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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

PEPPER & CORAZZINI, LLP
ATTORNEYS AT LAW

1776 K STREET, N.W., SUITE 200
WASHINGTON, D.C. 20006-2334

JOHN F. GARZIGLIA
Ext. 224
JFG@COMMLAW.COM

September 8, 2000

(202) 296-0600
FAX (202) 296-5572
WWW.COMMLAW.COM

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
445 Twelfth Street, SW
12th Street Lobby - TW-A325
Washington, DC 20554

**Re: Amendment of Section 73.202 (b)
FM Table Allotments
FM Broadcast Stations
(Blairsville, Georgia)**

Dear Ms. Salas:

Transmitted herewith on behalf of Tugart Communications is an original and four copies of its Petition for Rulemaking seeking the commencement of a rulemaking proceeding to amend the FM table of allotments to allot Channel 236A as its first local service to Blairsville, Georgia.

Should any questions arise concerning this matter, please contact this office.

Sincerely,


John F. Garzilgia

Enclosure

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List A B C D E

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

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments,) MM Docket _____
FM Broadcast Stations)
(Blairsville, Georgia) RM _____

To: Chief, Allocation Branch
Policy and Rules Division
Mass Media Bureau

PETITION FOR RULE MAKING

M. Terry Carter and Douglas M. Sutton, Jr., doing business as TUGART COMMUNICATIONS, a Georgia partnership, hereby petitions the Commission to institute a Notice of Proposed Rule Making (NPRM) for the allocation of Channel 236A to Blairsville, Georgia, as that community's first broadcast service. TUGART gives the required verifications and also certifies that if the Commission allocates the channel, it, or an entity in which it participates, will file an application for a construction permit.

CHANNEL 236A AT BLAIRSVILLE QUALIFICATIONS

The Commission recently granted a license to WPCH, Atlanta, Georgia to operate from its C1 site and canceled its full C status. With the licensing of the WPCH C1 site, the clear area to allocate an FM at Blairsville, on first adjacent channel 236, was created.

Attached, as Exhibit-1, is an FM spacing study showing the clear area for channel 236A near Blairsville. This study does not recognize Channel 235C at Atlanta, Georgia since it is now abandoned. Attached, as Exhibit-2, is a plot demonstrating compliance with CFR 73.315(a) and (b) relating to city grade, 70 dBu (3.16 mvm) contour coverage. Exhibit-2 clearly shows that this contour will fully encompass the entire area of Blairsville, Georgia.

BLAIRSVILLE, GEORGIA

Blairsville is located in Union County, Georgia. Blairsville is the county seat of Union County. It is a functioning community with its own elected city government, a post office, fire and law enforcement protection and corporate city limits which give it necessary indicia required by the Commission to be a community of license. According to the United States Census Bureau, Blairsville had a population of 564 persons on January 1, 1990.

PETITION SUMMARIZED

The petition for the allocation of Channel 236A at Blairsville could be summarized as follows:

COMMUNITY	PRESENT	PROPOSED
Blairsville	None	236A

No substitutions of channels in other markets or interruption of service are necessary for this allocation.

EXPRESSION OF INTEREST

TUGART hereby certifies that it is interested in the allocation of channel 236A at Blairsville and if the channel is allocated, it, or an organization in which it participates, will timely file an application for a construction permit. It further states that it, or an entity in which it is a participant, will construct and daily operate this station, if it is the successful applicant.

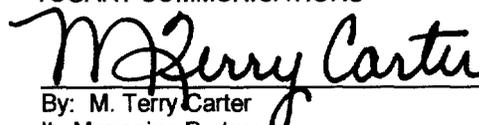
CONCLUSION

TUGART is petitioning the Commission to institute a Notice of Proposed Rule Making leading to the allocation of Channel 236A to Blairsville, Georgia as that community's first broadcast service. TUGART certifies that it, or an entity in which it participates, will apply for the license at Blairsville if the channel is allocated.

CERTIFICATION

TUGART COMMUNICATIONS, Petitioner for the allocation of a new FM broadcast channel at Blairsville, Georgia, does hereby verify that the statements contained in this Petition for Rule Making are true and correct to the best of its knowledge and belief. It represents that this Petition is not filed for the purpose of impeding, obstructing or delaying determination on any other application or petition with which it may be in conflict.

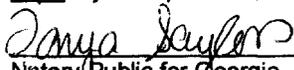
Respectfully submitted,
TUGART COMMUNICATIONS


By: M. Terry Carter
Its Managing Partner

This 1st day of September, 2000

TUGART COMMUNICATIONS
Post Office Drawer E
Toccoa, Georgia 30577
Phone (706) 297-7264
Fax (706) 297-7266
e-mail: tug@alltel.net

SWORN to and Subscribed before me on this
1st day of September, 2000.

 (L.S.)
Notary Public for Georgia
My Commission Expires: _____

COMMISSION EXPIRES
OCTOBER 20, 2003

**Tugart Communications
Petition To Add
Channel 236A
Blairsville, Georgia**

July 2000

TECHNICAL EXHIBIT

The following technical exhibit has been prepared on behalf of Tugart Communications. The purpose is to request the addition of channel 236A to Blairsville, Georgia as that communities first local FM service.

Attached as Exhibit-1 is a spacing study showing the clear-area-to-locate channel 236A, site restricted to the North of the city of Blairsville. WPCH, Atlanta Georgia was recently granted a license to operate as a class C1 facility and has canceled it's full C status. Exhibit-1 does not recognize Channel 235C at Atlanta, Ga. since it is now abandoned. A coverage token is included with this plot to show that the proposed site will lie within the 16.2 KM flat terrain restriction as set forth in the Commissions rules regarding Rule Making proceedings.

Exhibit-2 is a proposed coverage map showing that the 70 dBu (3.16 mV/m) signal contour will fully encompass the city of Blairsville without terrain restriction. This plot assumes full power of 6.0kw ERP and 100m HAAT as allowed for an A class facility. Blairsville is located 10.1 KM from the proposed site along the 185.5 degree radial

Tugart Communications proposes the following:

BLAIRSVILLE, GEORGIA

Before	After
-0-	236A

Conclusion:

Tugart Communications proposes to add Channel 236A to Blairsville, Georgia as that communities first local FM service. The attached technical exhibits clearly show that Channel 236A can be allotted without interference to any existing or proposed facility and therefore should be granted.

July 18, 2000

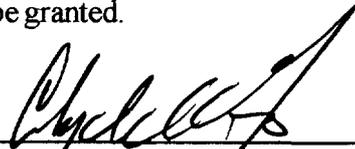
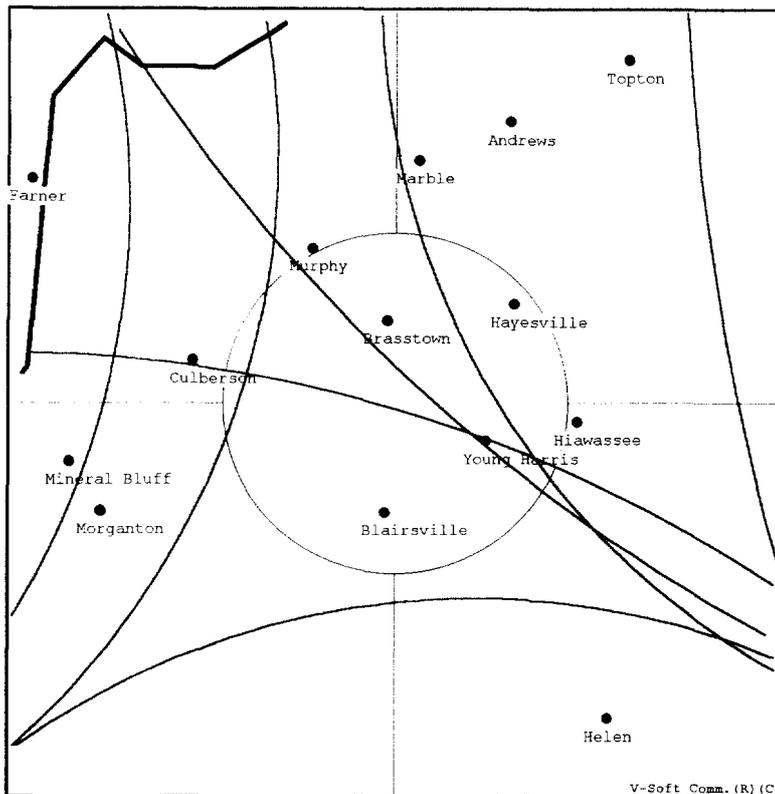

Clyde Scott, Jr.

EXHIBIT - 1
 CLEAR AREA-TO-LOCATE CH 236A AT BLAIRSVILLE, GEORGIA

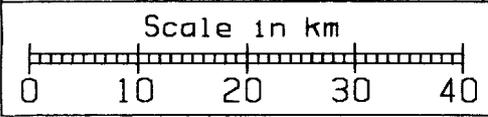
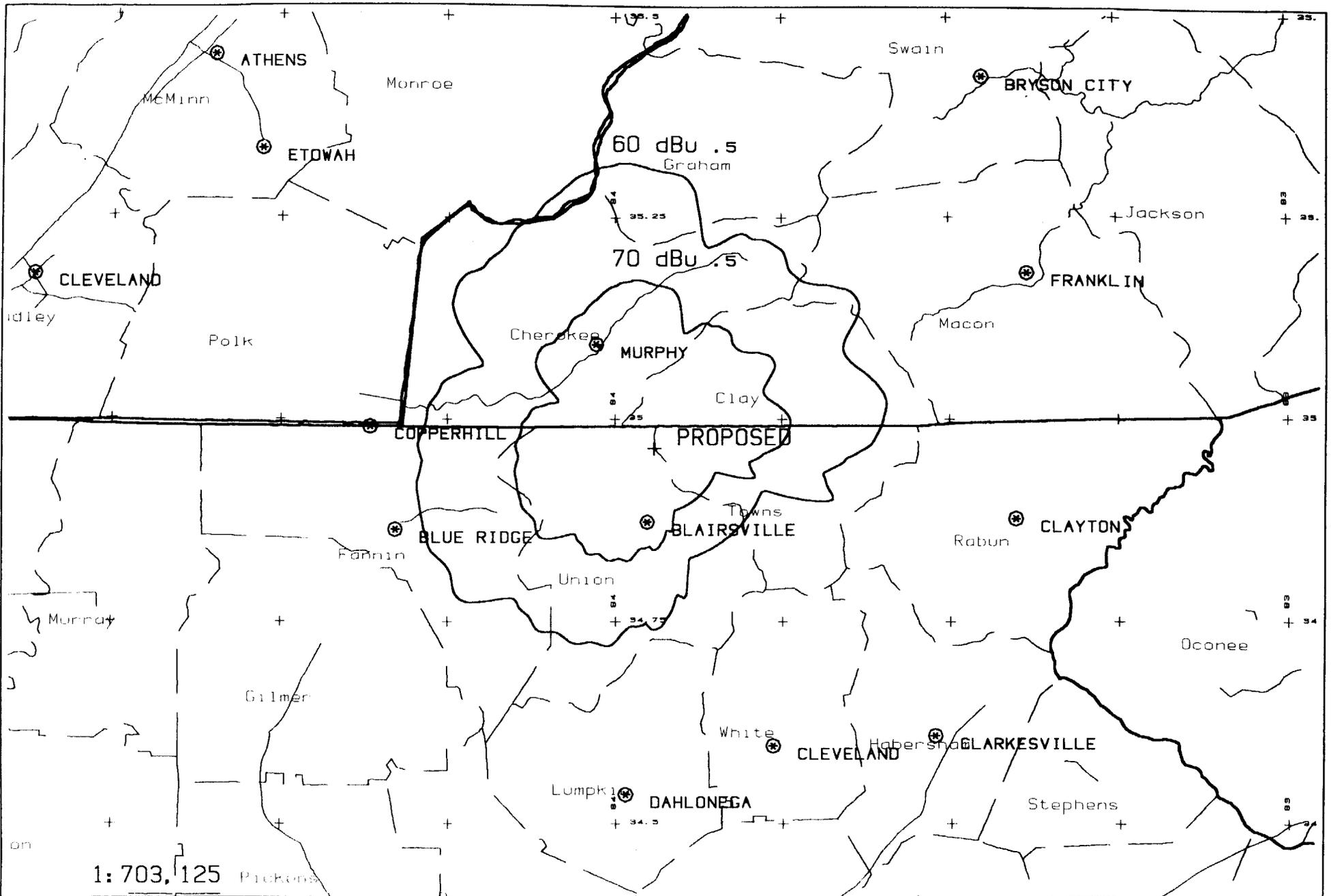
SEARCHFM(™) LOCATE STUDY

Ch 236 A
 95.1 MHz

N. Lat. 34 57 52
 W. Lng. 83 56 27



Call	CH#	Location		D-KM	Azi	FCC	Margin
WPCH	235C1	Atlanta	GA	133.51	196.0	133.0	0.51
WIKQ	235C	Greeneville	TN	167.51	42.1	165.0	2.51
RADD	237A	Dillsboro	NC	80.30	61.5	72.0	8.30
WALV	237A	Cleveland	TN	86.19	285.3	72.0	14.19
WBTS.C	238C1	Athens	GA	93.37	175.4	75.0	18.37
WALV.A	237A	Cleveland	TN	98.80	280.8	72.0	26.80
WNKS	236C	Charlotte	NC	257.57	79.3	226.0	31.57
WBTS	238C1	Athens	GA	115.57	172.8	75.0	40.57
WMUUFM	233C	Greenville	SC	139.72	90.6	95.0	44.72
WYFC	237A	Clinton	TN	123.15	356.6	72.0	51.15
WNKS.A	236C	Charlotte	NC	280.61	81.4	226.0	54.61
WTXM	239A	Maryville	TN	96.47	355.6	31.0	65.47
WTXM.C	239A	Maryville	TN	96.47	355.6	31.0	65.47
WGGC.C	236C	Glasgow	KY	296.40	317.6	226.0	70.40
WGGC	236C	Glasgow	KY	296.40	317.6	226.0	70.40



BLAIRSVILLE 236A 6kW 723.19M AMSL
N. Lat. 34 57 52 W. Lng. 83 56 27

EXHIBIT-2 -- BLAIRSVILLE
TUGART COMMUNICATIONS

DECLARATION AND QUALIFICATIONS OF PREPARER

STATE OF GEORGIA)
CITY OF MOULTRIE) §
COLQUITT COUNTY)

CLYDE SCOTT, JR. , UNDER PENALTY OF PERJURY, DECLARES AND SAYS HE IS A BROADCAST ENGINEER AND PRESIDENT OF EME COMMUNICATIONS. HE HAS BEEN ENGAGED TO PREPARE THE ATTACHED TECHNICAL EXHIBIT.

THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE FEDERAL COMMUNICATIONS COMMISSION AND HAS BEEN ACTIVE IN THE BROADCAST INDUSTRY SINCE 1965 AND IN BROADCAST ENGINEERING SINCE 1972. THAT HE IS THE HOLDER OF GENERAL RADIOTELEPHONE LICNESE NO. PG-6-30133.

THAT THE ATTACHED TECHNICAL EXHIBIT WAS EITHER PREPARED BY HIM OR UNDER HIS DIRECT SUPERVISION. ALL MATERIAL AND EXHIBITS HERETO ARE BELIEVED TO BE TRUE AND CORRECT.



CLYDE SCOTT, JR.