

Before the  
FEDERAL COMMUNICATIONS COMMISSION FCC 98I-38  
Washington, D.C. 20554

81313

In re Applications of )  
 )  
 TRINITY BROADCASTING OF )  
 FLORIDA, INC )  
 )  
 For Renewal of License of )  
 Station WHFT(TV) on Channel 45, )  
 Miami, Florida )  
 )  
 and )  
 )  
 GLENDALE BROADCASTING )  
 COMPANY )  
 )  
 For a Construction Permit for a New )  
 Commercial TV Station to Operate on )  
 Channel 45, Miami, Florida )

SEP 11 10 19 AM '98  
DISPATCH

MM Docket No. 93-75  
File No. BRCT-911001LY  
File No. BPCT-911227KE

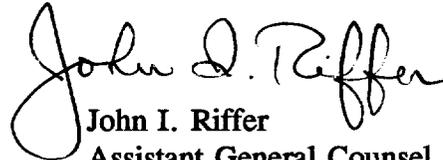
**ORDER**

Adopted: September 3, 1998 ; Released: September 9, 1998

By the Assistant General Counsel, Administrative Law Division:

1. This Order grants a letter request filed August 13 and refiled August 20, 1998 by 40 Broadcasting, Inc. and Simon T, which has filed an application that is mutually exclusive with the application of Trinity Christian Center of Santa Ana, Inc., d/b/a Trinity Broadcasting Network, for renewal of its license of station KTBN-TV, Santa Ana, California.
2. On June 1, 1998, Trinity Christian Center of Santa Ana, Simon T and 40 Broadcasting filed a Joint Request for Approval of Settlement Agreement. Because that settlement agreement appeared to relate to other settlement agreements that have been filed involving a number of television stations held by Trinity, including WHFT-TV, Miami, Florida in this proceeding, the Mass Media Bureau in comments filed June 16, 1998, indicated that the Santa Ana settlement agreement was being referred to the Commission for its consideration. Simon T and 40 Broadcasting assert that approval of their settlement agreement would not require grant of Trinity's renewal application for KTBN-TV or any finding concerning Trinity's qualifications to be a licensee. In view of these circumstances, Simon T and 40 Broadcasting request that their settlement agreement be returned to the Mass Media Bureau for its consideration. Because it appears that the instant settlement agreement is in no way related to, or contingent upon, any action to be taken in this hearing proceeding, Simon T and 40 Broadcasting are correct that the public interest will be served by return of the instant settlement agreement to the Mass Media Bureau for consideration in accordance with its ordinary procedures.

3. ACCORDINGLY, IT IS ORDERED, Pursuant to the authority delegated under 47 C.F.R. § 0.251(c), that the letter request filed August 13 and refiled August 20, 1998 by 40 Broadcasting, Inc. and Simon T IS GRANTED and the Joint Request for Approval of Settlement Agreement filed June 1, 1998 by Trinity Christian Center of Santa Ana, Simon T and 40 Broadcasting is returned to the Mass Media Bureau for consideration in accordance with its ordinary procedures outside the scope of this adjudicatory hearing proceeding.

A handwritten signature in black ink that reads "John I. Riffer". The signature is written in a cursive style with a large, looping initial "J".

**John I. Riffer**  
Assistant General Counsel  
Administrative Law Division  
Office of General Counsel