obtain a license or authorization from the Commission. The purpose of the information is to provide a means to link a fee payment to a specific invoice, application or filing. The information will be used by the Commission to maintain data concerning fees paid to the Commission, for internal financial control, audit, and reporting purposes. Information requested on this form will be available to the public. Your response is required to obtain a license or other authorization from the Commission.

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Federal Communications Commission, Office of Managing Director, Washington, DC 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0440), Washington, DC 20503.

**This address is for hand carry  
or courier delivery only:**



Federal Communications Commission  
c/o Mellon Bank  
Three Mellon Bank Center  
525 William Penn Way  
27th Floor, Rm. 153-2713  
Pittsburgh, Pennsylvania  
(Attention: Wholesale Lockbox Shift Supervisor)

ORIGINAL

LAW OFFICES

FISHER, WAYLAND, COOPER AND LEADER

1255 TWENTY-THIRD STREET, N.W.  
SUITE 800

WASHINGTON, D. C. 20037-1170

TELEPHONE (202) 659-3494

TELECOPIER (202) 296-6518

WRITER'S DIRECT NUMBER

(202) 775-3546

July 19, 1991

BEN C. FISHER  
GROVER C. COOPER  
MARTIN R. LEADER  
RICHARD R. ZARAGOZA  
CLIFFORD M. HARRINGTON  
JOEL R. KASWELL  
KATHRYN R. SCHMELTZER  
DOUGLAS WOLOSHIN  
BRIAN R. MOIR  
DAVID D. OXENFORD  
BARRY H. GOTTFRIED  
ANN K. FORD  
LARRY A. BLOSSER  
BRUCE D. JACOBS  
ELIOT J. GREENWALD  
CARROLL JOHN YUNG  
JOHN JOSEPH McVEIGH  
BARRIE D. BERMAN  
JOHN K. HANE III  
BRUCE F. HOFFMEISTER  
MICHELLE N. PLOTKIN  
SCOTT R. FLICK  
FRANCISCO R. MONTERO  
GREGORY L. MASTERS\*  
MATTHEW P. ZINN  
ROBERT C. FISHER  
KAREN M. CORR\*  
JOAN A. SULLIVAN\*  
LAUREN ANN LYNCH\*  
BRIAN J. CARTER

BEN S. FISHER  
(1890-1954)

CHARLES V. WAYLAND  
(1910-1980)

OF COUNSEL  
JOHN Q. HEARNE

MCI MAIL: FWCLDC

\*NOT ADMITTED IN D.C.

Ms. Donna R. Searcy, Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

VIA MELLON BANK

Re: Application for New FM Station  
Channel 276C3, Burlington, Iowa  
John M. Giannettino

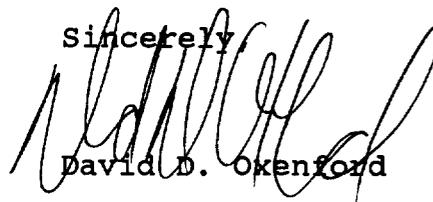
Dear Ms. Searcy:

Field herewith, on behalf of John M. Giannettino, is an application for a new FM station on Channel 276C3 at Burlington, Iowa. This channel was allotted to Burlington by the Report and Order in MM Docket No. 90-511. This application is filed within the window established in that Order.

A filing fee in the amount of \$2,030.00 accompanies this application. An FCC Form 155 is also submitted.

Should there be any questions concerning this matter, please contact the undersigned.

Sincerely,



David D. Oxenford

DDO/ac  
8171-000.L01

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	FEE TYPE:	
	FEE AMT:	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	ID SEQ:	FOR COMMISSION USE ONLY FILE NO. <b>BPH-910719MA</b>

Section I - GENERAL INFORMATION

*Code 31 M: 7-29-91 Code 30: 10-18-91*

1. Name of Applicant <b>John M. Giannettino</b>			Send notices and communications to the following person at the address below:		
Street Address or P.O. Box <b>Post Office Box 946</b>			Name <b>John M. Giannettino</b>		
City <b>Burlington</b>	State <b>IA</b>	ZIP Code <b>52601</b>	City <b>Burlington</b>	State <b>IA</b>	ZIP Code <b>52601</b>
Telephone No. (Include Area Code) <b>(319) 754-6698</b>			Telephone No. (Include Area Code) <b>(319) 754-6698</b>		

2. This application is for:  AM  FM  TV

(a) Channel No. or Frequency <b>276 C3-----103.1</b>	(b) Principal Community <b>Burlington</b>	City <b>Burlington</b>	State <b>IA</b>
---	--	---------------------------	--------------------

(c) Check one of the following boxes:

- Application for NEW station
- MAJOR change in licensed facilities; call sign: \_\_\_\_\_
- MINOR change in licensed facilities; call sign: \_\_\_\_\_
- MAJOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- MINOR modification of construction permit; call sign: \_\_\_\_\_  
File No. of construction permit: \_\_\_\_\_
- AMENDMENT to pending application; Application file number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?  Yes  No

If Yes, state:

Call letters	Community of License
<b>BPH</b>	<b>103.1MHZ</b>
<b>BURLINGTON</b>	<b>IA</b>
<b>JOHN M. GIANNETTINO</b>	<b>State</b>

**Section II - LEGAL QUALIFICATIONS**

Name of Applicant

John M. Giannettino

1. Applicant is: (check one box below)

- Individual
- General partnership
- For-profit corporation
- Other
- Limited partnership
- Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No.  
N/A

NOTE: The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form. Complete information as to each "party to this application" and each "non-party equity owner in the applicant" is required. If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g., a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date N/A Place \_\_\_\_\_

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file. If, in the case of a partnership, the enabling charter does not include the partnership agreement itself, the applicant shall include a copy of the agreement in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

Yes  No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No.  
N/A

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station.

Yes  No

N/A - No limited Partners in application.

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company (as defined in 15 U.S.C. Section 80 a-3), insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant?

Yes  No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant.

Yes  No

**Section II - LEGAL QUALIFICATIONS (Page 2)**

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

*(Read carefully - The numbered items below refer to line numbers in the following table.)*

- |  |  |
|--|--|
| <ol style="list-style-type: none"> <li>1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.</li> <li>2. Citizenship.</li> <li>3. Office or directorship held.</li> <li>4. Number of shares or nature of partnership interests.</li> <li>5. Number of votes.</li> </ol> | <ol style="list-style-type: none"> <li>6. Percentage of votes.</li> <li>7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.</li> <li>8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 76.501, including the nature and size of such interests and the positions held.</li> </ol> |
|--|--|

1.	John M. Giannettino 1609 River Street Burlington, IA 52601		
2.	USA		
3.	Sole Proprietor		
4.	n/a		
5.	n/a		
6.	n/a		
7.	Licensee KCPS-AM 1150 Khz D-DA Burlington, IA		
8.	none		

Section 11 - LEGAL QUALIFICATIONS (Page 3)

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?  Yes  No

(b) a broadcast application which has been dismissed with prejudice by the Commission?  Yes  No

(c) a broadcast application which has been denied by the Commission?  Yes  No

(d) a broadcast station, the license of which has been revoked?  Yes  No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?  Yes  No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.  
1

(1) Name of party having interest;

(2) Nature of interest or connection, giving dates;

(3) Call letters of stations or file number of application or docket; and

(4) Location.

8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?  Yes  No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?  Yes  No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.  
1

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.  
2

OTHER MASS MEDIA INTERESTS

10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction B to Section 11.)  Yes  No  
N/A - No non-attributable interests

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?  Yes  No  
N/A - No non-attributable interests

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.  
N/A

Section 11 - LEGAL QUALIFICATIONS (Page 4)

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction C to Section 11.)  Yes  No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?  Yes  No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.  
N/A

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

Yes  No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

Yes  No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.  
N/A

**SECTION III - FINANCIAL QUALIFICATIONS**

NOTE: If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.

Yes  No

2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue.

\$ 96,770.00

3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
1. John M. Giannettino 408 N. Main Street Burlington, IA 52601	(319) 754-6698	Applicant	\$25,000
2. David Leidy Exchange National Funding 2425 N. Central Expressway Suite 241 Richardson, TX 75080	(800) 342-2093	none	\$36,000
3. Pat Martin American Broadcast Financial 4359 S. Howell Avenue Suite 106 Milwaukee, WI 53207	(414) 482-2638	none	\$20,000
4. Barbara M. Giannettino Post Office Box 11829 Lynchburg, VA 24506	(804) 385-7677	Mother	\$20,000
5. Firstar Bank Burlington, N.A. Gene Krenz, Chairman & C.E.O. 201 Jefferson Street Burlington, IA 52601	(319) 752-2761	bank	\$50,000

**Section IV-A - PROGRAM SERVICE STATEMENT**

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No.  
3

**Section IV-B - INTEGRATION STATEMENT**

Attach as an Exhibit the information required in 1 and 2 below.

Exhibit No.  
4

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1. above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
  - (a) Minority Status
  - (b) Past Local Residence  
If Yes, specify whether in the community of license or service area and the corresponding dates.
  - (c) Female Status
  - (d) Broadcast Experience  
If Yes, list each employer and position and corresponding dates.
  - (e) Daytime Preference

**SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM**

1. Does the applicant propose to employ five or more full-time employees?  Yes  No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 698-A).

**SECTION VII - CERTIFICATIONS**

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?  Yes  No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?  Yes  No

If No, attach as an Exhibit, a full explanation.

N/A

Exhibit No.

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted J. Sam Jennison

Telephone No. (include area code) (319) 753-1667

Person contacted: (check one box below)

Owner  Owner's Agent  Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.66, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant <b>John M. Giannettino</b>	Signature 
Date <b>July 18, 1991</b>	Title <b>Applicant</b>

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT  
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 901 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

John M. Giannettino  
Burlington, Iowa FM  
FCC Form 301  
Exhibit 1

John M. Giannettino is the licensee of station KCPS (AM), Burlington, Iowa. He has been the licensee of that station since February, 1988.

The applicant's wife, Valeen Giannettino, is a management employee of station KCPS (AM), Burlington, Iowa.

John M. Giannettino  
Burlington, Iowa FM  
FCC Form 301  
Exhibit 2

In the event of a grant of this application, Mr. Giannettino will divest himself of all ownership in and any employment position with station KCPS(AM), Burlington, Iowa, within three (3) years of the commencement of program tests by the new FM station.

Mr. Giannettino's wife is an employee of KCPS(AM). She will also terminate her position with KCPS(AM) when the station is sold.

John M. Giannettino  
Burlington, Iowa FM  
FCC Form 301  
Exhibit 3

**PUBLIC SERVICE STATEMENT**

The proposed facility would make only the third FM Station licensed to the Burlington Community. If granted, applicant could greatly increase dissemination of important information about a variety of pressing issues of public concern. For example, applicant proposes to address the two issues of area business recruitment and development; and tourism development. Greater awareness and development of these matters will serve the public issue in diversifying the economic base of this community. The result of that diversification would mean less dependence on the agriculture industry and its related work, which would help to solidify a broader community to better weather a slow economy and declining agriculture revenues.

The applicant would propose at least a weekly radio discussion and presentation of those issues of public concern to inform the general public, along with coverage during regular programming of these and other issues of importance to the community.

JOHN M. GIANNETTINO  
Burlington, Iowa FM  
FCC Form 301  
Exhibit 4

Mr. Giannettino will work full-time (a minimum of 40 hours per week) in the day to day operations of the FM station. He will serve as its General Manager. In that capacity, he will oversee all aspects of station operations.

Mr. Giannettino has resided in Burlington since December 1987, and will continue to do so if this application is granted. Mr. Giannettino will claim comparative credit for his extensive involvement in local civic affairs.

Mr. Giannettino will also claim credit for past broadcast experience. That experience is as follows:

- 1978-1979 Northrup - Page Television  
Editing 3/4" broadcast video.
- 1979-1981 WUVT (AM/FM), Blacksburg, Virginia  
Air talent, play-by-play sportscasts. Also employed as a substitute announcer by various broadcast stations in Western Virginia.
- Summer 1980 and 1981, 1982-87 H.B. Halicki International, Los Angeles, California  
TV production, talent, sales, management.
- 1986 American Radio Network  
Air talent and training.
- 1987-present Owner KCPS radio  
Experience in all areas including studio design and construction, air talent, sales, programming, play-by-play sports, daily operations and management.

Mr. Giannettino will also claim an AM daytimer preference for his ownership of station KCPS (AM). KCPS, 1150 kHz, DA-D, qualifies as a "daytimer" under Commission rules and policies regarding the daytimer preference. He is presently the licensee of the station, a position he has held for over three years. He is active in day-to-day activities of the station, that being his full-time occupation. He will divest himself of KCPS within three years of the commencement of program tests on the new FM station.

<b>Section V-B - FM BROADCAST ENGINEERING DATA</b>	<b>FOR COMMISSION USE ONLY</b> File No. _____ ASB Referral Date _____ Referred by _____
--	--

Name of Applicant

John M. Giannettino

Call letters *(if issued)*

(NEW)

Is this application being filed in response to a window?  Yes  No

If Yes, specify closing date: July 22, 1991

Purpose of Application: *(check appropriate boxes)*

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Construct a new (main) facility            | <input type="checkbox"/> Construct a new auxiliary facility                         |
| <input type="checkbox"/> Modify existing construction permit for main facility | <input type="checkbox"/> Modify existing construction permit for auxiliary facility |
| <input type="checkbox"/> Modify licensed main facility                         | <input type="checkbox"/> Modify licensed auxiliary facility                         |

If purpose is to modify, indicate below the nature of change(s) and specify the file number(s) of the authorizations affected.

- |   |   |
|---|---|
| <input type="checkbox"/> Antenna supporting-structure height  | <input type="checkbox"/> Effective radiated power         |
| <input type="checkbox"/> Antenna height above average terrain | <input type="checkbox"/> Frequency                        |
| <input type="checkbox"/> Antenna location                     | <input type="checkbox"/> Class                            |
| <input type="checkbox"/> Main Studio location                 | <input type="checkbox"/> Other <i>(Summarize briefly)</i> |

File Number(s) \_\_\_\_\_

1. Allocation:

Channel No.	Principal community to be served:			Class <i>(check only one box below)</i>			
276	City Burlington	County Des Moines	State IA	<input type="checkbox"/> A	<input type="checkbox"/> B1	<input type="checkbox"/> B	<input checked="" type="checkbox"/> C3
				<input type="checkbox"/> C2	<input type="checkbox"/> C1	<input type="checkbox"/> C	

2. Exact location of antenna.

- (a) Specify address, city, county and state. If no address, specify distance and bearing relative to the nearest town or landmark. Approximately 120 meters North of Rte 34, 10.7 km West of the Rte 34 Bridge over the Mississippi River in Downtown Burlington, DesMoines County, IA
- (b) Geographical coordinates (to nearest second). If mounted on element of an AM array, specify coordinates of center of array. Otherwise, specify tower location. Specify South Latitude or East Longitude where applicable; otherwise, North Latitude or West Longitude will be presumed.

Latitude	40°	49'	41"	Longitude	91°	13'	19"
----------	-----	-----	-----	-----------	-----	-----	-----

3. Is the supporting structure the same as that of another station(s) or proposed in another pending application(s)?  Yes  No

If Yes, give call letter(s) or file number(s) or both. DNA

If proposal involves a change in height of an existing structure, specify existing height above ground level including antenna, all other appurtenances, and lighting, if any.

DNA

SECTION V-B - FM BROADCAST ENGINEERING DATA (Page 2)

4. Does the application propose to correct previous site coordinates?  
If Yes, list old coordinates.

Yes  No

Latitude            °            '            "	Longitude           °            '            "
---	---

5. Has the FAA been notified of the proposed construction?

Yes  No

If Yes, give date and office where notice was filed and attach as an Exhibit a copy of FAA determination, if available.

Exhibit No.
-------------

Date July 17, 1991 Office where filed Central Regional Office,  
Kansas City, MO

6. List all landing areas within 8 km of antenna site. Specify distance and bearing from structure to nearest point of the nearest runway.

Landing Area	Distance (km)	Bearing (degrees True)
(a) <u>Burlington Muni</u>	<u>8.4 km</u>	<u>N 120° E</u>
(b) _____	_____	_____

7. (a) Elevation: (to the nearest meter)

- (1) of site above mean sea level; 216 meters
- (2) of the top of supporting structure above ground (including antenna, all other appurtenances, and lighting, if any); and 92 meters
- (3) of the top of supporting structure above mean sea level [(a)(1) + (a)(2)] 308 meters

(b) Height of radiation center: (to the nearest meter) H - Horizontal; V - Vertical

- (1) above ground 85 meters (H)
- 85 meters (V)
- (2) above mean sea level [(a)(1) + (b)(1)] 301 meters (H)
- 301 meters (V)
- (3) above average terrain 100 meters (H)
- 100 meters (V)

8. Attach as an Exhibit sketch(es) of the supporting structure, labelling all elevations required in Question 7 above, except item 7(b)(3). If mounted on an AM directional-array element, specify heights and orientations of all array towers, as well as location of FM radiator.

Exhibit No. E-3
--------------------

9. Effective Radiated Power:

(a) ERP in the horizontal plane 25 kw (H\*) 25 kw (V\*)

(b) Is beam tilt proposed?  Yes  No

If Yes, specify maximum ERP in the plane of the tilted beam, and attach as an Exhibit a vertical elevational plot of radiated field.

Exhibit No. DNA
--------------------

DNA kw (H\*) DNA kw (V\*)

\*Polarization

10. Is a directional antenna proposed?

Yes  No

If Yes, attach as an Exhibit a statement with all data specified in 47 C.F.R. Section 73.316, including plot(s) and tabulations of the relative field.

Exhibit No.  
DNA

11. Will the proposed facility satisfy the requirements of 47 C.F.R. Sections 73.315(a) and (b)?

Yes  No

If No, attach as an Exhibit a request for waiver and justification therefor, including amounts and percentages of population and area that will not receive 3.16 mV/m service.

Exhibit No.  
DNA

12. Will the main studio be within the protected 3.16 mV/m field strength contour of this proposal?

Yes  No

If No, attach as an Exhibit justification pursuant to 47 C.F.R. Section 73.1125.

Exhibit No.  
DNA

13. (a) Does the proposed facility satisfy the requirements of 47 C.F.R. Section 73.207?

Yes  No

See Exhibit E - "Channel Utilization"

(b) If the answer to (a) is No, does 47 C.F.R. Section 73.213 apply?

Yes  No

(c) If the answer to (b) is Yes, attach as an Exhibit a justification, including a summary of previous waivers.

Exhibit No.

(d) If the answer to (a) is No and the answer to (b) is No, attach as an Exhibit a statement describing the short spacing(s) and how it or they arose.

Exhibit No.

(e) If authorization pursuant to 47 C.F.R. Section 73.215 is requested, attach as an Exhibit a complete engineering study to establish the lack of prohibited overlap of contours involving affected stations. The engineering study must include the following:

Exhibit No.  
DNA

- (1) Protected and interfering contours, in all directions (360°), for the proposed operation.
- (2) Protected and interfering contours, over pertinent arcs, of all short-spaced assignments, applications and allotments, including a plot showing each transmitter location, with identifying call letters or file numbers, and indication of whether facility is operating or proposed. For vacant allotments, use the reference coordinates as the transmitter location.
- (3) When necessary to show more detail, an additional allocation study utilizing a map with a larger scale to clearly show prohibited overlap will not occur.
- (4) A scale of kilometers and properly labeled longitude and latitude lines, shown across the entire exhibit(s). Sufficient lines should be shown so that the location of the sites may be verified.
- (5) The official title(s) of the map(s) used in the exhibit(s).

14. Are there: (a) within 60 meters of the proposed antenna, any proposed or authorized FM or TV transmitters, or any nonbroadcast *(except citizens band or amateur)* radio stations; or (b) within the blanketing contour, any established commercial or government receiving stations, cable head-end facilities, or populated areas; or (c) within ten (10) kilometers of the proposed antenna, any proposed or authorized FM or TV transmitters which may produce receiver-induced intermodulation interference? See Exhibit E - "Neighboring Broadcast and Non-Broadcast Facilities"

Yes  No

If Yes, attach as an Exhibit a description of any expected, undesired effects of operations and remedial steps to be pursued if necessary, and a statement accepting full responsibility for the elimination of any objectionable interference (including that caused by receiver-induced or other types of modulation) to facilities in existence or authorized or to radio receivers in use prior to grant of this application. (See 47 C.F.R. Sections 73.315(b), 73.316(e) and 73.318.)

Exhibit No.  
DNA

15. Attach as an Exhibit a 75 minute series U.S. Geological Survey topographic quadrangle map that shows clearly, legibly, and accurately, the location of the proposed transmitting antenna. This map must comply with the requirements set forth in Instruction V. The map must further clearly and legibly display the original printed contour lines and data as well as latitude and longitude markings, and must bear a scale of distance in kilometers.

Exhibit No.  
E-2

16. Attach as an Exhibit *(name the source)* a map which shows clearly, legibly, and accurately, and with the original printed latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.  
E-4

(a) the proposed transmitter location, and the radials along which profile graphs have been prepared;

(b) the 316 mV/m and 1 mV/m predicted contours; and

(c) the legal boundaries of the principal community to be served.

17. Specify area in square kilometers (1 sq. mi. = 2.59 sq. km) and population (latest census) within the predicted 1 mV/m contour.

Area 4,821 sq. km. Population 98,770

18. For an application involving an auxiliary facility only, attach as an Exhibit a map *(Sectional Aeronautical Chart or equivalent)* that shows clearly, legibly, and accurately, and with latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.  
DNA

(a) the proposed auxiliary 1 mV/m contour; and

(b) the 1 mV/m contour of the licensed main facility for which the applied-for facility will be auxiliary. Also specify the file number of the license.

19. Terrain and coverage data *(to be calculated in accordance with 47 C.F.R. Section 73.3131)*

Source of terrain data: *(check only one box below)*

Linearly Interpolated 30-second database  75 minute topographic map

(Source: \_\_\_\_\_)

Other *(briefly summarize)* U.S.G.S. 3 arc second Digital Elevation Model ("D.E.M.") data files.

SECTION V-B - FM BROADCAST ENGINEERING DATA (Page 5)

Radial bearing (degrees True)	Height of radiation center above average elevation of radial from 3 to 16 km (meters)	Predicted Distances	
		To the 3.16 mV/m contour (kilometers)	To the 1 mV/m contour (kilometers)
*			
0	94.4	22.6	38.1
45	98.0	23.0	38.7
90	117.4	25.0	41.7
135	107.6	24.1	40.3
180	114.9	24.8	41.4
225	93.7	22.5	38.0
270	91.5	22.3	37.6
315	82.5	21.1	35.9

\*Radial through principal community, if not one of the major radials. This radial should NOT be included in the calculation of HAAT.

20. Environmental Statement (See 47 C.F.R. Section 1.1301 et seq.)

Would a Commission grant of this application come within Section 1.1307 of the FCC Rules, such that it may have a significant environmental impact?  Yes  No

If you answer Yes, submit as an Exhibit an Environmental Assessment required by Section 1.1311.

Exhibit No.

If No, explain briefly why not. See Exhibit E - "Environmental Processing"

CERTIFICATION

I certify that I have prepared this Section of this application on behalf of the applicant, and that after such preparation, I have examined the foregoing and found it to be accurate and true to the best of my knowledge and belief.

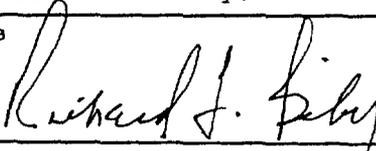
Name (Typed or Printed) Richard L. Biby, P. E.	Relationship to Applicant (e.g., Consulting Engineer) Consulting Engineer
Signature 	Address (Include ZIP Code) Communications Engineering Services, P.C. 6105-G Arlington Blvd. Falls Church, VA 22044
Date July 17, 1991	Telephone No. (Include Area Code) (703) 534-7880

Exhibit E  
Engineering Statement In Re:  
Application for a New FM Station  
Ch. 276C3 103.1 MHz 100m AAT 25 kW  
John M. Giannettino  
Burlington, Iowa

Introduction

This engineering statement, together with Section V-B of FCC Form 301, to which it is attached as Exhibit E, furnishes complete engineering and technical data in support of an application by John M. Giannettino ("Giannettino") for a new FM station to serve Burlington, Iowa. Giannettino is proposing to operate on channel 276C3 (103.1 MHz) with a maximum effective radiated power ("ERP") of 25.0 kW at an effective antenna height ("AAT") of 100 meters. The transmitter will be located on a new tower, approximately 120 meters north of Route 34, 10.7 kilometers west of the Route 34 bridge over the Mississippi River in downtown Burlington, Des Moines County, IA.

All calculations, graphs, contours, and other technical data have been determined in accordance with the existing Rules and Regulations of the Federal Communications Commission.

Channel Utilization

Channel 276C3 has been allocated for use at Burlington, Iowa by the Commission in MM Docket 90-511. A study of the channel constraints pertinent to the instant proposal to serve Burlington, IA on Ch. 276C3 has been made. As illustrated by the tabulated results in Exhibit E-1, the Giannettino proposal meets all pertinent distance separation requirements in accordance with Sections 73.207 and 73.208 of the FCC Rules, except with respect to licensed facilities shown in the FCC Database for WJEQ(FM) and the FCC's reference coordinates for an upgrade to Class C for KDMG-FM. Both of these stations have been granted construction permits which, if completed, would resolve the short-spacings to the Commission's proposed reference coordinates for their facilities.

WJEQ(FM) (FCC File No. BLH-830214AM & BPH-881011IL) is licensed to serve Macomb, IL on Ch. 276A. The most recent FCC Database indicates that a CP is outstanding for WJEQ on Ch. 274B1. The owner of WJEQ has indicated that the pertinent FCC Form 302 notifying the Commission that it is operating on Ch. 274B1 has been filed with the FCC. The Information Specialists in the Commission's Mass Media Bureau indicate that issuance of the license can be expected in September, 1991 to avoid an otherwise immediate renewal. Giannettino's proposed site meets the minimum distance separation requirements towards WJEQ(FM) on Ch. 274B1.

KDMG-FM(FCC File No. BLH-850718KL & BPH-881021IC) is licensed to serve Pella, IA on Ch. 277C1. The most recent FCC Database indicates that a CP is outstanding for KDMG on Ch. 277C. The owner of KDMG has indicated, in communication with Giannettino's consulting engineers, that construction is not complete, but that any construction would take place at the site specified in the Construction Permit. Giannettino's proposed site meets the minimum distance separation requirements with respect to the KDMG-FM site specified in the Construction Permit for Ch. 277C.

Ch. 276C3 could not have been allotted to Burlington without recognition of the separation requirements for WJEQ and KDMG-FM and the fact that these two facilities are in transition. There is no point from which maximum Class C3 facilities might serve Burlington on Ch. 276 and comply with the minimum distance separation requirements towards the licensed facility for WJEQ on Ch. 276A or the FCC's reference coordinates for Ch. 277C at Pella, IA. Giannettino therefore respectfully requests a waiver of Section 73.207 of the Commission's rules with respect to these two facilities should it be deemed necessary.

#### Proposed Facilities

The effective radiated power of the proposed operation will be 25 kW and will emanate from a circularly polarized omnidirectional antenna. The antenna will be top mounted on a new structure, to be