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January 7, 1998

Hon. Magalie Salas
Secretary
Federal Communications Commission
1919 M Street N.W. #222
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

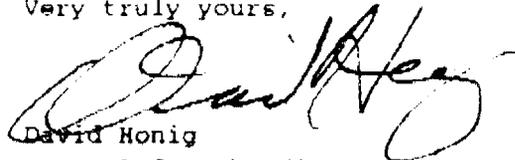
RE: MM Docket No. 96-16, EEO Streamlining
Oral Ex Parte Communications (Original and One Copy Attached)

Dear Ms. Salas:

This letter is written pursuant to 47 CFR §1.1206(a)(2) regarding the above-referenced "permit but disclose" proceeding.

On January 6-8, 1998, on behalf of the NAACP, I discussed the religious discrimination issues in this proceeding with Richard Chessen, Esq. (Office of Commissioner Tristani), Anita Wallgren, Esq. (Office of Commissioner Ness) and Jane Mago, Esq. (Office of Commissioner Powell). */ Apart from matters already presented in the September 17, 1996 Comments of MMTC et al. (to which the NAACP is a party) and status inquiries not subject to ex parte, I made the argument that the limitation on the religious discrimination exemption from the EEO Rule under the King's Garden policy is no longer needed because the structure of the radio industry has changed following the adoption of the Telecommunications Act. I made the point that everyone at a radio station is a generalist now, so that it is no longer possible, in most instances, to identify with certainty any radio station employee who will never be involved with program content.

Very truly yours,



David Honig
Counsel for The Missouri State Conference of
Branches of the NAACP, the St. Louis Branch of the
NAACP and the St. Louis County Branch of the NAACP

*/ My conversation with Mr. Chessen occurred late in the afternoon of January 6, precluding a same-day ex parte notice.

cc: Richard Chessen, Esq.
Anita Wallgren, Esq.
Jane Mago, Esq.

/dh

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