

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

DEC 18 2000

CREDIT & DEBIT MANAGEMENT
OND

OFFICE OF
MANAGING DIRECTOR

Kevin P. Latek, Esq.
Dow, Lohnes & Albertson
1200 New Hampshire Ave., N.W.
Suite 800
Washington, D.C. 20036-6802

Re: Cox Radio, Inc.,
Licensee of Aural STL WFW-584,
Amendment to Modification Application
Fee Control No. 0005118994137007

Dear Mr. Latek:

This is in response to your request for refund of the \$110.00 filing fee paid on behalf of Cox Radio, Inc. (Cox), licensee of Aural STL WFW-584, in connection with Cox's application electronically to correct the geographic coordinates of the sites from which Aural STL WFW-584 operates. You state that the correction was necessary because recent surveys of the WFW-584 antenna sites (conducted as part of the antenna structure registration process) revealed that the coordinates for the transmit and receive sites are slightly different from what was recorded previously based on earlier methods of measurement. You also state that Cox does not propose in its application to make any physical changes to the operations of WFW-584.

In its application, Cox, in addition to correcting site data, proposes a number of changes that are not merely corrections to site data. For example, Cox proposes reductions in the transmit effective isotropic radiated power (EIRP), bandwidth, and beamwidth. The Commission's antenna correction policy cited by Cox, *Streamlining the Commission's Antenna Structure Clearance Procedure and Revision of Part 17 of the Commission's Rules Concerning Construction, Marking, and Lighting of Antenna Structures, Report and Order*, 11 FCC Rcd 4272, 4287 (1995) (*Antenna Report and Order*), pertains exclusively to the correction of site data to conform licenses with the initial registration data for antenna structures built before July 1, 1996. Because this policy relates to the registration of existing structures, licensees sited on structures that were not registered by July 30, 1998, had an independent obligation to notify the Commission in cases of non-registration and may be subject to enforcement action for failure to do so. See *Streamlining the Commission's Antenna Structure Clearance Procedure*, FCC 00-76,

para. 8, n.39 (Mar. 8, 2000). Because the changes embodied in Cox's application are more extensive than the correction of site data under the *Antenna Report and Order*, they are subject to an application fee under 47 C.F.R. §1.1102(41)(a). Therefore, your request is denied.

If you have any questions concerning this letter, please call the Revenue & Receivable Operation Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Reger", with a stylized flourish at the end.

Mark A. Reger
Chief Financial Officer

DOW, LOHNES & ALBERTSON, PLLC
ATTORNEYS AT LAW

COPY

KEVIN P. LATEK
DIRECT DIAL 202-776-2594
klatek@dialaw.com

WASHINGTON, D.C.
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TELEPHONE 202-776-2000 • FACSIMILE 202-776-2222

ONE RAVINIA DRIVE • SUITE 1600
ATLANTA, GEORGIA 30346-2108
TELEPHONE 770-901-8800
FACSIMILE 770-901-8874

May 11, 2000

VIA HAND DELIVERY

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
The Portals
445 12th Street, SW
Washington, DC 20554

ATTN: Billings and Collections
Stop Code 1110A3

Re: FCC File No. 0000065123
Request for Refund of Filing Fee

Dear Ms. Salas:

On behalf of Cox Radio, Inc. ("Cox"), licensee of Aural STL WFW-584, we hereby request a refund of a filing fee in the amount of \$110.00. On January 4, 2000, Cox submitted an application electronically to correct the geographic coordinates of the sites from which Aural STL WFW-584 operates. See FCC File No. 0000065123. This correction was necessary due to recent surveys of the WFW-584 antenna sites. The surveys, which were conducted in connection with the antenna structure registration process, revealed that the coordinates for the transmit and receive sites are slightly different from what was recorded previously based on earlier methods of measurement.

In *Report and Order in WT Docket No. 95-5*, 11 FCC Rcd. 4272, ¶35 (1995), the Commission concluded that licensees "will not be required to submit a filing fee when correcting site data." Cox's application proposes to correct site data, and Cox does not propose to make any physical changes to the operations of WFW-584. Accordingly, Cox did not include a filing fee with its application. Nevertheless, on April 19, 2000, the FCC's Wireless Bureau returned the application because it did not include a fee. The Bureau's staff has indicated to us that the FCC's electronic filing system will not allow us to submit corrective applications unless the applicant pays the fee imposed on modification applications. On May 10, 2000, Cox amended the application and submitted a check in the amount of \$110.00 to cover the filing fee erroneously imposed on the application, a copy of which is enclosed. Based on the foregoing, Cox respectfully requests a refund in the amount of \$110.00.

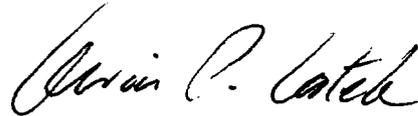
Magalie Roman Salas, Esquire
May 11, 2000
Page 2

Because our firm paid the filing fee for the application on our client's behalf, please make the refund payable to:

Dow, Lohnes & Albertson, PLLC
1200 New Hampshire Avenue, N.W.
Suite 800
Washington, D.C. 20036

Please contact me if you have any questions regarding this request.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kevin P. Latek".

Kevin P. Latek

KPL/rjf
Enclosure

DOW, LOHNES & ALBERTSON, PLLC **STAMP & RETURN**
ATTORNEYS AT LAW

KEVIN P. LATEK
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Washington, DC 20554

RECEIVED
MAY 10 2000
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: K30FL, Port Angeles, Washington (Facility Id. No. 66787)
FCC File Number BPTT-19980601YN
Covering License for Displacement Relief

Dear Ms. Salas:

On behalf of KIRO-TV Holdings, Inc., licensee of Low Power Television Station K30FL, Port Angeles, Washington, we hereby submit in triplicate an application on FCC Form 347 for a license to cover the changes authorized in the above-listed construction permit, which sought displacement relief. No filing fee is associated with this application. Please contact me should any questions arise regarding this application.

Respectfully submitted,



Kevin P. Latek

KPL/rjf
Enclosure

DOW, LOHNES & ALBERTSON
ATTORNEYS AT LAW

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OFFICE OF THE SECRETARY

Re: K54AO, Bremerton, Washington (Facility Id. No. 66785)
FCC File Number BPTT-19980601YM
Notification of Commencement of Program Tests

Dear Ms. Salas:

On behalf of KIRO-TV Holdings, Inc. ("KIRO"), licensee of Low Power Television Station K54AO, Bremerton, Washington, we hereby notify the Commission that KIRO has commenced program tests of K54AO with the parameters authorized by the above-listed construction permit. Please contact me if you have any questions.

Respectfully submitted,



Kevin P. Latek

KPL/rjf

DOW, LOHNES & ALBERTSON, PLLC
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On behalf of KIRO-TV Holdings, Inc., licensee of Low Power Television Station K54AO, Bremerton, Washington, we hereby submit in triplicate an application on FCC Form 347 for a license to cover the changes authorized in the above-listed construction permit, which sought displacement relief. No filing fee is associated with this application. Please contact me should any questions arise regarding this application.

Respectfully submitted,



Kevin P. Latek

KPL/rjf
Enclosure

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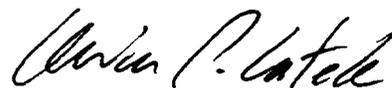
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MAY 10 2000
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Re: K30FL, Port Angeles, Washington (Facility Id. No. 66787)
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Dear Ms. Salas:

On behalf of KIRO-TV Holdings, Inc. ("KIRO"), licensee of Low Power Television Station K30FL, Port Angeles, Washington, we hereby notify the Commission that KIRO has commenced program tests of K30FL with the parameters authorized by the above-listed construction permit. Please contact me if you have any questions.

Respectfully submitted,



Kevin P. Latek

KPL/rjf

Payment Transactions Detail Report

Date: 05/24/2000

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name				Fcc Account Number	Payer TIN	Received Date				
0005118994137007	DOW LOHNES & ALBERTSON 1200 NEW HAMPSHIRE AVENUE NW SUITE 800 WASHINGTON DC 20036				GP00010582	0530186774	5/10/2000 00:00:0				
Payment Amount	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type
\$110.00	\$110.00	1	MEA	1	WFW584	COX RADIO INC	30319		\$110.00	1	PMT
Total									\$110.00		