

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of:

Comments to Report # AUC-00-37-A
(Auction # 37) (DA 00-2171)
Comments to Minimum Opening Bids

To: The Commission:

COMMENTS

Kevin M. Fitzgerald presents the following comments to FCC Auction Report # AUC-99-25-A (Auction #37). This report proposed that the "Minimum Opening Bid" and the "Upfront Payment" be at certain amounts that this petitioner feels are extremely high, much higher than their current or future value. These comments will show estimated population counts for these facilities and present appropriate values for them. This petitioner feels that many of these permits may go unapplied for if these values are not lowered.

Some of the determined values are greatly overstated, likely based on estimated population counts that may overstate the value of some of these new allotments. Using the Radiosoft series of programs the 70 dBu population has been determined for a number of these new allotments to be auctioned off in Auction #37. Based on the Commission's own determinations, it seems reasonable to charge approximately \$2,500 as the "Minimum Opening Bid and "Upfront Payment" per 5000 persons served within the 70 dBu contour by these new allotments. Only allotments in special "High Value" areas (Florida Coast, Southern California coast, suburbs of major and medium market cities, etc.) should start at amounts greater than this formula. It seems that with some allotments the FCC seems to use this formula. It may be that the Commission's staff used the 60 dBu contour to determine these values rather than the 70 dBu contours. The 70 dBu contour is truly the relevant contour for determining station value. Following is a list of allotments, their population counts in their 70 dBu contours, and the amount suggested to be used as the "Minimum Opening Bid" and "Upfront Payment".

Market	City	70 dBu Pop	MOB/UpPay
FM15	Flagstaff, AZ	56,426	\$30,000
FM16	Mohave Valley, AZ	36,324	\$20,000
FM17	Munds Park, AZ	13,048	\$7,500
FM 19	Pima, AZ	19,044	\$10,000
FM23	Wellton, AZ	3,418	\$2,500
FM24	Yarnell, AZ	7,431	\$5,000
FM221	Cal-Nev-Ari, NV	308	\$2,500
FM230	Canaserga, NY	33,251	\$15,000
FM234	Narrowsburg, NY	11,599	\$7,500
FM239	Windsor, NY	16,705	\$10,000
FM256	Liberty, PA	2,970	\$2,500

The petitioner states his interest in applying for and bidding on these allotments, but likely, only if their respective "Minimum Opening Bid" and "Upfront Payments" are lowered to reflect their true values. If these amounts for these respective new allotments are not lowered to reflect their actual values in light of their small population coverage areas, they may go unapplied for resulting in further delays in bringing new FM service to many of these communities. It should be noted that 10 of these 11 listed allotments will bring a first new local service to their respective communities. Delays in bringing service to these communities would be a grave injustice. Thank You for your considerations.

Respectfully submitted,

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