

DOCKET FILE COPY ORIGINAL

From: "Joseph D'Alessandro" <jdman@magpage.com>
To: A4.A4 (FCCINFO)
Date: 8/1/98 1:38pm
Subject: ?

AUG - 8 1998

Rm-9242

DEAR CHAIRMAN KENNARD;
DEAR COMMISSIONERS;

HERE IS ANOTHER SUPREME COURT RULING, IN WHICH YOU THE
FCC, HAVE TURNED
THE SUPREME COURT RULING, INTO ''''A FALSE OR DERISIVE IMITATION'''';

YOU HAVE ALLOWED THE
NAB, THE RADIO CONGLOMERATES, LARGE INVESTMENT CORPORATIONS, TO
APPLY AND RECEIVE FROM YOU RADIO LICENSE'S TO OWN RADIO STATIONS, ALSO TO
MONOPOLIZE, THE RADIO FREQUINCEY'S, UNDER THE FIRST AMENDMENT, YOU THE FCC USE
THE FIRST AMENDMENT RIGHTS FOR THE RICH AND WEALTHY,; ''''I CHARGE YOU THE
FCC WITH CRIMES OF 'DISHONESTY' AND TO DEPRIVE MANY OF OWNING A RADIO
STATION, UNDER THE SUPREME COURT RULING'S.

THE COMMUNICATIONS ACT WAS ENACTED TO PREVENT ANYONE FROM
USEING WHAT
EVER POWER LEVELS , HE AND OR SHE WISHED. NOW YOU KNOW AND I KNOW THE COVER A
LARGE URBAN CITIE NO MORE THEN 3000 WATTS IS REQUIRED, YOU HAVE BROKEN THE
LAW BY LETTING THE NAB, AND RADIO CONGLOMERATES RECEIVE APPROVED BY YOU THE
FCC POWER LEVELS OF 300 HUNDREAD THOUSAND WATTS, ETC. TO COVER AND ENTIRE
STATE. THE COMMUNICATIONS ACT WAS ALSO ENACTED TO HAVE RADIO STATIONS SERVE
THERE COMMUNITYS NOT THERE STATE OR STATES, JUST THIS ONE ACT OF
PREJUDICE, AND DISCRIMINATION , (PS YOU HAVE MANY) HAS REFUSED TO
ALLOW , OLGA, WOMAN, BLACKS, AND OTHER MINORITY'S, FROM OWNING A RADIO STATION, .
AND YOU THE FCC NEED TO BE BROUGHT IN FRONT OF A SENATE
HEARING, FOR YOUR
CIVIL RIGHTS AND LIBERTIES VIOLATIONS.

It was this fact, and the chaos which resulted from permitting anyone to
use any frequency at whatever power level he wished, which made necessary
the enactment of the Radio Act of 1927 and the Communications Act of 1934.
National Broadcasting Co. v. United States, 319 U.S. 190, 210 - 214 (1943).
It was this reality which at the very least necessitated first the division
of the radio spectrum into portions reserved respectively for public
broadcasting and for other important radio uses such as amateur operation,
aircraft, police, defense, and navigation; and then the subdivision of each
portion, and assignment of specific frequencies to individual users or
groups of users. Beyond this, however, because the frequencies reserved for
public broadcasting were limited in number, it was essential for the
Government to tell some applicants that they could not broadcast at all
because there was room for only a few.

Where there are substantially more individuals who want to broadcast than
there are frequencies to allocate, it is idle to posit an unabridgeable
First Amendment right to broadcast comparable to the right of every
individual to speak, write, or publish. If 100 persons want to broadcast
but there are only 10 frequencies to allocate, all of them may have the
same 'right' to be a licensee; but if there is to be any effective
communication by radio, only a few can be licensed and the rest must be
barred from the airwaves. It would be strange if the First Amendment, aimed
at protecting and furthering communications, prevented the Government from

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making radio communication possible by requiring licensees to broadcast and by limiting the number of licensees so as not to overcrowd the spectrum.

This has been the consistent view of the Court. Congress unquestionably has the power to grant and deny licenses and to eliminate existing stations. [citation omitted here]. No one has a first amendment right to a license or to monopolize a radio frequency; to deny a station license because 'the public interest' requires it 'is not a denial of free speech.' National Broadcasting Co. v. United States, 319 U.S. 190, 227 (1943).

Mr. D'Alessandro
Power 89 fm
Black Radio R & B Group Harmony

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RM-9242

From: "Joseph D'Alessandro" <jdman@magpage.com>
To: A4.A4 (FCCINFO)
Date: 8/3/98 1:04pm
Subject: ?

RECEIVED
AUG - 3 1998

Dear Senator's and Congressman's:

The FCC has Violated, a Law Promised, by the
Communications Act 's of
1927 and 1934:

to the American Peoples Democracy.

Since 1927, they have EXCLUDED, 99.5% of the peoples
Democracy,
from haveing the oppportunity, to part take, or to share
with others, there right to own a radio station, under the Communications
act.

They have taken it apond themselves Knowingly To
Disregard, Pay No
Attention , To The American Citizen Since 1927 =
Olga, Woman, Disabled, Blacks, and Many Other Minority's, =Less Fortunate, .

Except The NAB, and BIG FAT CATS and Radio
Conglomerates.

I ask you
to Bring Charges Aganist The FCC, And there Directors, and Attorneys, who have
helped, in this FASCISM TYPE CONDUCT, and the Persecution, Due To There
Implementation, of there ILLEGAL RULES AND REGULATIONS
I DEMAND YOU AS MY ELECTED OFFICAL
BRING
THE FCC UP FOR A SENATE HEARING>

Mr. D'Alessandro

POWER 89 FM

BLACK RADIO R & B GROUP HARMONY

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