

ORIGINAL

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

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MAR 23 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Dkt. No. 98-7
of the Commission's Rules,)	RM-9211
FM Table of Allotments)	
(Roxton, Texas))	

To: Chief, Allocations Branch

COUNTERPROPOSAL

Soper Broadcasting Company ("SBC"), by its attorney, hereby submits its counterproposal requesting that the Commission amend Section 73.202(b) of its Rules, FM Table of Allotments, to allot FM Channel 274A to Soper, Oklahoma, in lieu of to Roxton, Texas as proposed in the Notice Of Proposed Rule Making issued January 30, 1998 in the above-captioned proceeding. The petitioner's request for an FM Channel at Roxton, Texas can be met by allotting FM Channel 255A to Roxton, Texas. Accordingly, SBC proposes to amend Section 73.202(b) of the Commission's Rules, FM Table of Allotments as follows:

	<u>Channel No.</u>	
<u>City</u>	<u>Present</u>	<u>Proposed</u>
Soper, Oklahoma	—	274A
Roxton, Texas	—	255A

No change in existing allotments is necessary.

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1. If the requested allotment is made to Soper, SBC will apply for a construction permit for a new FM station on Channel 274A at Soper, Oklahoma. If SBC is granted a construction permit, it will promptly construct a new FM station to serve Soper, Oklahoma.

2. As demonstrated in the attached engineering exhibit, the allotment of Channel 274A to Soper, Oklahoma and Channel 255A to Roxton, Texas, can be accomplished in compliance with all minimum mileage separation requirements.

3. The City of Soper, Oklahoma is governed by its own Mayor and Board of Trustees, and served by a City Clerk and City Treasurer. City services include a fire department and water service. The city has its own school district, with elementary, middle, and high schools.

4. The City of Soper has a Farmer & Rancher's Club. It also has various recreational activities, including sports programs and athletic fields. Soper residents worship at four churches located in Soper.

5. Allotment of Channel 274A will provide Soper with its first aural service and an essential outlet for local expression. Accordingly, the allotment will serve the public interest.

WHEREFORE, for the foregoing reasons, the Commission should amend
Section 73.202(b) of its rules to allot FM Channel 274A to Soper, Oklahoma.

Respectfully submitted,

SOPER BROADCASTING COMPANY

By: 

Ann Bavender

Its Attorney

Fletcher, Heald & Hildreth, P.L.C.
1300 N. 17th Street, 11th Floor
Arlington, Virginia 22209
(703) 812-0400

March 23, 1998

ENGINEERING STATEMENT

IN SUPPORT OF A

COUNTERPROPOSAL

MM Docket 98-7
RM 9211

This engineering statement is submitted in support of a counterproposal in the above rulemaking. The statement was prepared for Soper Broadcasting Company ("Soper"). Soper Broadcasting Company requests the following changes to Section 73.202(b), the FM Table of Allotments:

<u>Oklahoma</u>	<u>Present</u>	<u>Proposed</u>
Soper, OK	---	274A
<u>Texas</u>		
Roxton, TX	---	255A

The Notice of Proposed Rule Making in this proceeding, proposed the allotment of Channel 274A to Roxton, TX. That proposal is mutually exclusive with the allotment of 274A to Soper, OK. ("Soper") proposes that Channel 255A be substituted for 274A at Roxton, TX.

Channel 274A can be assigned to Soper in complete compliance with the Commission's distance separation requirements in 47 CFR 73.207.

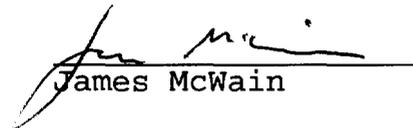
From the reference coordinates: 34-01-18N and 95-36-09W, the required 70dbu contour will entirely cover the city of Soper, OK.

Channel 255A can be assigned to Roxton at the coordinates: 33-35-44N and 95-39-52W, in compliance with the Commission's separation requirements.

I, JAMES MCWAIN, declare that;

1. I am familiar with the Commission's Rules and Regulations, and
2. That all statements and representations of fact contained in this engineering statement are true and correct of the best of my own Knowledge.

Date: March 20, 1998


James McWain

Soper Broadcasting Company

Counterproposal to RM9211

March 20, 1998

Exhibit E-I

Allocation Study FM Channel 274A

Allocation Study for 255A ADD, Roxton, TX

Number of Services

Soper Broadcasting Company

Allocation Study for 274A Soper, OK

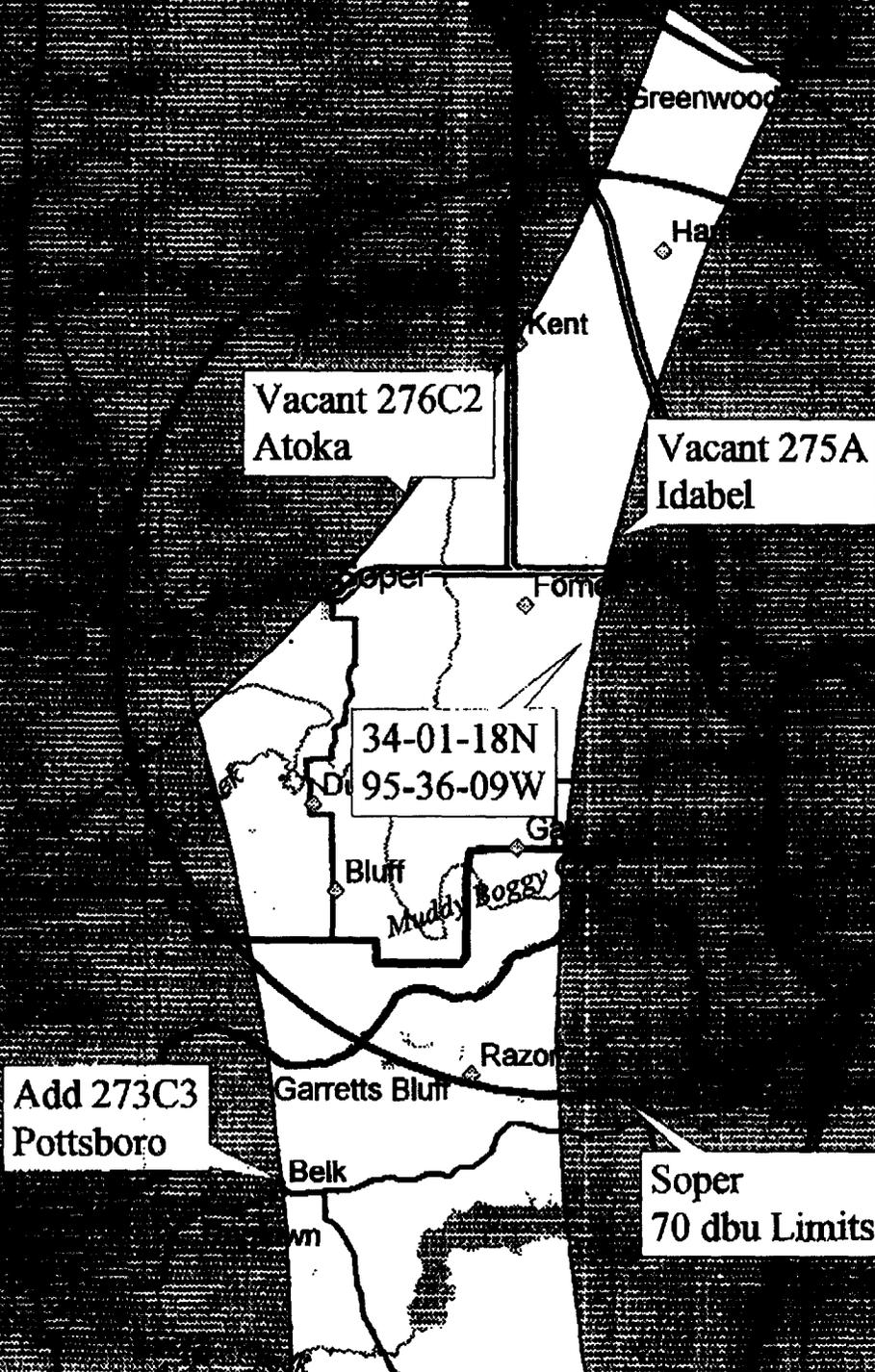
Search Channel: 274
Latitude: 340118

Class: A
Longitude: 953609

Call Letters	Location	Channel	Class	Bearing	Distance(km)	Required(km)	OK/Short
KXALFM	Pittsburg	276	A	154.85	142.77	31.00	OK
Pottsbo	Pottsboro	273	C3	254.37	102.69	89.00	OK
Roxton	Roxton	274	A	187.86	48.52	115.00	Short
KKYRFM	Texarkana	273	C1	115.02	155.16	133.00	OK
KDOK	Tyler	221	C3	170.46	186.25	12.00	OK
KDOK	Tyler	221	A	170.46	185.25	10.00	OK
KDOK	Tyler	221	C2	178.07	177.92	15.00	OK
KDOK	Tyler	221	A	172.56	183.49	10.00	OK
Tyler	Tyler	221	C2	178.07	177.92	15.00	OK
NEW	Winona	274	A	167.81	168.21	115.00	OK
NEW	Winona	274	A	167.45	166.77	115.00	OK
NEW	Winona	274	A	167.81	168.21	115.00	OK
NEW	Winona	274	A	165.87	179.36	115.00	OK
NEW	Winona	274	A	162.58	178.08	115.00	OK
NEW	Winona	274	A	168.20	177.58	115.00	OK
Winona	Winona	274	A	166.57	174.71	115.00	OK
NEW	Winona	274	A	164.19	180.63	115.00	OK
NEW	Callisburg	220	A	253.36	136.34	10.00	OK
KEMM	Commerce	221	A	203.00	99.68	10.00	OK
KEMM	Commerce	277	A	203.00	99.68	31.00	OK
KEMM	Commerce	277	C2	208.71	101.59	55.00	OK
KDMX	Dallas	275	C	218.69	204.60	165.00	OK
NEW	Farmersville	221	A	220.53	108.64	10.00	OK
NEW	Farmersville	221	A	222.81	108.05	10.00	OK
NEW	Farmersville	221	A	220.56	107.79	10.00	OK
NEW	Farmersville	221	A	220.59	109.02	10.00	OK
KTXQ	Fort Worth-Dallas	271	C	218.69	204.60	95.00	OK
KLJT	Jacksonville	272	A	172.68	222.57	31.00	OK
NEW	Jefferson	220	A	141.75	169.29	10.00	OK
KLKL	Benton	221	A	130.46	233.53	10.00	OK
KLKL	Benton	221	A	130.46	233.53	10.00	OK
KLKL	Benton	221	A	130.45	233.57	10.00	OK
NEW	Blanchard	271	C3	133.72	215.68	42.00	OK
NEW	Blanchard	271	C3	134.80	223.01	42.00	OK
NEW	Blanchard	271	C3	139.83	249.20	42.00	OK
NEW	Blanchard	271	C3	134.62	225.30	42.00	OK
Blanch	Blanchard	271	C3	134.94	225.05	42.00	OK
NEW	Blanchard	271	C3	134.65	222.72	42.00	OK
NEW	Blanchard	271	C3	134.80	227.62	42.00	OK
NEW	Blanchard	271	C3	134.35	214.24	42.00	OK
NEW	Shreveport	275	C2	134.71	240.91	106.00	OK
KHKCFM	Atoka	276	A	309.07	89.76	31.00	OK
Atoka	Atoka	276	C2	308.30	82.54	55.00	OK
KOAS	Broken Arrow	221	C2	350.39	235.03	15.00	OK
KKENFM	Duncan	272	A	284.02	224.55	31.00	OK
KSSU	Durant	220	A	126.81	71.37	10.00	OK
KCES	Eufaula	272	A	2.58	150.01	31.00	OK
KCES	Eufaula	273	C3	3.65	123.75	89.00	OK
KCES	Eufaula	273	C3	359.46	119.90	89.00	OK
NEW	Idabel	275	A	91.91	74.97	72.00	Close
Idabel	Idabel	275	A	100.97	72.89	72.00	Close
KMADFM	Madill	272	A	274.98	108.65	31.00	OK
KMADFM	Madill	272	A	274.98	108.65	31.00	OK
KMADFM	Madill	273	A	274.98	108.65	72.00	OK
KMADFM	Madill	273	A	274.98	108.65	72.00	OK
KFXI	Marlow	221	A	288.67	238.00	10.00	OK
KFXI	Marlow	221	C2	288.67	238.00	15.00	OK
KFXI	Marlow	221	C1	288.73	237.73	22.00	OK
KBCW	McAlester	220	A	354.94	101.53	10.00	OK
KJYO	Oklahoma City	274	C	314.40	241.97	228.00	OK
KTFX	Sand Springs	272	A	349.41	247.08	31.00	OK
Sand S	Sand Springs	272	C2	349.41	247.08	55.00	OK
KTFX	Sand Springs	272	C2	349.41	247.08	55.00	OK

KJSR	Tulsa	277	C	358.72	221.68	95.00	OK
KRQZFM	Wagoner	271	A	4.71	214.16	31.00	OK
KRQZFM	Warner	271	A	11.76	176.29	31.00	OK
KARQ	Ashdown	221	A	104.66	141.48	10.00	OK
KARQ	Ashdown	221	A	104.66	141.48	10.00	OK
KDQNFM	De Queen	221	C2	79.35	122.92	15.00	OK
KENAFM	Mona	271	C3	63.86	138.84	42.00	OK
Stephe	Stephens	271	A	106.83	240.83	31.00	OK
Van Bu	Van Buren	274	C2	31.70	186.05	166.00	OK
KLSZFM	Van Buren	274	C3	35.63	194.56	142.00	OK
KRWAFM	Waldron	276	A	56.43	168.61	31.00	OK
Waldro	Waldron	276	C3	56.43	168.61	42.00	OK

Soper 274A Area to Locate



Mag 10.00
Mon Mar 23 15:29 1998

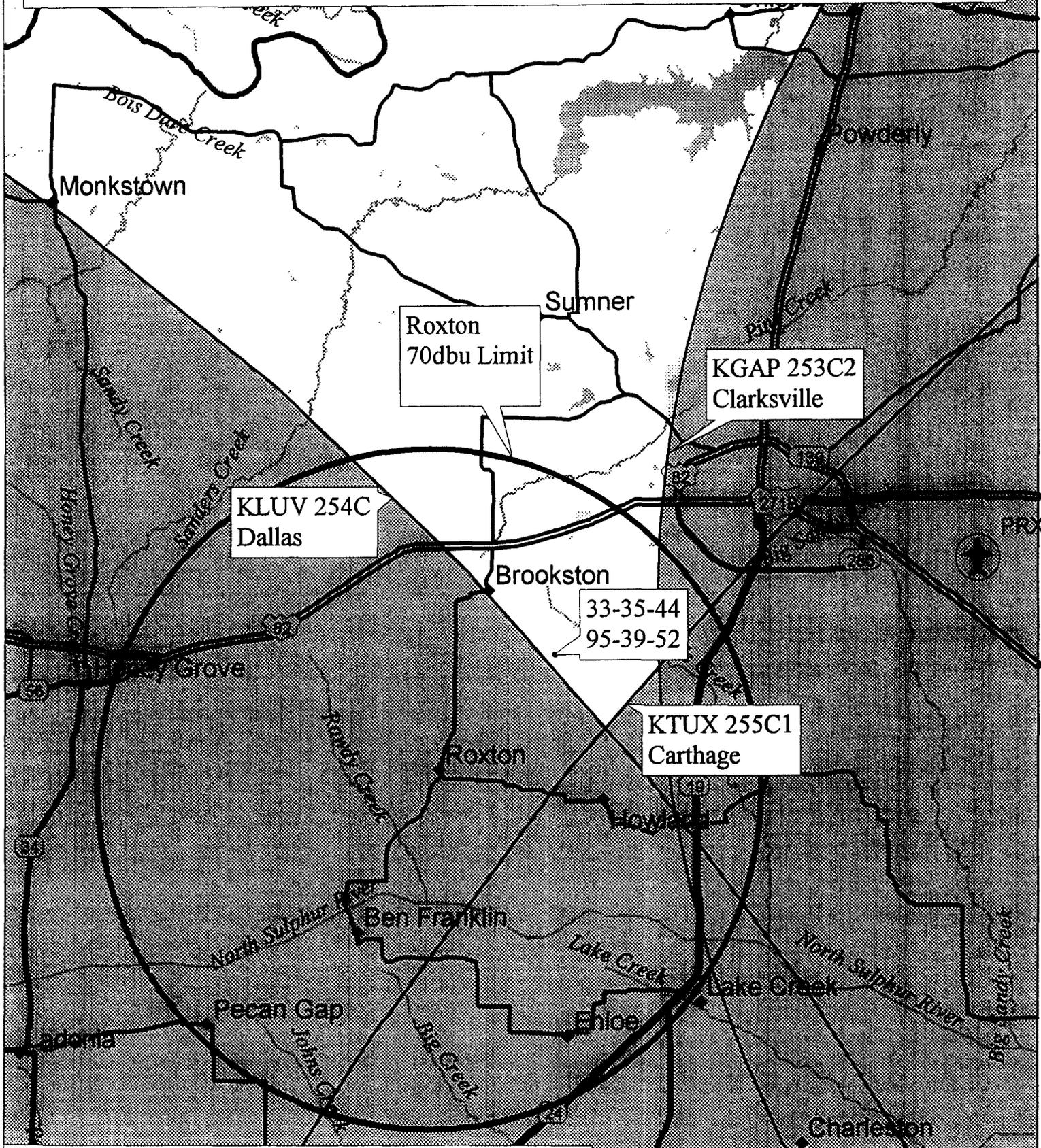
Scale 1:250,000 (at center)

5 Miles

5 KM

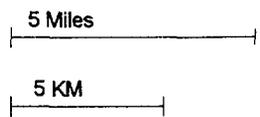
Soper Broadcasting Company
Allocation Study FM Channel 274A
Page 3

Roxton 255A Area to Locate



Mag 10.00
Fri Mar 20 11:37 1998

Scale 1:250,000 (at center)



Soper Broadcasting Company
Allocation Study
For 255A ADD, Roxton, TX
Page 2

Soper Broadcasting Company

Number of Services

274A at Soper

Number of Services (including NEW-Soper)	Area (sq. km)	% of Total Area
2	18.4	0.8
3	227.2	9.1
4	394.0	15.7
5	419.0	16.7
6	959.5	38.3
7	484.4	19.4

Stations providing service within proposed 274A Soper 60dbu contour:

KEOR	1110 AM	Atoka, OK
KGDD	1250 AM	Paris, TX
KIHN	1340 AM	Hugo, OK
KPLT	1490 AM	Paris, TX
KOYN	93.9 FM	Paris, TX
KITX	95.5 FM	Hugo, OK
KBUS	101.9 FM	Paris, TX
KPLT	107.7 FM	Paris, TX

Soper Broadcasting Company

Number of Services

255A at Roxton

Number of Services (including NEW-Roxton)	Area (sq. km)	% of Total Area
7	65.3	2.6
8	714.5	28.6
9	686.4	27.4
10	728.9	29.1
11	158.2	6.3
12	125.2	5.0
13	22.3	0.9

Stations providing service within proposed 255A Roxton 60dbu contour:

KSKY	660 AM	Balch Springs, TX
WBAP	820 AM	Fort Worth, TX
KRLD	1080 AM	Dallas, TX
KEOR	1110 AM	Atoka, OK
KSST	1230 AM	Sulphur Springs, TX
KGDD	1250 AM	Paris, TX
KIHN	1340 AM	Hugo, OK
KGVL	1400 AM	Greenville, TX
KFYN	1420 AM	Bonham, TX
KPLT	1490 AM	Paris, TX
KOYN	93.9 FM	Paris, TX
KITX	95.5 FM	Hugo, OK
KDXE	95.9 FM	Sulphur Springs, TX
KLAK	97.5 FM	Durant, OK
KALK	97.7 FM	Winfield, TX
KFYZ	98.3 FM	Bonham, TX
KGAP	98.5 FM	Clarksville, TX
KPXI	100.7 FM	Mount Pleasant, TX
KBUS	101.9 FM	Paris, TX
KPLT	107.7 FM	Paris, TX

CERTIFICATE OF SERVICE

I, Judy Ryan, an employee of Fletcher, Heald & Hildreth, P.L.C., do hereby certify that on this 23rd day of March, 1998, a copy of the foregoing Counterproposal was served, via U.S. First Class Mail, prepaid, upon the following:

William Harrison, President
Lake Broadcasting, Inc.
101 East Main, Suite 255
Denison, TX 75020



Judy Ryan