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

In re Applications of	)	MM DOCKET NO. 92-111
	)	
DEAS COMMUNICATIONS, INC.	)	File No. BPH-910208MB
	)	
HEALDSBURG EMPIRE CORPORATION	)	File No. BPH-910212MM
	)	
For Construction Permit for a	)	
New FM Station on Channel 240A	)	
in Healdsburg, California	)	

To: The Commission

DEAS COMMUNICATIONS, INC.'S COMMENTS IN SUPPORT  
OF MASS MEDIA BUREAU'S CONTINGENT MOTION  
TO VACATE DECISION

Deas Communications, Inc. ("Deas"), by its attorneys, hereby supports the Mass Media Bureau's January 12, 1993 Contingent Motion to Vacate the Review Board's Memorandum Opinion and Order, 7 FCC Rcd 6757 (Rev. Bd. 1992).<sup>1</sup>

In support whereof, the following is shown.

By Memorandum Opinion and Order, FCC 93M-29, released January 21, 1993, the Presiding Administrative Law Judge approved a merger agreement and dismissed with prejudice the application of HBI. Deas agrees with the Bureau's Contingent

<sup>1</sup> The Board's MO&O reinstated the previously dismissed application of Healdsburg Broadcasting, Inc. ("HBI") On October 13, 1992, Deas filed an Application for Review or, Alternatively, Motion for Extraordinary Relief, with the Commission. HBI and Deas have since reached a settlement pursuant to which HBI's application has been dismissed and HBI has become a nonvoting stockholder of Deas.

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Motion that it would be pointless now and a waste of resources for the Commission to rule on the merits of Deas' appeal of the Board's MO&O.

Deas also shares the Bureau's position that the Board's ruling was erroneous and should not stand as FCC precedent. The MO&O should therefore be vacated. See Contingent Motion, at para. 3.

Respectfully submitted,

DEAS COMMUNICATIONS, INC.

By:



Lawrence Bernstein

Its Attorney

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February 5, 1993

CERTIFICATE OF SERVICE

I hereby certify that I have, this 5th day of February, 1993, served copies of the foregoing "Deas Communications, Inc.'s Comments in Support of Mass Media Bureau's Contingent Motion to Vacate Decision" upon the following persons by first class United States Mail, postage prepaid:

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