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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

FCC MAIL ROOM

In the Matter of)	
)	MM Docket # <u>94-76</u>
Amendment of Section 73.202(b))	RM - 8477
FM Table of Allotments)	
FM Broadcast Stations)	MM Docket # 94-77
Chester, California and)	RM - 8470
Shasta Lake City, California)	

To: The Chief, Mass Media Bureau
The Chief, Allocations Branch

OPPOSITION TO PROPOSED RULEMAKING

AND

PETITION FOR COUNTERPROPOSED RULEMAKING

Comes now, Goldrush Broadcasting, in pro per, to respectfully request that the Commission dismiss the proposed rulemakings at Chester and Shasta Lake City, California and accept this counterproposed rulemaking request. The petitioner requests that the Commissions' Rules be amended to allot the following FM channels and that Section 73.202(b) be amended to allot these channels to the following communities:

CITY	EXISTING CHANNELS	PROPOSED CHANNELS
Chester, California	255C	255C, 259(A)
Shasta Lake City, CA.	NONE	296(C-3)
Alturas, California	267C, 293C	267C, 293C, 297(C)
Mc Cloud, California	NONE	276(C-3)

In support of this petition the following is submitted:

1. Through this counterproposed rulemaking request, Goldrush Broadcasting pleads that the Commission allot FM channel 259(A) to Chester, California instead of 296(A); 296(C-3) to Shasta

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Lake City, California instead of channel 276(A); 297(C) to Alturas, California as that cities third WIDE AREA FM channel and FM channel 276(C-3) to the community of Mc Cloud, Siskiyou County, California as that communitys' first local FM channel.

2. Through this counterproposed rulemaking request, Goldrush Broadcasting states its willingness and ability to apply to the Commission for construction permits at both Alturas and Mc Cloud, California as well as Shasta Lake City, if the Commission allots the requested channels or channels of equal class to each of the requested communities.

3. The attached technical data to prove that the counter-proposed channels will comply with all of the Commisions' Rules and Regulations on allocations and allotment procedures is included as required. All required data to prove that this counterproposal is mutually exclusive is provided as well.

In conclusion, Goldrush Broadcasting requests that the Commission dismiss or amend the proposed rulemakings at Chester and Shasta Lake City, California and that the Commission accept the instant counterproposed rulemaking request to allot the requested FM channels to the communities of Alturas, Mc Cloud, Chester and Shasta Lake City, California. If allotted, Goldrush Broadcasting will apply to the Commission for use of the proposed channels.

Dated this 29th day of August, 1994.

Respectfully,

Ralph Saul
Ralph Saul, President
Goldrush Broadcasting
7544 Second Street
Downey, California 90241
(310) 806-1461

CERTIFICATION

I, Ralph Saul do hereby confirm that all statements of fact in the foregoing Opposition To Proposed Rulemaking and Petition For Counter-proposed Rulemaking are made under penalty of perjury.

I, Ralph Saul do hereby confirm that I have this 29th day of August, 1994, sent a true and accurate copy of the foregoing Opposition To Proposed Rulemaking and Petition For Counterproposed Rulemaking request to the following and that I have sent all copies by first class U.S. mail, postage prepaid, or as indicated:

- 1.) Federal Communications Commission
ATTN: Nancy Joyner
1919 'M' Street N.W.
Washington, D.C. 20554
- 2.) JAYNE sawyer
P. O. BOX 1074
Cico, California 95927
- 3.) Mark C. Allen
3745 McHale Way
Redding, California 96001

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I do hereby confirm under penalty of perjury that I have this day mailed the above persons a true copy of the petition and that all statements of fact are true and correct to the best of my personal knowledge.

Dated this 29th day of August, 1994.

Ralph Saul
Ralph Saul

7544 Second Street
Downey, California 90241

EXHIBIT E - 1

FM Channel 276A Shasta Lake City, California
40-43-58 X 122-21-59
FM Channel 276C-3 Mc Cloud, Siskiyou County, California
41-15-18 X 122-08-24

DISTANCE REQUIRED: 142.00 KM
ACTUAL DISTANCE: 61.04 KM
SHORT: 80.96 KM

FM Channel 296A Chester, California
40-20-34 X 121-16-15
FM Channel 297C Alturas, California
41-29-18 X 120-32-18 CITY REFERENCE CO-ORDINATES

DISTANCE REQUIRED: 165.00 KM
ACTUAL DISTANCE: 141.39 KM
SHORT: 23.61 KM

FM Channel 296A Chester, California
40-20-34 X 121-16-15
FM Channel 297C Alturas, California
41-29-35 X 120-31-37 SITE RESTRICTION
(1.09 KM EAST)

DISTANCE REQUIRED: 165.00 KM
ACTUAL DISTANCE: 142.28 KM
SHORT: 22.72 KM

COUNTER-PROPOSED CHANNEL ALLOCATIONS AND DISTANCES

FM Channel 296C-3 Shasta Lake City, California
40-43-58 X 122-21-59
FM Channel 297C Alturas, California
41-29-35 X 120-31-37 SITE RESTRICTION

DISTANCE REQUIRED: 176.00 KM
ACTUAL DISTANCE: 176.07 KM
CLEAR: .07 KM

Alturas, CA. City Reference Point Co-Ordinates
41-29-18 X 120-32-18
Alturas, CA. Proposed Site Restriction Site Co-Ordinates
41-29=35 X 120-31-37

DISTANCE: 1.09 KM (.67 MILES)
BEARING TO: 61.03 DEGREES (EAST-NORTEAST)

FM CHANNEL STUDY
EXHIBIT E - 2
Chester, California

FM CHANNEL 259 (A)
99.7 MHZ

Latitude: 40-20-34
Longitude: 121-16-15

205 C-1	KFPR	40-39-14 X 122-31-12	111.39 KM	22 KM
88.9	Redding, CA		89.39 KM	CLEAR
206 B-1	KHAP	39-43-37 X 121-40-45	76.75 KM	12 KM
89.1	Chico, CA		64.75 KM	CLEAR
256 C-1	KAJK	40-30-03 X 124-17-08	256.46 KM	75 KM
99.1	Ferndale, CA		181.46 KM	CLEAR
257 C-3	KNNN	40-33-46 X 122-27-07	103.13 KM	42 KM
99.3	Central Valley, CA		61.13 KM	CLEAR
257 A	KJFA (CP)	39-16-29 X 121-00-35	120.67 KM	31 KM
99.3	Grass Valley, CA		89.67 KM	CLEAR
257 A	KJFA (APPL)	39-14-47 X 120-57-48	124.55 KM	31 KM
99.3	Grass Valley, CA		93.55 KM	CLEAR
258 B	KNTI	39-07-50 X 123-04-32	205.06 KM	113 KM
99.5	Lakeport, CA		92.06 KM	CLEAR
258 C-1	KAGO-FM	42-12-56 X 121-47-56	212.64 KM	133 KM
99.5	Klamath Falls, OR		79.64 KM	CLEAR
259 A	PRM	38-20-24 X 120-43-13	227.36 KM	115 KM
99.7	Jackson, CA		112.36 KM	CLEAR
260 B	KRFD	39-12-20 X 121-49-10	134.73 KM	113 KM
99.9	Marysville, CA		21.73 KM	CLEAR
261 C-3	KZRO	41-17-20 X 122-14-25	133.15 KM	42 KM
100.1	Dunsmuir, CA		91.15 KM	CLEAR
262 C-3	KSPY (APPL)	40-03-36 X 120-54-46	43.76 KM	42 KM
100.3	Quincy, CA		1.76 KM	CLOSE
262 C-3	KSPY (CP)	40-02-41 X 120-53-04	46.67 KM	42 KM
100.3	Quincy, CA		4.67 KM	CLOSE

ALL STATIONS CLEAR

FM CHANNEL STUDY
EXHIBIT E - 2
Shasta Lake City, California

FM CHANNEL 296 (C-3)
107.1 MHZ

Latitude: 40-43-58
Longitude: 122-21-59

242 C	KFMI	40-43-36 X 123-58-18	135.62 KM	31 KM
96.3	Eureka, CA		104.62 KM	CLEAR
242 C-2	ALLOC	40-26-55 X 121-37-59	141.34 KM	17 KM
96.3	Susanville, CA		124.34 KM	CLEAR
243 C	KFLS-FM	42-05-50 X 121-37-59	163.47 KM	31 KM
96.5	Tulelake, CA		132.47 KM	CLEAR
293 C	ALLOC	41-29-18 X 120-32-18	174.98 KM	96 KM
106.5	Alturas, CA		78.98 KM	CLEAR
294 B	KDIG	39-53-17 X 122-37-38	96.38 KM	71 KM
106.7	Orland, CA		25.38 KM	CLEAR
295 C-1	KKRB	42-13-26 X 121-49-02	171.84 KM	144 KM
106.9	Klamath Falls, OR		27.84 KM	CLEAR
296 A	KRVD	40-30-04 X 124-06-30	149.64 KM	142 KM
107.1	Rio Dell, CA		7.64 KM	CLOSE
297 B	KSTN-FM	37-49-17 X 121-46-49	327.15 KM	145 KM
107.3	Stockton, CA		182.15 KM	CLEAR
298 B	KPPL	39-17-17 X 122-20-02	160.44 KM	71 KM
107.5	Colusa, CA		89.44 KM	CLEAR
298 C-2	ALLOC	42-11-48 X 122-46-53	166.09 KM	71 KM
107.5	Ashland, OR		95.09 KM	CLEAR

ALL STATIONS CLEAR

FM CHANNEL STUDY
EXHIBIT E - 2
Alturas, California

FM CHANNEL 297 (C)
107.3 MHZ

Latitude: 41-29-34
SPECIAL REFERENCE POINTS: Longitude: 120-31-37

243 C 96.5	KFLS-FM Tulelake, CA	42-05-50 X 121-37-59	113.82 KM 65.82 KM	48 KM CLEAR
244 B-1 96.7	KZZP Paradise, CA	39-57-45 X 121-42-40	192.22 KM 161.22 KM	31 KM CLEAR
294 B 106.7	KDIG Orland, CA	39-53-17 X 122-37-38	251.56 KM 146.56 KM	105 KM CLEAR
295 C-1 106.9	KKRB Klamath Falls, OR	42-13-26 X 121-49-02	134.42 KM 29.42 KM	105 KM CLEAR
296 A 107.1	KRVD Rio Dell, CA	40-30-04 X 124-06-30	320.85 KM 155.85 KM	165 KM CLEAR
297 B 107.3	KSTN-FM Stockton, CA	37-49-17 X 121-46-49	421.6 KM 147.6 KM	274 KM CLEAR
297 C-1 107.3	KACW North Bend, OR	43-12-18 X 124-18-07	364.58 KM 94.58 KM	270 KM CLEAR
298 C-2 107.5	ALLOC Ashland, OR	42-11-48 X 122-46-23	202.26 KM 14.26 KM	188 KM CLEAR
298 B 107.5	KPPL Colusa, CA	39-17-17 X 122-20-02	288.94 KM 71.94 KM	217 KM CLEAR
299 C-3 107.7	KBCH-FM Kings Beach, CA	39-18-47 X 119-53-00	248.16 KM 152.16 KM	96 KM CLEAR
300 C-1 107.9	KEDY Mount Shasta, CA	41-19-09 X 122-18-35	150.32 KM 45.32 KM	105 KM CLEAR
300 (A) 107.9	KEDY Mount Shasta, CA (DOWNGRADE TO CLASS A)	41-19-09 X 122-18-35	150.32 KM 55.32 KM	95 KM CLEAR

ALL STATIONS CLEAR

FM CHANNEL STUDY

EXHIBIT E - 2

Mc Cloud, (CDP), Siskiyou County, California

FM CHANNEL 276 (C-3)

Latitude: 41-15-18

103.1

Longitude: 122-08-24

222 C-1	KRED-FM	40-43-37 X	123-58-25	165.06 KM	24 KM
92.3	Eureka, CA			141.06 KM	CLEAR
223 C	KLAD-FM	42-05-50 X	121-37-59	102.63 KM	31 KM
92.5	Klamath Falls, OR			71.63 KM	CLEAR
273 B	KSFM	38-35-20 X	121-43-20	298.17 KM	71 KM
102.5	Woodland, CA			227.17 KM	CLEAR
274 C-2	KFXS	40-15-31 X	122-05-20	110.73 KM	56 KM
102.7	Red Bluff, CA			54.73 KM	CLEAR
274 C	KCNA	42-15-30 X	123-39-38	168.55 KM	76 KM
102.7	Cave Junction, OR			72.55 KM	CLEAR
275 A	ALLOC	42-12-00 X	121-24-00	121.69 KM	89 KM
102.9	Bonanza, OR			32.69 KM	CLEAR
275 A	APPL.	42-05-32 X	121-26-35	109.61 KM	89 KM
102.9	Bonanza, OR			20.61 KM	CLEAR
276 A	KNLF	39-58-03 X	120-53-34	177.71 KM	142 KM
103.1	Quincy, CA (ORDERED TO 240 A)			35.71 KM	CLEAR
276 A	KKCY	39-12-21 X	121-49-11	229.16 KM	142 KM
103.1	Colusa, CA			87.16 KM	CLEAR
277 B	KUKI-FM	39-19-36 X	123-16-12	234.69 KM	145 KM
103.3	Ukiah, CA			89.69 KM	CLEAR
278 C-1	KOPE	42-17-10 X	123-00-21	135.27 KM	76 KM
103.5	Medford, OR			59.27 KM	CLEAR
278 B-1	KCHH	39-57-29 X	121-42-50	148.47 KM	50 KM
103.5	Paradise, CA			98.47 KM	CLEAR
279 C-1	KWEO	40-07-13 X	123-41-32	181.92 KM	76 KM
103.7	Garberville, CA			105.92 KM	CLEAR

ALL STATIONS CLEAR