

ORIGINAL

EX PARTE OR LATE FILED

From: Richard G. Stevens <info@hunterstevensllc.com>
To: K1DOM.K1PO1(BKENNARD)
Date: Mon, Aug 16, 1999 12:46 PM
Subject: Comments to the Chairman

RECEIVED

AUG 24 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Richard G. Stevens (info@hunterstevensllc.com) writes:

16 August 1999

Dear Mr. Kennard:

On February 10, 1999 Richard G. Stevens, Managing Director of Hunter Stevens, LLC sent you a letter requesting that Hunter Stevens be added to the list of enterprises interested in operating a low-powered FM station in Menlo Park, California. He mentioned that there is a variety of community and commercial applications he had in mind that would be consistent with the Commission's strategy to open up the airwaves to small territory broadcasters. He also asked if you would be kind enough to have one of your staff members send an application once they become available.

We thank you in advance for an update on the availability of the applications in question.

Yours sincerely,

Denise Boisvert
Manager
Hunter Stevens, LLC
Tel: 415-274-5000
Fax: 415-274-5090

Server protocol: HTTP/1.0
Remote host: 209.24.239.84
Remote IP address: 209.24.239.84

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ORIGINAL

EX PARTE OR LATE FILED

From: joseph dalessandro <jdman@magpage.com>
To: BARBER <gbarber@nab.org>, C BUSH <Cbush@fcc.gov>, ...
Date: Tue, Aug 10, 1999 1:40 PM
Subject: My Airway!!!!!!!!!!!!

RECEIVED

AUG 24 1999

**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

NAB and FCC i need you to regress the ERP Of 92.1 FM Rehoboth Beach Delaware and 106.5 of Lewes Delaware both License 's are not in said Communitys.I want to use My Airspace my Airways that belong to me for my Community Radio, Non-Profit 90.5 FM WRNB Station, my Community is 3 square Miles i need 50 Watts.Please adhere immediately.I know you want me to have excess to my Airways.

Thank You

Mr.D'Alessandro

Who is at fault for the Monopolization of The American Publics airways,is it the FCC or The NAB or both.

Airways can not be Monopolized by the use of high Wattage and Translators placed all over the United States,The NAB has Done this,aganist the Custom laws of our Nation,the Airways belong to the American Public not Corporate America.

Re-License all NAB stations only with the Necessary ERP of their License Community,not state or several states.

joseph dalessandro wrote:

Dear Joe:

Question who determines the amount of ERP a station is required if a station License resides in Clayton N.J. area 5 square miles he only needs 100 erp etc for clayton why would FCC grant him 3000 Or 10000 erp or more ????????????

Answer:

Mr. D'Alessandro,

Monopolizations Of Airways:

The size or location of a city of license has virtually nothing to do with the power allocated to a commercial FM station. Power levels are determined primarily by the channel they are on (i.e. some frequencies arecategorized as 3,000 watts and others at 50,000) and are justified in a license application with other technical criteria that must be met by the petitioner. If the petitioner can prove that they can operate on an

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available channel at a specific power level that falls within FCC guidelines the Commission merely grants the license,this is called Monopolization of the Publics Airways.

A.
DOJ
US The Department Of Justice Anti-Trust Division
JOEL I. KLEIN
950 Pennsylvania Avenue,NW
Washington,DC 20530-0001

I FILE A SUIT and COMPLAINT AGANIST THE NAB FOR MY SELF AND THE AMERICAN PUBLIC.

The Radio Industry Belongs To the NAB Threw Monopolization ,But the Airways Belong to Olga and The American Public The NAB has Monopolized The Airways which is aganist the Law.

DO SOMETHING THESE PEOPLE HAVE ROBBED THE AMERICAN CITIZENS OF THERE RIGHT, THERE AIRWAYS READ RED LION CASE BELOW!

FCC and DOJ ,Regress All NAB Stations to 10 to 3000 Watts , Plus Disband All Translators.

=====

PREFACE: Date 8/9/99

The NAB has Monopolize the Radio Industry,but the Real Crime is, the NAB has Monopolized the American Citizens Airways with Power Levels of Ten Thousand Watts to One Hundread and Fifty Thousand Watts,plus these same NAB Stations place "Translators"all over the

United States to get there signals into more STATES.

To;
Honorable Congress Of The Republic Of The United States Hold CONGRESSIONAL HEARINS ON THE NAB,CPB,and NPR And Their Stealing and Monopolizing Of The Publics Airways,Threw high Wattage ERP and Transalators.

The Supreme Court has consistently upheld the principle that broadcasters can be required to act in the public interest. The landmark case is Red Lion v. Federal Communications Commission. Despite changes in FCC policy over time, that 1969 decision remains a crucial legal interpretation of broadcast law, making clear that the broadcast spectrum is owned by the public, whose interests must be served. LPFM Docket MM 99-25

The NAB Will not Morally Debase, and Decay the Custom Laws of The United States

The NAB has no Constitutional Law to stop and or should not even attempt to squash this opportunity of what our Country was Built on Free Enterprise. All of the NAB need to be held accountable, and liable for this Act of Betrayal, and Trust of the American Public.

=====

Dear FCC:
 Honorable Chairman Kennard:
 Honorable Commissioners:

I Mr. D'Alessandro, i ask for as a right, for you to live up to the Custom Laws of a Nation, and all NAB stations over 6000 Watts be Regressed back according to the Radio Act of 1927 and Telecommunications Act of 1934, with the necessary or desired wattage allowed to serve there Community of License, Not Several States, and Disband all TRANSLATORS, This is the LAW.

The NAB Has Made This a Multi-Billion Dollar Business "at the expense of the Publics Airways", For The Rich and The Radio Conglomerates. And Screw The American Public Out of There Right To Their Airways. The Acts Where for Community Citizens to Broadcast to their Communities, not Several States.

SEC. 311. [47 U.S.C. 311] SPECIAL REQUIREMENTS WITH RESPECT TO CERTAIN APPLICATIONS IN THE BROADCASTING SERVICE.

(1) shall give notice of such filing in the principal area which is served or is to be served by the station; and , This means the Community of License, No More then 10 to 3000

Watts,this
does not mean
Several States and 100 thousand Watts

(b) Hearings referred to in subsection (a) may be held at such places
as
the Commission shall
determine to
be appropriate, and in making such determination in any case the
Commission
shall consider
whether the
public interest the Publics Community, convenience, or necessity will
be
served by conducting the
hearing at a place in, or in the
vicinity of, the principal area to be served by the station involved
Community of License.

=====

US The Department Of Justice Anti-Trust Division
JOEL I. KLEIN
950 Pennsylvania Avenue,NW
Washington,DC 20530-0001

You Need to File a Suit Aganist The NAB On My SUPPORT And
The American Public Now , what are you doing
They have Monopolized the Physical Buildings Radio Broadcast
Stations,But they have Monopolized the Publics Free Airways,no
Spectrum Left for Woman,Blacks,and Minorities!

Your NAB Stations Refuse to put
my Wife Olga on the air even just once a Month 2 hours you know
why
she
plays Black R&B Group Harmony Music From 1940's & 50's
Plus she Teaches about the Groups and Music.The Red Necks The
Country
Bumkins are afraid they will loose Advertising Dollars to Promote
Black
Kids from 1950's.
Discrimination Etc.

=====

Please Discern!

"Monopolize The American Publics Air Ways i mean the Spectrum
Air Space!
Took Away Free Enterprise!
The Sherman Anti-Trust Act of 1890
Every contract, combination in the form of trust NAB TRUST or
otherwise, or
conspiracy, in restraint of Free Enterprise LPFM FCC Docket MM
99-25,No Air
Space no spectrum!
trade or commerce among the several States, or with foreign

nations,
is
declared to be illegal. Every
person who shall make any contract or engage in any combination or
conspiracy hereby declared to be
illegal shall be deemed guilty of a felony, and, on conviction thereof,
shall be punished by fine not
exceeding ten million dollars if a corporation, or, if any other person,

three hundred and fifty thousand
dollars, or by imprisonment not exceeding three years, or by both
said
punishments, in the discretion of
the court.

F.
I am Disabled,Olga Works Two Jobs,Ed Frits
The NAB and CPB are
Stealing My and Olga's Right to Partake in
The Radio Broadcast
Business.And i want a Non-Profit 50 Watt
Station.

This is the Biggest Crime of all aganist the American Public by the
NAB and

The FCC.The NAB has Monopolize the ownership of all Radio
Broadcast
Stations.
"Monopolize The American Publics Air Ways i mean the
Spectrum,they have the

NAB Several Thousand Stations from 10 Thousand to 100 Thousand
Watts to
Cover States rather then there Communities ,this Criminal Act has
kept
Woman,Blacks,and Minorities from owning there own True
Community Radio
Stations NO SPECTRUM LEFT, the evidence is overwelming.

Olga will own a LPFM Station Now or a
Million Dollar Station in Serveral years.

=====

FCC Downgrade The Current NAB and CPB Stations,
to The
Requirements of The 1934 Radio Act,10 to 3000 Watts to Legally
Serve It's
Community,this gives Woman,Blacks and Minorities a oppportunity
to Compete
Aganist White Corporate America The NAB and CPB,and have a
Community Voice

The NAB and CPB should not object after all they insist they are for and are Community Radio.

There are Several Thousand NAB & CPB Stations in Excess

of Ten (10000) to One Hundred (100000) Thousand Watts this type of Activity is Discrimination and Fascism Toward Woman,Blacks and Minorities who want a LPFM Station FCC Docket MM 99-25.

This Is The Legal Law For Radio Broadcast and Needs To Be Brought To Civil Rights Court,For Punitive Damage To Woman,Blacks and Minorities By The NAB,CPB,and The FCC.

=====

G.

Philosophical and Legal Foundations of Commercial

Radio

The basic landmark agreement between commercial radio and the people of the

United States was established in the Communications Act of 1934 and has become the unifying thread of all telecommunications laws since then. The basic agreement was actually established in the years before.

This important law established basic philosophical principles: The airways are public property. Commerical broadcasters are liscensed use the airways. The main condition for use will be whether the broadcaster served "the public interest, convenience, and necessity."

=====

H.

Communications Act's Of 1927 & 1934,Which Where Established for the American People,All The People,not Just The Rich and Wealthy,Radio Conglomerates,The NAB,or Investment Firms.The Act's where created for all

people to have an Opportunity, to Compete, on a JUST AND HONEST, PRINCIPAL FOUNDATION. The NAB Ed Fritz, Jeff Baumann, and Steve Bookshester have Taken the Communications Act's of 1927 & 1934, 1996 and used it with Total Disregard Against 99.9 % of the Peoples Democracy.

=====

Ed Frits Your A Scam!
Your Test Will Prove to be a Scam, There is Not 28 Kind Of Radios In the American Publics Hand As of This date, You must of Tested Watch radios and 1950's Sleeve Radios. Your a Joke and a Foolish Old Man looking to Stuff His Pockets, and You Want Supreme White Corporate America Power!

figures can lie and liars can figure. that's the bottom line on the interpretation of some of those studies, Conducted by The NAB

reception The studies indicate there is a huge amount of existing radios that will NOT support lpm and reject 2nd channel and in some cases 3rd channel.

which studies?

the number determine each talking is the huge amount purely a quantity of receivers or of models studied. if the latter are there numbers to the percentage penetration of the consumer market for model. is there any aging on these studies or are we about all the receivers ever made.

receivers that according to the studies i've seen most of the don't discriminate between the desired channel and 2nd

or 3rd often at adjacents also receive interference on 4th adjacents,

similar levels. those receivers shouldn't be included
 in
 any study
 because they fail the current regulatory standard.
 which raises the question, what do you mean by lpfm
 reception?
 second and third adjacent stations are commonplace in
 many
 those
 areas. are you saying that these radios don't work in
 those
 places. i'm not aware of a huge outcry from the
 consumer
 because of these existing 3rd and 2nd adjacents. why
 would
 lower powered facilities pose a problem?

The fcc's broadcast interference regulations
 only refer to fixed receivers. mobile sets are not
 included. so if
 these portable radios don't meet the interference
 standard
 (whatever that may be), it is irrelevant.

broadcasters are not required to protect mobile
 receivers.

=====

There is not 28 Radios of Kind in the Universe,Ed you must of tested
 Watch Radios,to 1950's shirt slevve Radios You are a SCAM Ed Frits

I.

NAB Stations Cause Huge
 Interfearence, CREATE CHAOS
 ON THE AIRWAVES.The NAB Wants LPFM FCC
 Docket MM 99-25
 to be the Fall Guy.Solve the Problem FCC give LPFM Equal
 Spectrum
 How????
 Go out and Limit The NAB Stations to 10 to 3000 WATTS as stated
 in
 the 1934
 Communications Act to Serve Only your Community,Not Several
 States

Hey Ed Your Station is way over Rated he only needs 200 watts to
 serve
 his
 Community not 100 Thousand Watts to serve 6 states. There
 SEVERAL
 STATIONS
 ACROSS UNITED STATES WITH HUGE INTERFEARENCE
 PROBLEMS DUE TO HUGE ILLEGAL
 WATTAGE OF THOUSANDS!!

=====

Heres a Prime Example of Misuse of the
1934 & 1996 Act's.

Ocean City Md. is 10 miles long and 3 miles wide,a 200 watt
Transmitter with a Cicular Polarization Omni Antenna would
Cover the Community with No problem You the FCC Licensed NAB
Froggy 99.9 FM in Ocean City Md. for 100 Thousand Watts he
transmits to 6 states is this communitry radio i think not this
bum is keeping me and others in 6 states from useing 99.9 FM
Frequencey,you the FCC need to go around the country and
knock down all these stations to 10 to 3000 watts,this is your
interfearence problem,a good lawyer can make a case of
this,DISCRIMINATION ETC.
This Bum Has Whole East Coast Tied Up.

=====

Date: 8/5/99
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554

Subject:Member # 8512 7568 1596 4858 ACLU

Subject:Member People For the American Way
2000 M Street, NW, Suite 400
Washington, DC 20036

Subject Member: REFORM PARTY
P.O. Box 9
Dallas, Texas 75221

CC:
NAB
FCC
Civil Rights Organizations

ORIGINAL

EX PARTE OR LATE FILED

From: joseph dalessandro <jdman@magpage.com>
To: BARBER <gbarber@nab.org>, BARRY UMANSKY <bumansky@...
Date: Mon, Aug 16, 1999 12:49 PM
Subject: GO GET EM"

Excuse my Spelling, and English:
I suffer from Dyslexia.

To:
Honorable Congress:
Honorable FCC:
Honorable Chairman Kennard FCC:
Honorable Commissioners:
The NAB:

Mr. JOEL I. KLEIN: DOJ:
You need to Charge, The NAB And FCC for the Monopolization of
the Publics
Airways.
They have without Thought removed "Free Enterprise" from
Mrs. Olga
D'Alessandro and the American Citizens, who can not use their
Airspace to
Broadcast to their Communities, do to the Monopolization of the
Publics
Airways, i want mine back, or "I WANT TO BE RECOMPENSED" i
demand you File
Charges on My and Olga's Interest and Support.

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AUG 24 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

"The Sherman Anti-Trust Act

of
1890"

SECTION 1 Every contract, combination in the form of trust or
otherwise, or
conspiracy, in restraint of
trade or commerce among the several States, or with foreign nations,
is
declared to be illegal. Every
person who shall make any contract or engage in any combination or
conspiracy hereby declared to be
illegal shall be deemed guilty of a felony, and, on conviction thereof,
shall be punished by fine not
exceeding ten million dollars if a corporation, or, if any other person,

three hundred and fifty thousand
dollars, or by imprisonment not exceeding three years, or by both
said
punishments, in the discretion of
the court.

A. CONSPIRACY = NAB and RADIO CONGLOMERATES and
FCC restraint of
trade or commerce among the several States, or with foreign nations,
is
declared to be illegal.

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SECTION 2 Every person who shall monopolize, or attempt to monopolize, or combine or conspire with any other person or persons, to monopolize any part of the trade or commerce among the several States, or with foreign nations, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding ten million dollars if a corporation, or, if any other person, three hundred and fifty thousand dollars or by imprisonment not exceeding three years, or by both said punishments, in the discretion of the court.

Remove all NAB TRANSLATORS AND REPLACE WITH LPFM TRANSMITTERS
 FCC DOCKET MM 99-25.
 REGRESS ALL NAB STATIONS TO 10 TO 3000 WATTS TO SERVE THEIR COMMUNITY OF LICENSE,NOT STATE OR SEVERAL STATES.
 THE AIRWAYS BELONG TO MRS.OLGA D'ALESSANDRO AND THE AMERICAN PUBLIC FREE ENTERPRISE FOR MRS.OLGA D'ALESSANDRO TO USE HER AIRSPACE TO BROADCAST AND SERVE HER COMMUNITY,NOT STATE OR SEVERAL STATES.

FCC you must be Conscionable and all NAB Stations need to be Retrogression to 10 to 3000 WATTS,so Olga,Woman,Blacks,Minorities can Partake and use their Airways to operate a LPFM Broadcast Station,the NAB Will not Monopolize the Publics Airways with Unnecessary Airway Spectrum Abide by the Law and their is Plenty for all.

NAB's 335 pages of comments are distorted and misleading in their attempt to stop the LPFM movement. The Truth will Prevail!!!!

Preface: I am, future broadcasters and simply concerned citizen.
 I stand for the proposition that the airwaves of America should reflect the breadth of American life not simply the board rooms of less than a dozen megacorporations "Give me my airspace 50 watts worth 3 square miles.

On Record:
Copy To:

The Supreme Court of the United States
One First Street, N.E., Washington, D.C. 20543
C/O:
John Paul Stevens
Sandra Day O'Connor
Antonin Scalia
Anthony M. Kennedy
David H. Souter
Clarence Thomas
Ruth Bader Ginsburg
Stephen G. Breyer

A.
DOJ
US The Department Of Justice Anti-Trust Division
JOEL I. KLEIN
950 Pennsylvania Avenue,NW
Washington,DC 20530-0001

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SELF AND THE AMERICAN PUBLIC.

The Radio Industry Belongs To the NAB Threw Monopolization ,But
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broadcast spectrum is owned by the public, whose interests
must be served.

LPFM Docket MM 99-25

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Federal Courts You Must Perceive the Difference between Monopolization of the Broadcast Industry,and the Monopolization of The American Publics Airway,By Corporate America.

Thank You
Mr.D'Alessandro

Who is at fault for the Monopolization of The American Publics airways,is it the FCC or The NAB or both.

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Answer:

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=====

PREFACE: Date 8/9/99

The NAB has Monopolize the Radio Industry, but the Real Crime is, the NAB has Monopolized the American Citizens Airways with Power Levels of Ten Thousand Watts to One Hundred and Fifty Thousand Watts, plus these same NAB Stations place "Translators" all over the

United States to get there signals into more STATES.

Date: 8/14/99
 From: Mr. Joseph D'Alessandro
 94 Angola Estates
 Lewes, Delaware 19958
 302-945-1554

Subject: Member # 8512 7568 1596 4858 ACLU

Subject: Member People For the American Way
 2000 M Street, NW, Suite 400
 Washington, DC 20036

Subject Member: REFORM PARTY
 P.O. Box 9
 Dallas, Texas 75221

ORIGINAL**EX PARTE OR LATE FILED**

From: Ethan Scarl <ethan.scarl@boeing.com>
To: K1DOM.K1PO1(BKENNARD),K4DOM.K4PO2(SNESS,MPOWELL),K...
Date: Wed, Aug 18, 1999 1:11 PM
Subject: In Support of the MEC Letter on MM Docket No. 99-25

To: The Honorable William E. Kennard Chairman,
 Commissioner Gloria Tristani,
 Commissioner Michael Powell
 Commissioner Susan Ness
 Commissioner Harold Furchgott-Roth
 Federal Communications Commission
 The Portals 455 Twelfth Street S.W. Washington, DC 20554
 cc: President Clinton, Hillary Clinton, Vice President Al Gore,
 Bill Bradley, and George W Bush
 cc: Microradio Empowerment Coalition

RECEIVED**AUG 24 1999**
**FEDERAL COMMUNICATIONS COMMISSION
 OFFICE OF THE SECRETARY**

MM Docket No. 99-25
 Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

One of the fundamental tenets of our democracy is to ensure that diverse interests have opportunities to express themselves, not merely to be the recipients of what a handful of other people tell them. It is a nonnegotiable component of our right to a free press and free speech.

Radio is perhaps the most qualified of any media outlet to provide community access. It is a relatively inexpensive medium to produce and is well-suited to cover community issues and local culture. Unfortunately, over the past three years the U.S. radio broadcasting industry has experienced an unprecedented wave of consolidation and mergers. As a result, the electronic medium best suited to inexpensive, local programming has become arguably the most regimented and centralized of our major media. Even a multimillionaire would have trouble entering the radio broadcasting industry today, because economies of scale (permitted by deregulation) demand that a firm own numerous stations in several markets to be even remotely competitive. As for the person of average means, their lot is limited to being a passive consumer of an increasingly monopolistic industry that has less and less competitive pressure to heed the diverse, local needs of listeners. And, for poor people and others who are considered unimportant to the advertising community, radio increasingly has little to offer. Again, the great tragedy of this situation is that radio is the ideal medium to provide an accessible local service for democratic communications of interest and value to

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the entire population.

Awarding licenses for new low power FM radio stations would empower local communities with a new public forum to express its many voices, cultures, ideas, and needs. Low power radio stations would create much needed public fora for a variety of groups - including community activists, youth, ethnic and linguistic minorities, the religious community, local artists and cultural associations - and provide a forum for dialogue and debate about important local and public interest issues. These kinds of stations would strengthen community identity in urban neighborhoods, rural towns and other communities which are currently too small to win attention from "mainstream", profit-driven media.

The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities.

In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

To support this vision, we urge you to legalize microradio with the following concerns in mind:

1. Microradio licenses should be awarded for non-commercial use only. The current radio spectrum is dominated by commercial media. LPFM licenses should go to non-commercial community groups who want to use radio to communicate with their neighbors, not make profit from them.
2. Licenses should be held locally, be non-transferable, affordable to all communities, easy to apply for and limited to one per license holder; they should NOT be businesses.
3. Power levels should be up to 100 watts in urban areas and up to 250 watts in rural areas.
4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.

5. The Commission should grant full amnesty for the microbroadcast pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.
6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
9. Stations should be locally programmed. However recorded materials such as music, poetry, documentaries, features etc. may be used. Sharing of program materials and resources among micro and community stations is strongly encouraged. No more than 20% of air time from off-site feeds or syndicated tapes.
10. Licenses should be awarded to unincorporated non-commercial associations, and non-profit organizations.
11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

MEC Honorary Chair:
Robert W. McChesney, Madison

Steering Committee:
Sara Zia Ebrahimi, Philadelphia
Diane Fleming, Philadelphia
Peter Franck, San Francisco
Amanda Huron, Washington, D.C.
Alan Korn, San Francisco
Greg Ruggiero, New York City

Robert W. McChesney-- University Of Illinois, Urbana
Noam Chomsky--Massachusetts Institute of Technology
Howard Zinn--Professor Emeritus, Boston University
Nancy Kranich--Librarian
Ron Daniels--Executive Director, Center for Constitutional Rights
George Gerbner--Founder, Cultural Environment Movement
Edward Herman--Wharton School, University of Pennsylvania
Janine Jackson--Fairness and Accuracy in Reporting
Mark Crispin Miller--New York University
Laura Flanders--national producer for Pacifica Radio
David Barsamian--Director, Alternative Radio
Stewart Eweb -- Author
Gary Ruskin, Director, Commercial Alert
Elaine Bernard--Harvard Trade Union Program
Al Lewis--Organizer ("Grandpa" from the Munsters)
Dee Dee Halleck--Deep Dish TV
Ben Bagdikian--University of California, Berkeley
Loretta Ross--Executive Director, National Center for Human Rights Education
Carl Jensen--Founder, Project Censored
Ellen Braune--Publicist
Jamie Love--Director, Consumer Project on Technology
Dan Simon--Founder, Seven Stories Press
Juliet Schor--Harvard University
Herbert Schiller--Professor Emeritus, University of California, San Diego
Barbara Ehrenreich--Author
Gloria Steinem--Ms.
Mumia Abu-Jamal--Journalist
Kurt Vonnegut-- Author

Signed:

Dr. Ethan A. Scarl
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Home addresses: 3009 Vanderbilt Drive, Apt. 12
Huntsville, AL 35801-5251

This message does not represent any position whatsoever of The Boeing Company.

=====

ORIGINAL**EX PARTE OR LATE FILED**

From: James Keepnews <keepnews@node.net>
To: K2DOM.K2PO1(GTRISTAN),K4DOM.K4PO2(MPOWELL,SNES),K...
Date: Tue, Aug 10, 1999 2:32 PM
Subject: In Support of the MEC Letter on MM Docket No. 99-25

=To: The Honorable William E. Kennard Chairman,
 Commissioner Gloria Tristani,
 Commissioner Michael Powell
 Commissioner Susan Ness
 Commissioner Harold Furchgott-Roth
 Federal Communications Commission
 The Portals 455 Twelfth Street S.W. Washington, DC 20554
 cc: President Clinton, Hillary Clinton Vice President Al Gore,
 Bill Bradley, and George Bush, Jr.
 cc: Microradio Empowerment Coalition

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AUG 24 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

99-25

MM Docket No. 99-25
 Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

Dear Honorable Chairman Kennard,

We are writing to commend you and the Federal Communications Commission for taking action on an issue of great importance to us - ending the 21-year ban on community access to the airwaves. We have become increasingly concerned about the growing concentration of the media in our country and are pleased that the Commission is responding to public outcry to increase opportunities for local communities to use our radio airwaves.

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The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities.

In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

To support this vision, we urge you to legalize microradio with the following concerns in mind:

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3. Power levels should be up to 100 watts in urban areas and up to 250 watts in rural areas.
4. The Commission should NOT diminish new low-power stations to "secondary status." It would be a tragedy to take away licenses from low-power community stations just because the Commission subsequently granted a power increase to a pre-existing station or granted a new high power license somewhere nearby.
5. The Commission should grant full amnesty for the microbroadcast

pioneers who have suffered government seizure and fines. Their property should be returned. They should be granted equal opportunity in applying for and receiving new licenses.

6. Problems, technical or otherwise, should be referred to the local voluntary micropower organization for assistance or mediation (e.g. the Ham radio model). The FCC should be the forum of last resort.
7. LPFM must be protected and maintained in the future as radio makes the transition from analog to digital broadcasting.
8. If the FCC intends to license some commercial stations, they must be licensed last. In this instance, there should be a 2 year "headstart" for non-commercial licenses. The right of citizens to communicate is protected by the Constitution and the FCC's mandate. The right to make money through local radio is not a protection under the FCC's mandate.
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11. Within two years new spectrum space (including any future digital spectrum space) should be allocated for continued expansion of microradio broadcasters so that any community group that wishes to broadcast has access to available spectrum space (frequencies). Further, all manufacturers of consumer radio receivers for sale in the United States should be required to include this spectrum set aside for microradio broadcasters.
12. Licensing fees should be affordable to all communities.

Again, we commend Chairman Kennard and the Commission for your willingness to address these issues. We are hopeful that the creation of a new class of low power FM radio licensing becomes a reality during the Chairman's present term. We look forward to working on making the airwaves more accessible for our local communities.

Signed,

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Amanda Huron, Washington, D.C.
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Mumia Abu-Jamal--Journalist
Kurt Vonnegut-- Author

Additional Comments=
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city=Peekskill
state=NY
zip=10566
=Send to FCC

ORIGINAL**EX PARTE OR LATE FILED**

From: Kyle Sharrief <depolady@pacbell.net>
To: K2DOM.K2PO1(GTRISTAN),K4DOM.K4PO2(MPOWELL,SNESSE),K...
Date: Tue, Aug 17, 1999 2:34 AM
Subject: In Support of the MEC Letter on MM Docket No. 99-25

=To: The Honorable William E. Kennard Chairman,
 Commissioner Gloria Tristani,
 Commissioner Michael Powell
 Commissioner Susan Ness
 Commissioner Harold Furchgott-Roth
 Federal Communications Commission
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 cc: President Clinton, Hillary Clinton, Vice President Al Gore
 cc: Microradio Empowerment Coalition

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OFFICE OF THE SECRETARY

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 Regarding The Creation of Low Power FM Licenses: RM-9242, RM-9208

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The strong interest in independent radio stations shows that the creation of low power radio service would have wide public support. The tremendous demand for microradio is demonstrated by the emergence of a national Free Radio Movement, widespread civil disobedience, constitutional challenges of the Commission's aggressively enforced 21-year ban, as well as the proliferation of unlicensed community radio stations supported by local government, whose operators broadcast at the risk of financial losses, seizure of property, arrest, and in some cases, imprisonment.

In addition, the Commission has stated that in the last year alone, 13,000 people inquired regarding the possibility of obtaining a license for low power broadcasting in their communities. In support with the efforts of the Microradio Empowerment Coalition (mec@tao.ca), we urge you to legalize microradio in order to benefit non-commercial community groups whose interest in microradio is to communicate, to educate, and to inform, not to make money. We are confident you agree that broad citizen access to information and culture is at the heart of a democratic society.

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Mumia Abu-Jamal--Journalist
Kurt Vonnegut-- Author

Additional Comments=
name=Cheryl Kyle
street=791 University Avenue
city=Sacramento
state=ca
zip=9825
=Send to FCC

EX PARTE OR LATE FILED

ORIGINAL

From: mike toda <miketoda@yahoo.com>
To: K2DOM.K2PO1(GTRISTAN),K4DOM.K4PO2(MPOWELL,SNESS),K...
Date: Tue, Aug 17, 1999 1:57 PM
Subject: In Support of the MEC Letter on MM Docket No. 99-25

=To: The Honorable William E. Kennard Chairman,
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 cc: President Clinton, Hillary Clinton, Vice President Al Gore
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Dan Simon--Founder, Seven Stories Press
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Gloria Steinem--Ms.
Mumia Abu-Jamal--Journalist
Kurt Vonnegut-- Author

Additional Comments=

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state=MA
zip=02171
=Send to FCC