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

APR 27 1992

Federal Communications Commission
Office of the Secretary

In re Application of)

SHELLEE F. DAVIS)

File No. BPH-911231MA

For Construction Permit for)
New FM Broadcast Station on)
Channel 280A, Westerville, Ohio)

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APR 28 1992

To: Chief, Audio Services Division
Media Bureau

FM EXAMINER

APR 28 2 11 PM

3. Moreover, are more importantly, there has been no improper ex parte contact. In this case, the amendment in question was filed on March 9, 1992 (Attachments 1 and 2), but it was noted that the Public Notice bore the incorrect date. Attachment 2. The error was brought to the attention of the Secretary's Office (Attachment 3), and the incorrect entry in the Commission's database thereafter was corrected. Attachment 4.

GINSBURG, FELDMAN & BRESS,
Chartered
1250 Connecticut Ave., N.W.
Suite 700
Washington, DC 20554

April 24, 1992

ATTACHMENT 1

LAW OFFICES
GINSBURG, FELDMAN AND BRESS
CHARTERED
1250 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20036
TELEPHONE (202) 637-9000

CORRESPONDENT OFFICE
9, RUE BOISSY D'ANGLAS
75008 PARIS, FRANCE

DAN J. ALPERT
ASSOCIATE
(202) 637-9158

March 9, 1992

TELECOPIER (202) 637-9195
TELEX 4938614

Ms. Donna Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, DC 20036

Re: File No. BPH-911231MA
Westerville, Ohio

Dear Ms. Searcy:

Transmitted herewith, on behalf of Shellee F. Davis is an amendment to the above-referenced application. This application was accepted for tender by Report No. 15189. Therefore, this amendment is being filed as of right pursuant to Section

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AUDIO SERVICES
DIVISION

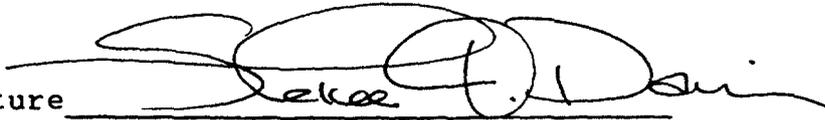
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MAR - 9 1992

Federal Communications Commission
Office of the Secretary

AMENDMENT

Please amend the application of Shellee F. Davis to include the following attached.

Signature 
Date March 7, 1992

INTEGRATION STATEMENT

When Shelle Davis' application is granted, Shelle Davis will serve full-time as General Manager of the station and will work full-time, a minimum of 40 hours per week in that capacity. She will terminate all other paid employment in order to effectuate that commitment.

As General Manager, Ms. Davis' duties will include overseeing and assuming ultimate responsibility for the day to day activities at the station, including sales, on-air, and general office departments. She will also be responsible for overseeing on-air logs and traffic, sales to agency and local accounts, hiring of sales and office staff, and managing the Public File and E.E.O. program, daily on-air newscasts, and commercial production undertaken by the station.

Ms. Davis will seek enhancement credit by virtue of her gender (female), her minority status (African-American decent), her past local area residency adjacent to the community of Westerville (1982-92), her proposed future residency in or adjacent to Westerville, and her past local area civic activities and involvement in the business community.

Shellee Davis' involvement in activities within the proposed service area of the station are as follows:

She has belonged to a national women's civic organization called The Columbus Chapter of Links, Inc. for the past four years. Last year the organization's Project Lead program enabled her to work closely with sixth and seventh graders to help

improve their self-esteem and offer alternatives to promote a more positive life-style. The organization adopted New Johnson Park Middle School and conducted various seminars for eight hours per week for a year. She was chairperson of the vocational education and career options module for a six week period. Also, for two years she is the chairperson of the Arts Committee. Her committee is responsible for the promotion of local artists and exposing the world of art to the minority community.

She had completed Project Diversity, a United Way program to prepare minority men and women to serve as board members. She is currently on the Columbus Speech and Hearing board and the New Salem Baptist Church Business Development Board.

Within the past two years she has become involved in mentoring with two established programs. She was assigned to two young women for one hour or more per month through the Columbus Minority Business Center. Also, through the Women's Network for Entrepreneurial Training she is assigned a protege on a scheduled basis. Informally, she is requested to speak with people interested in starting their own business or who need direction in their current business. She provides the time to advised them on the resources and the contacts she had available.

She has instituted a Britt Business Systems, Inc. ("BBS") project where she keeps on staff a student from one of the Columbus high school career centers who is studying business. On a part-time basis the student assists the office manger with a variety of duties such as answering the phones, filing, typing,

minor bookkeeping and data entry on our computer. Ms. Davis' intention is to give the student hands on business experience in a business environment. They learn what makes the operation flow, learn the importance of detail which is essential in business, and to make a better judgement about their career

- o Member of the United Way Business Development Committee 1991
- o Linden-McKinley High School Presenter 1991
- o Columbus Chamber of Commerce Project Future Mentor 1991
- o Columbus Government Workshop Panelist 1992
- o Ohio Department of Development's Women in Business Panelist 1992
- o Columbus Regional Minority Supplier Development Council's Input Committee 1991
- o Red Cross Neighborhood Volunteer 1990
- o Judge for the Entrepreneur of the Year 1992 Awards
- o Columbus Regional Minority Supplier Development Council's Input Committee 1990-present
- o Ohio State University's Young Black Scholarship Program participant 1987-present
- ~~Financial contributor to many charitable causes~~

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.

\$289,496.00

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
Shellee F. Davis 5518 Moccasin Drive Westerville, Ohio 43081	(614) 899-0350	Applicant	\$50,000.00
Huntington National Bank 41 South High Street Columbus, Ohio 43215	(614) 476-8300	Bank	\$300,000.00

ATTACHMENT 2

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FM BROADCAST STATION APPLICATIONS PLEADING

OH BMPH	-920102ID	WXMF 98.7MHZ	HOMETOWN BROAD/TING OF MCARTHUR, INC MCARTHUR , OH	MOD OF CP (BPH-890112MH) TO MAKE CHANGES: ERP: 6.0 KW (H&V), TL: NW 1/4 OF SW 1/4 OF SECTION 26; T9N; R18W; 5.3 MILES SW OF MCARTHUR, VINTON COUNTY OHIO INFORMAL OBJECTION FILED 3/11/92.
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FM BROADCAST STATION APPLICATIONS PETITION FOR RECONSIDERATION FILED

CA BALH	-920109GE	KWCD 107.1MHZ	WESTCOM COMMUNICATIONS, INC. GROVER CITY , CA	VOL AL FROM WESTCOM COMMUNICATIONS, INC. TO R&L BROADCASTERS INC. FORM 314 ATTY(ASNR): DAVID TILLOTSON ATTY(ASNE): ROGER METZLER, ESO ASNE ADDRESS: 2589 SUN REEF RD., LAS VEGAS, NV. 89128 GRANTED WITH CONDITIONS: PETITION FOR RECONSIDERATION FILED 3/25/92.
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FM BROADCAST STATION APPLICATIONS AMENDMENT RECEIVED

KY BPH	-900214IC	WMDJ-FM 100.1MHZ	FLOYD COUNTY BROADCASTING CO., INC. ALLEN , KY	LEGAL AMENDMENT (920320IA)
OH BPH	-911231MA	NEW 103.9MHZ	SHELLEE F. DAVIS WESTERVILLE , OH	LEGAL AMENDMENT (AMEND. FILE NO. 920309MH)

COMMERCIAL TV BROADCAST STATION APPLICATIONS ACCEPTED FOR FILING

FL BPCT	-910815KE	NEW CHAN-46	BEACH TV PROPERTIES, INC. PANAMA CITY BEACH , FL	CONSTRUCTION PERMIT FOR A NEW TELEVISION STATION TO SERVE PANAMA CITY BEACH, FLORIDA; CHANNEL: 46; ERP(VIS): 1.268 KW; HAAT: 166.8 METERS (466 FEET); TL: 11830 LAUTHER LANE, WEST BAY, BAY COUNTY, FLORIDA 32413; ANT: BOGNER BU(O)24(BT) 30-21-36/85-55-31 *AMENDED 03-20-92: TO CHANGE THE ERP(VIS): 2.380KW; HAAT: 359.5 METERS; TL: 1300 SCOTTS FERRY ROAD, YOUNGSTOWN, FLORIDA; ANT: ANDREW/ATW30H3-HSC1 (DA)(BT) 30-21-09/85-23-26
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ATTACHMENT 3

DECLARATION OF DAVID B. SPILLERMAN

I, David B. Spillerman, hereby state as follows:

1. I am a legal assistant at the law firm of Ginsburg, Feldman and Bress located at 1250 Connecticut Avenue, NW , Washington, DC 20036. As part of my regular duties, I take documents to the FCC's Secretary's Office for filing. I have followed this practice routinely since the start of my employment with Ginsburg, Feldman and Bress in July of 1991.

2. On March 9, 1992 I personally filed with the FCC's Secretary's Office an original and two copies of an amendment to the application of Shellee Davis for Westerville, Ohio. One additional copy was date stamped and returned to our firm's files. That copy was correctly stamped by the FCC with the date "March 9, 1992."

3. When the Public Notice was released with regard to the amendment, Dan Alpert, the attorney for Shellee Davis, observed that the filing date listed on the Public Notice was March 10, 1992, and not March 9, 1992. He then instructed me to show our FCC date stamped copy of the amendment to FCC office personnel in order to correct the apparent error. I showed our copy to Bill Cayton in the Secretary's office and he agreed that an error had been made by the Secretary's office in date stamping the filed copies of the amendment. He said that he would change the date stamps of the

filed copies to read March 9, 1992 and would have the FCC issue an erratum. The erratum was issued on March 30, 1992.

I declare under penalty of perjury that the foregoing is true and correct.

A handwritten signature in cursive script, reading "David B. Spillerman", is written over a solid horizontal line.

David B. Spillerman

Signed and dated this 24th day of April, 1992.

ATTACHMENT 4

3/17/92

DA 1.001

FM BROADCAST STATION APPLICATIONS AMENDMENT RECEIVED

OH BPH	-911230MF	NEW 103.9MHZ	WESTERVILLE RADIO PARTNERS WESTERVILLE, OH	LEGAL AND ENGINEERING AMENDMENT (AMENDMENT # 920310ME)
OH BPH	-911231MA	NEW 103.9MHZ	SHELLEE F. DAVIS WESTERVILLE, OH	LEGAL AMENDMENT (AMENDMENT # 920310MC)
OH BPH	-911231MC	NEW 103.9MHZ	OHIO RADIO ASSOCIATES, INC. WESTERVILLE, OH	LEGAL & ENGINEERING AMENDMENT (FILE NO. 920309MF)
TN BPH	-920109MA	NEW 103.1MHZ	DARRELL BRYAN TUSCULUM, TN	FAA AMENDMENT (FILE NO. 920309ME)
TX BMPH	-901221IA	KNNC 107.7MHZ	REES-SLAYMAKER RADIO P/SHP I, L.P. GEORGETOWN, TX	LEGAL AMENDMENT (FILE NO. 920305IE)
UT BPH	-911002IF	KCDH 92.7MHZ	CHARLES D. HALL NEPHI, UT	ENGINEERING AMENDMENT (FILE NO. 920306IA)

COMMERCIAL TV BROADCAST STATION APPLICATIONS ACCEPTED FOR FILING

SC BMPCT	-920310KE	WCTP CHAN-36	CARD CORP. CHARLESTON, SC	MODIFICATION OF CONSTRUCTION PERMIT (BPCT-850215KJ) TO EXTEND COMPLETION DATE. CONSTRUCTION PERMIT ORIGINAL GRANT DATE: 08-21-86; CONSTRUCTION EXPIRATION DATE: 03-10-92 DENNIS F. BEGLEY-ATTORNEY
WA BMPCT	-920309KG	KBEH CHAN-51	BELLEVUE BROADCASTING COMPANY LTD. BELLEVUE, WA	MODIFICATION OF CONSTRUCTION PERMIT (BPCT-850215KR) TO EXTEND COMPLETION DATE. CONSTRUCTION PERMIT ORIGINAL GRANT DATE: 02-06-87; CONSTRUCTION PERMIT EXPIRATION DATE: 04-07-92 RICHARD F. SWIFT-ATTORNEY

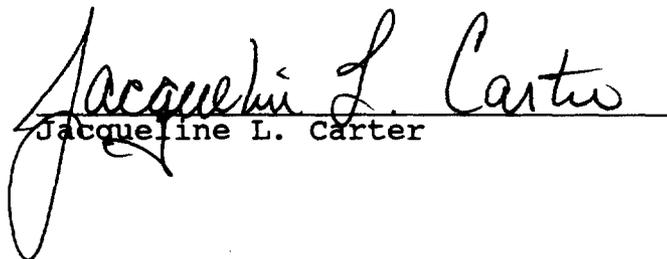
VHF TV TRANSLATOR LOW POWER BROADCAST APPLICATIONS ACCEPTED FOR FILING

IN BAPTVL	-920306IA	WO4CQ CHAN-4	WINGFIELD LIVINGSTON CHUBB CHESTERTON, IN	VOLUNTARY ASSIGNMENT OF CONSTRUCTION PERMIT (BPTVL-891208WY, AS MODIFIED, FOR NEW STATION) FROM: WINGFIELD LIVINGSTON CHUBB TO: T.V. 4 INDIAN OAK CORPORATION (FORM 316)
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Certificate of Service

I, Jacqueline L. Carter, hereby certify that I have, this 27th day of April, 1992, caused to be sent by U.S. first-class mail, postage-prepaid, a true and correct copy of the foregoing "Motion to Strike" to the following:

Stephen Yelverton, Esa.
Maupin Taylor Ellis & Adams
1130 Connecticut Ave., N.W.
Suite 750
Washington, D.C. 20036


Jacqueline L. Carter