

FCC MAIL SECTION

Before the  
FEDERAL COMMUNICATIONS COMMISSION

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FCC 94M-18  
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In re Applications of )  
RAYMOND W. CLANTON )  
LOREN F. SELZNICK )  
For Construction Permit for a )  
New FM Station on Channel 279A )  
In El Rio, California )

DISPATCHED BY

MM DOCKET NO. 93-87 ✓  
File No. BPH-911216MC  
File No. BPH-911216MD

O R D E R

Issued: January 10, 1994 ; Released: January 12, 1994

Under consideration is a Partial Opposition to Witness Notification, filed, January 7, 1994, by Loren F. Selznick ("Selznick").

Selznick objects to Clanton's request for examination at hearing of Joseph Dailey, H. Chuku Lee, and Peter Tannenwald.

Selznick's objection will be sustained. Mr. Dailey is the proposed lender of \$40,000. He was extensively examined at deposition. Clanton has not demonstrated why Mr. Dailey's testimony is crucial to the resolution of the misrepresentation issue.

Mr. Lee is an appraiser who was not deposed by Clanton. Ms. Selznick supervised the appraisal of her New York City property and can be fully examined on the appraisals submitted.

Mr. Tannenwald was not timely noticed. In any event, Clanton's request for the production of Mr. Tannenwald's correspondence to Selznick has been denied.

IT IS SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION

*John M. Frysiak*  
John M. Frysiak  
Administrative Law Judge