

143

KOERNER & OLENDER, P.C.

Attorneys at Law
5809 Nicholson Lane, Suite 124
North Bethesda, Maryland 20852-5706

DOCKET FILE COPY ORIGINAL

Tel. (301) 468-3336
Fax (301) 468-3343

Robert L. Olender *
James A. Koerner

Of Counsel
Robert Bennett Lubic*

*not admitted in MD

July 13, 2000

HAND DELIVERY

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
The Portals, TW-A325
445 Twelfth Street, S.W.
Washington, D.C. 20554

RECEIVED
JUL 13 2000
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Salas:

On behalf of Garry Zack there are transmitted herewith an original and four (4) copies of a Petition for Rulemaking, seeking a proceeding looking toward the allotment of FM Channel 242A to Ludington, Michigan.

Should further information be desired in connection with this matter, please communicate with this office.

Very truly yours,

Robert L. Olender
Counsel for
Garry Zack

RLO/mp

Enclosures

30010 01/SALAS 0713

No. of Copies rec'd 0+4
List A B C D E
MMB

Before the
Federal Communications Commission
Washington, D.C. 20554

RECEIVED
JUL 13 2000
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

ORIGINAL

In the Matter of)
)
Amendment of Section 73.202(b)) MM Docket No. _____
Table of Allotments) RM-
FM Broadcast Stations)
(Ludington, Michigan))

To: Chief, Allocations Branch

PETITION FOR RULEMAKING

Garry Zack ("Zack"), by his attorney, herein respectfully requests that the Commission institute a rulemaking proceeding looking towards the allotment of FM Channel 242A for Ludington, Michigan. In support of this request, the following is shown:

Ludington is an incorporated community and listed as a Census Designated Place with a 1990 population of 8,507 located in Manistee County, which had a 1992 population of 21,925. It possesses all of the normal attributes of the community, as that term is used for allotment purposes, with its own post office, local government body, churches, stores, schools and fire/rescue. Although there is one FM station licensed to Ludington, the proposed allotment would provide Ludington with a "second local service," which would serve the counties of Manistee, Oceana and Mason with a combined population of 71,299.

The attached frequency search and engineering contour shows that Channel 242A can be allotted consistent with 47 CFR Section 73.207.

If the Channel is allotted as requested herein, Zack intends to file the requisite application for a construction permit and timely construct the station and seek program test authority.

ACCORDINGLY, it is respectfully requested that the FM Table of Allotments be amended to read as follows:

<u>City</u>	<u>Present</u>	<u>Channel No.</u> <u>Proposed</u>
Ludington, Michigan	292A	292A, 242A

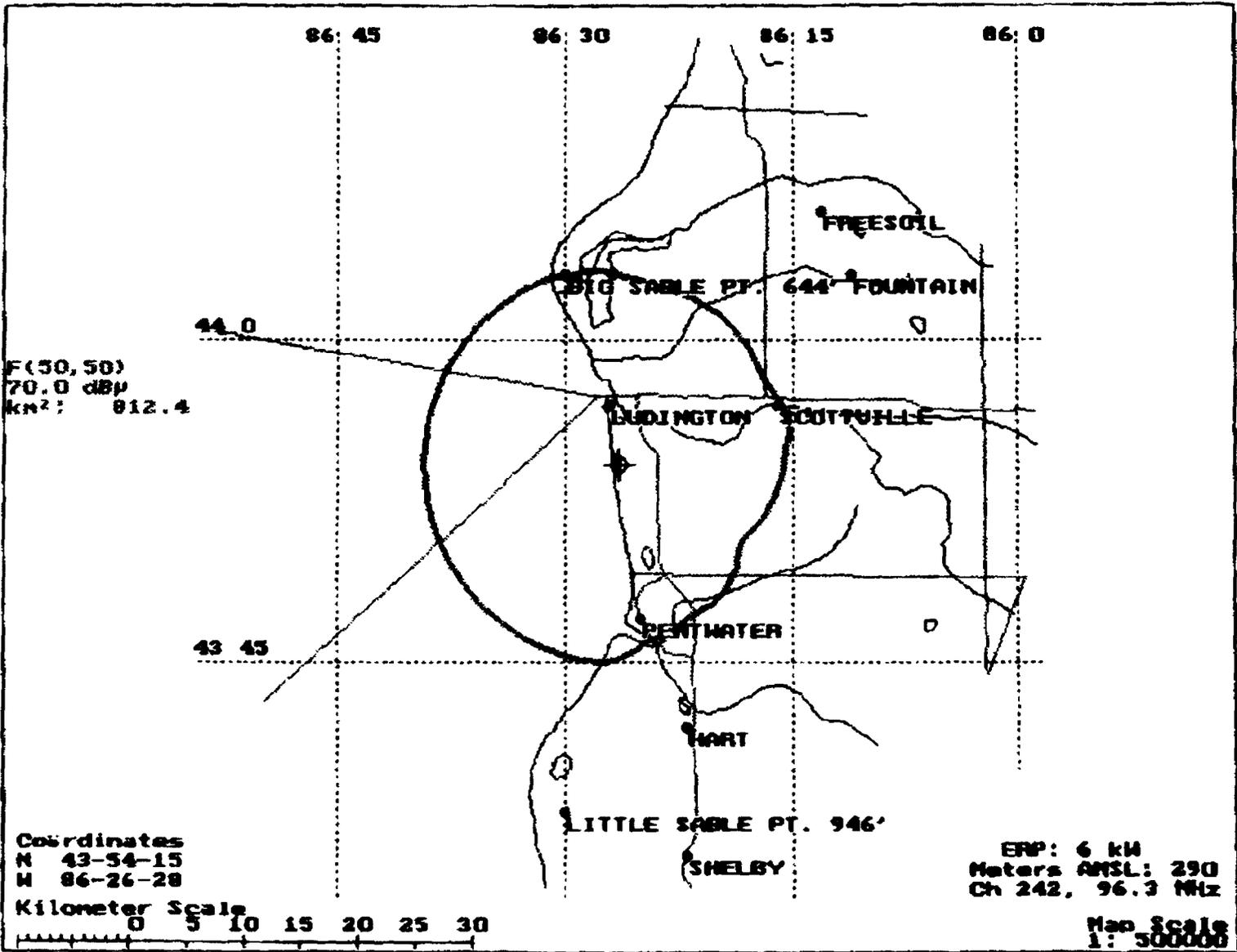
Respectfully submitted,

GARRY ZACK

By: 
Robert L. Olender
His Attorney

July 13, 2000

Koerner & Olender, P.C.
5809 Nicholson Lane
Suite 124
North Bethesda, MD 20852
(301) 468-3336



MASFPM search of channel 242A6 (96.3 MHz), at N. 43 54 15, W. 96 26 28.

Searching Channel 242A6 (96.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Grand Rapids	MI	239	B	U	114.1	69.0	148.1°	45.1
WLBT	Grand Rapids	MI	239	B	L	114.1	69.0	148.1°	45.1
WDMN	Bay City	MI	241	C	L	225.1	165.0	100.0°	60.1
ALC	Bay City	MI	241	C	U	225.1	165.0	100.0°	60.1
WVTI	Holland	MI	241	B	L	129.1	113.0	159.0°	16.1
ALC	Holland	MI	241	B	U	129.1	113.0	159.0°	16.1
WLXT	Petoskey	MI	242	C1	L	200.6	200.0	38.3°	0.6
ALC	Petoskey	MI	242	C1	U	200.6	200.0	38.3°	0.6
ALC	Chicago	IL	242	B	U	245.3	178.0	203.5°	67.3
WBBMFPM	Chicago	IL	242	B	L	245.3	178.0	203.5°	67.3
WSPQ	Peshtigo	WI	242	C2	L	175.8	166.0	320.3°	9.8
ALC	Peshtigo	WI	242	C2	U	175.8	166.0	320.3°	9.8
WKLH	Milwaukee	WI	243	B	L	148.6	113.0	232.9°	35.6
ALC	Milwaukee	WI	243	B	U	148.6	113.0	232.9°	35.6
WBDK	Algoma	WI	244	C3	L	122.0	42.0	312.6°	80.0
WBDK	Algoma	WI	244	C3	C	117.9	42.0	319.2°	75.9
WLXV	Cadillac	MI	244	C3	L	88.4	42.0	53.2°	46.4
ALC	Cadillac	MI	244	C3	U	83.4	42.0	54.5°	41.4
ALC	Grand Rapids	MI	245	B	U	122.1	69.0	142.4°	53.1
WLAVFM	Grand Rapids	MI	245	B	L	122.1	69.0	142.4°	53.1
WMUSFM	Muskegon	MI	295	B	L	80.3	15.0	159.0°	65.3
WMUSFM	Muskegon	MI	295	B	L	80.3	15.0	159.0°	65.3
ALC	Muskegon	MI	295	B	U	80.3	15.0	159.0°	65.3