

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MB Docket No. 15-167
FM Table of Allotments,)	RM-11751
FM Broadcast Stations.)	
(Grant, Oklahoma))	
)	
Application of)	File No. BPH-20141028AAK
Liberman Broadcasting of Dallas Licensee LLC)	Facility ID No. 15854
Station KZMP-FM, Pilot Point, Texas)	

Accepted / Filed

To: Office of the Secretary
Attn: Chief, Audio Division

SEP 15 2015

Federal Communications Commission
Office of the Secretary

REPLY COMMENTS

1. Liberman Broadcasting of Dallas Licensee LLC ("LBDL"), licensee of Station KZMP-FM, Pilot Point, Texas, by its counsel, hereby submits its Reply Comments in the above referenced proceeding. LBDL notes at the outset that the only other filing that appears in this docket (besides that of LBDL) is the Counterproposal filed by Southeastern Oklahoma Radio LLC ("SOR") on September 2, 2015. Thus, it appears that the Petitioner, Katherine Pyeatt ("Pyeatt"), failed to file comments reaffirming her expression of interest in the Grant, Oklahoma channel in this proceeding.

2. Section 1.419(b) of the Commission's Rules directs rule making participants to express their interest "by submitting . . . their comments . . . provided only that the Docket Number is specified in the heading." LBDL was served with comments from Pyeatt, but those Comments specified the wrong docket number in the heading. The failure to properly file comments in a docketed proceeding can lead to denial of the proposal. See Appendix to the *Notice of Proposed Rule Making*. The Commission has recognized this problem in the context of

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submissions that are not addressed to the Office of the Secretary.¹ The Commission stated in the Public Notice that filings that are not properly addressed delay entry into the Electronic Comment Filing System ("ECFS"). In the case of the incorrect docket number, the problem is worse because the filing may never be discovered by the Commission staff and entered into the correct proceeding in ECFS. As a result other parties will not be aware of the Comments.

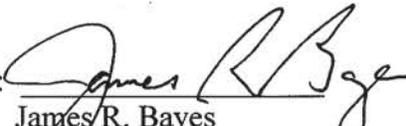
3. In the event the Commission decides to accept Pyeatt's Comments, LBDL reiterates its position as set forth in its previously filed Comments and its Response to Order to Show Cause. LBDL's proposal should prevail because LBDL has a long established history of constructing and operating with the authorizations it receives from the Commission, unlike Pyeatt who apparently has never constructed any of the facilities for which she has received permits. Furthermore, LBDL is aware of the Counterproposal filed by SOR for a first local service for Krebs, Oklahoma, which can be implemented consistent with LBDL's pending application to implement its Class C0 channel in this proceeding.

¹ See Public Notice, *Reminder, Filing Locations for Paper Documents and Instructions for Mailing Electronic Media*, 18 FCC Rcd 16705 (2003) and Public Notice, *Filing Requirements in FM Allotment Rule Making Proceedings*, (DA 05-995), rel. April 1, 2005.

4. Accordingly, LBDL urges the Commission to dismiss the Pyeatt proposal for Ch. 286A at Grant, Oklahoma either for failure to properly file in this proceeding or on a comparative basis with respect to the LBDL and/or SOR counterproposals.

Respectfully submitted,

LIBERMAN BROADCASTING OF DALLAS
LICENSEE LLC

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September 15, 2015

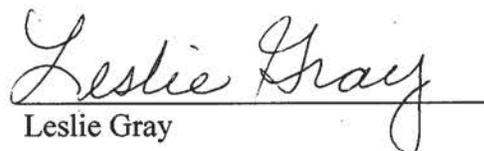
Its Counsel

CERTIFICATE OF SERVICE

I, Leslie Gray, a secretary in the law firm of Wiley Rein LLP, hereby certify that on September 15, 2015, I caused a copy of the foregoing "Reply Comments" to be transmitted by first class mail, to the following:

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Leslie Gray