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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20054

JAN 21 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of 73.202(b))
Table of Allotments)
FM Broadcast Stations)
(George West and Pearsall, TX))

MM Docket No. 99-342
RM-9773

To: Kathleen Sheuerle
Allocations Branch
Mass Media Bureau

COMMENTS OF CRBC

Pursuant to 47 CFR 1.401, Charlotte Radio Broadcasting Company ("CRBC") respectfully submits these Comments in response to the FCC's Notice of Proposed Rule Making, MM Docket No. 99-342, released December 3, 1999, which proposes in pertinent part to amend the FM Table of Allotments by substituting channel 281C1 for channel 281A at Pearsall, TX and to modify the authorization currently held by John Furr for channel 281A to specify operation on the higher class channel at Pearsall, TX.

DISCUSSION

CRBC has petitioned the FCC to allocate channel 227A at Charlotte, TX. See Docket No. 99-304, RM 9738 (NPRM released October 15, 1999). The pleading cycle in that unopposed proceeding is complete.

The allotment proposed by CRBC for Charlotte, TX could be affected by Furr's proposal for Pearsall, TX. Furr has specified an allotment reference site for Pearsall, TX that is short-spaced

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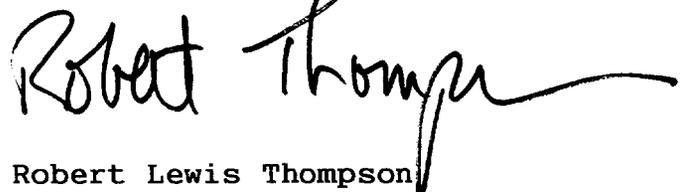
under Section 73.207 of the FCC's rules. See Engineering Statement, attached hereto.

Nevertheless, CRBC respectfully submits that this problem can be overcome by allocating channel 281C1 at Pearsall, TX, using a slightly different allotment reference site for Pearsall that also would accommodate the FCC's allotment of channel 227A as a "first local aural service" at Charlotte, TX. See Engineering Statement, supra.

The FCC's use of CRBC's suggested "alternate" allotment reference site for Pearsall would not only comply with the FCC's spacing rules but also would comply with the FCC's city-grade coverage rules. See Engineering Statement, supra, at Figure 2.

Thus, if the FCC concludes to allocate Furr's requested channel 281C1 at Pearsall, it should use the "alternate allotment reference site" for channel 281C1 in order that the FCC also might allocate CRBC's requested channel 227A at Charlotte, TX.

Respectfully submitted,



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January 21, 2000

Counsel for Charlotte Radio
Broadcasting Company

Certificate of Service

I, Robert Thompson, do certify under penalty of perjury that I served a copy this date of the foregoing Comment on counsel for Petitioner at the below listed address:

John J. McVeigh, Esq.
1201 Blue Paper Trail
Columbia, MD 21044-2787


Robert Lewis Thompson

January 21, 2000

**ENGINEERING STATEMENT
IN SUPPORT OF COMMENTS TO
NOTICE OF PROPOSED RULE MAKING
AND ORDER TO SHOW CAUSE**

January 18, 2000

Charlotte Radio Broadcasting
FM Channel 227A □ 93.3 Megahertz
Charlotte, Texas
MM Docket No. 99-304, RM-9738
FM Channel 281C1 □ 104.1 Megahertz
Pearsall, Texas
MM Docket No. 99-342, RM-9773



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ENGINEERING STATEMENT

The information and data contained within this engineering statement were prepared on behalf of Charlotte Radio Broadcasting Co., in support of comments to *Petition for Rule Making and Order to Show Cause*, MM Docket No. 99-342, RM-9773. Charlotte Radio has petitioned the Commission to allocate Channel 227A at Charlotte, Texas, MM Docket No. 99-304, and this allotment is affected by the proposed allotment of Channel 281C1 at Pearsall in the above-referenced proceeding.

The petitioner, John R. Furr, permittee of Channel 281A at Pearsall, Texas, has requested the substitution of Channel 281C1 for Channel 281A at Pearsall, and has specified an allotment reference site of 28° 44' 52" North and 98° 50' 13" West. However, this location is short-spaced under 47 C.F.R. § 73.207 to the proposed Channel 227A allotment at Charlotte, Texas.

It is possible to allocate Channel 281C1 at Pearsall, as requested by the petitioner, using a slightly different allotment reference site that would permit also the allotment of Channel 227A at Charlotte. The geographic coordinates of this alternative reference site for Channel 281C1 at Pearsall are:

North Latitude: 28 degrees, 37 minutes, 36 seconds
West Longitude: 98 degrees, 48 minutes, 01 seconds

This site is 40.6 kilometers southeast of the center of Pearsall, and well within city-grade contour distance from the principal community for a Class C1 facility. Figure 1 shows the location of the petitioner's proposed allotment reference site and the alternate reference site suggested here. The map shows also the permissible area to locate Channel 281C1 based on the proposed Channel 227A allotment at Charlotte.

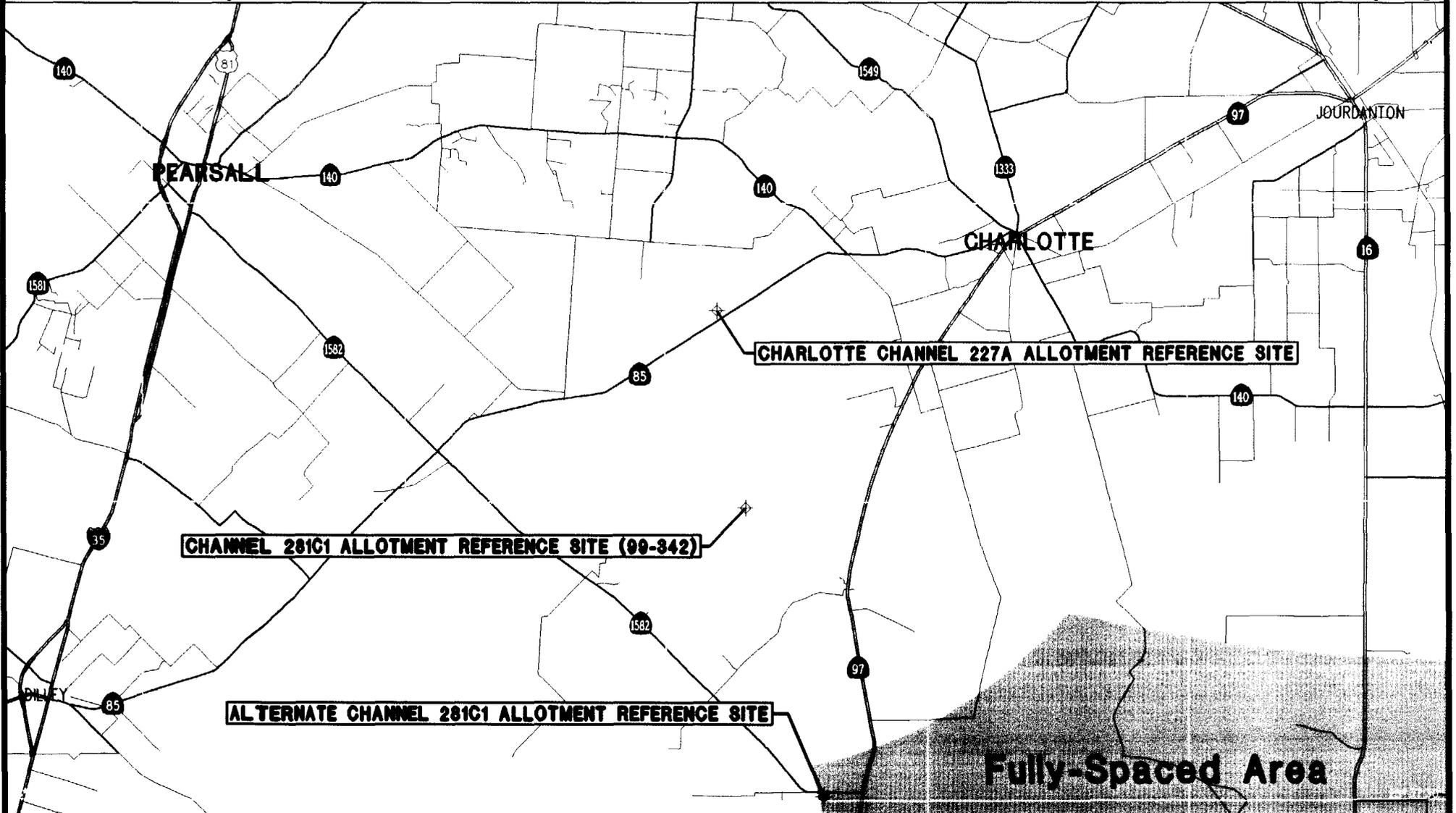
The alternate allotment reference site selected for Pearsall is based on the permissible area to locate Channel 227A at Charlotte, which is already quite limited in size. By specifying a site for Pearsall that is slightly south of the nearest fully-spaced point to the city, allowance is made for the Channel 227A allotment by leaving a reasonable fully-spaced area within which a transmitter site for Channel 227A at Charlotte can be identified.

Figure 2 depicts the hypothetical 70 dB μ F(50,50) city grade contour from a Channel 281C1 facility operating at the alternate allotment reference

site for Pearsall. The city grade contour encompasses completely the incorporated city limits of Pearsall. Thus, the alternative allotment reference site for Channel 281C1 at Pearsall complies with the Commission's requirements and is preferable to the petitioner's site because it allows also the allotment of Channel 227A at Charlotte.

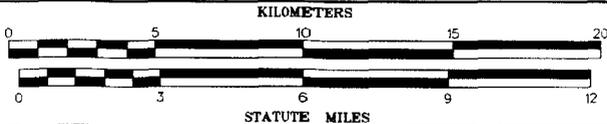


Lawrence L. Morton, P.E.
Consulting Telecommunications Engineer
January 18, 2000



CENTER OF MAP:
 N LAT 28° 44' 16.00"
 W LON 98° 50' 47.00"
 Scale 1 : 255,178

FIGURE 1
PERMISSIBLE AREA TO LOCATE
FM CHANNEL 281C1 AT PEARSALL
BASED ON CHANNEL 227A
ALLOTMENT AT CHARLOTTE



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Lambert Azimuthal Equal-Area

15' 00" Graticule Spacing

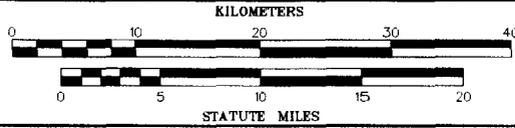
CENTER OF MAP:

N LAT 28° 39' 57.00"
W LON 98° 58' 04.00"

Scale 1 : 606,648

FIGURE 2

70 dBu F(50,50) CITY GRADE CONTOUR
FROM CHANNEL 281C1 FACILITY AT
ALTERNATE ALLOTMENT REFERENCE SITE
PEARSALL, TEXAS



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