

Before the  
Federal Communications Commission  
Washington, DC 20554

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )  
)  
Amendment of Section 73.202(b), )  
Table of Allotments, )  
FM Broadcast Stations. )  
(Hinton, Whiting and Underwood, Iowa; )  
and Blair, Nebraska) )

MM Docket No. 99-94  
RM-9532

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

**SUPPLEMENT TO COUNTER-PROPOSAL**

Sunrise Broadcasting of Nebraska, Inc. ("Sunrise"), by its attorneys, hereby supplements its May 10, 1999, "Comments and Counter-Proposal," as supplemented by the May 17, 1999, "Supplement to Comments and Counter-Proposal," to provide information requested by the Commission staff and to submit a commitment to the Commission regarding the commencement of program testing on Channel 267C2 at Whiting, Iowa.

1. Attached hereto is a map prepared by Mr. Darryl DeLawder (Sunrise's consulting engineer), which demonstrates that from the reference point site specified by Sunrise, a radio broadcast station operating on Channel 267C2 would place a 70 DBU contour over all of Whiting, but would *not* place a 70 DBU contour over all of the Sioux City, IA Urbanized Area.

2. Sunrise makes the following commitment to the Commission: as licensee of radio station KISP(FM), Sunrise will not commence program tests or file a license application to effectuate the modification of KISP's license to specify operation on Channel

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267C2 at Whiting, IA until program test authority has been granted for commencement of broadcast operations for the new FM station allotted to Blair, Nebraska on 97.3 MHz (File No. BPH-19970724MO), in order to assure that the residents of Blair and the surrounding area will not at any time be without local commercial radio service.

3. Sunrise also submits the attached identical commitment of Waitt Radio, Inc., the proposed assignee of radio station KISP(FM), whose application to acquire the license for KISP was granted by the Commission on July 17, 2000, which authority currently will expire on April 15, 2001.

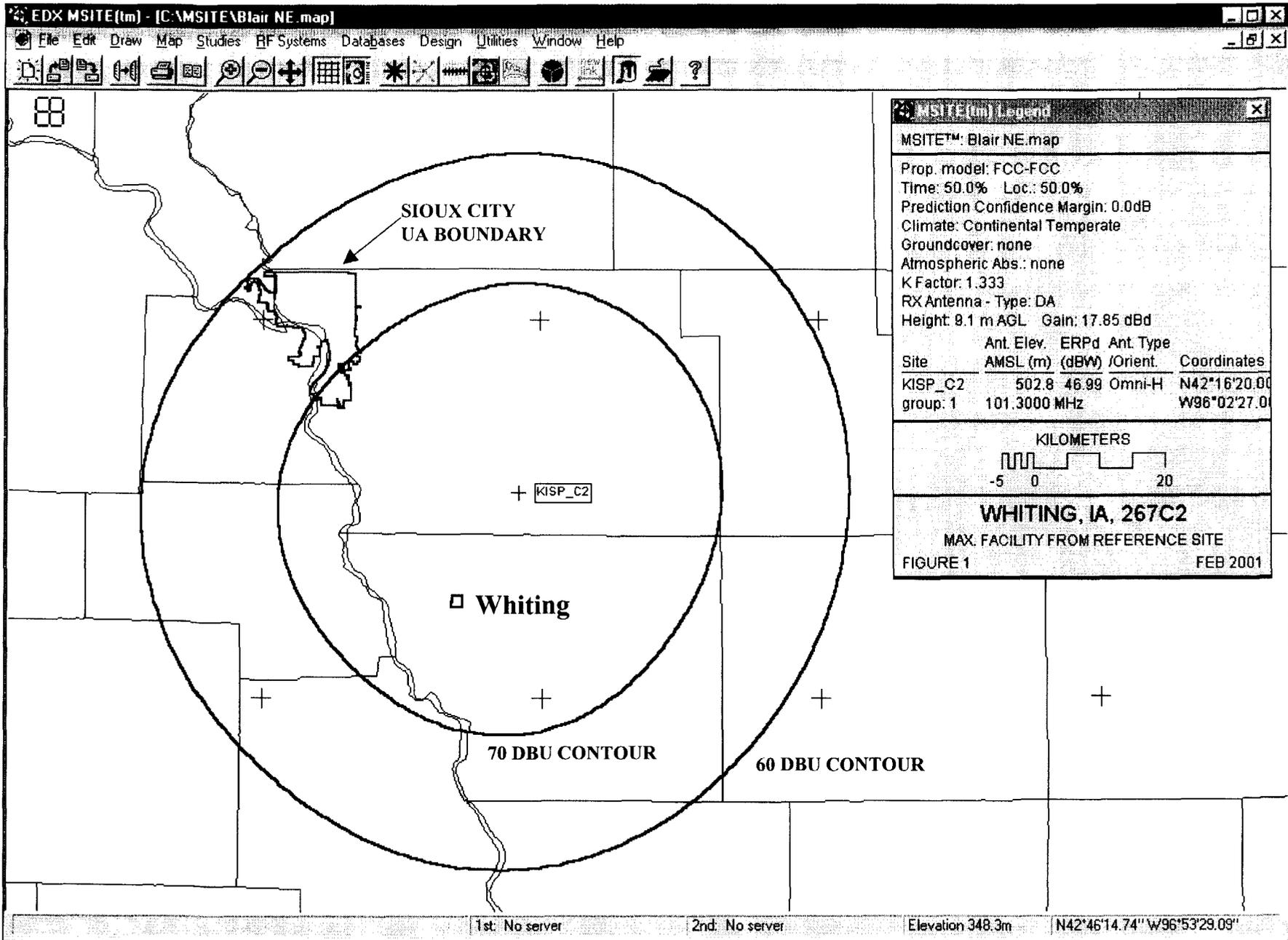
Respectfully submitted,

DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP  
2101 L Street, NW  
Washington, DC 20037-1526  
202-785-9700; 202-887-0689 (fax)

Attorneys for  
SUNRISE BROADCASTING OF NEBRASKA, INC.

By: Harold K. McCombs  
Lewis J. Paper  
Harold K. McCombs, Jr.

February 9, 2001



**DECLARATION OF STEVEN W. SELINE**

I, Steven W. Seline, declare under penalty of perjury that the following statement is true and correct.

I am Vice-Chairman of Waitt Radio, Inc. ("Waitt") Waitt is an FCC licensee and is the proposed assignee of Station KISP(FM), Blair, Nebraska. The application to assign KISP from Sunrise Broadcasting of Nebraska, Inc. ("Sunrise") to Waitt was filed in May 2000 and granted last July 17. Due to circumstances beyond either party's control, we have twice been compelled to extend the order approving the assignment, which expires on April 15, 2001.

This Declaration is being submitted as part of a submission by Sunrise in response to a request by FCC staff for additional information concerning Sunrise's rule making proposal (MM Docket No. 99-94, RM No. 9834) to substitute Channel 267C2 at Whiting, Iowa for KISP's present operation on Channel 268C3 at Blair, Nebraska, and the concurrent modification of KISP's license to specify operation on Channel 267C2 at Whiting (the "Whiting Modification"). The assignment of KISP from Sunrise to Waitt is expressly conditioned upon Commission grant of the Whiting Modification. Waitt is prepared to consummate the KISP assignment following such a grant. We hereby reaffirm that upon such grant, we will file an application for a construction permit for Channel 267C2 at Whiting and build the station promptly.

Waitt hereby makes the following further commitment to the Commission: that as licensee of KISP, we will not commence program tests or file a license application to effectuate the Whiting Modification until program test authority has been granted for commencement of broadcast operations for the new FM station allotted to Blair, Nebraska on 97.3 MHz (BPH-19970724MO), in order to assure that the residents of Blair and the surrounding area will not at any time be without local commercial radio service.

Respectfully submitted,

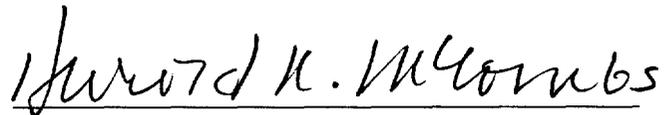
  
\_\_\_\_\_  
Steven W. Seline

Dated: January 24 2001

**CERTIFICATE OF SERVICE**

I, Harold K. McCombs, Jr., do hereby certify that I have caused to be served, by First Class Mail, postage pre-paid, this 9th day of February, 2001, a copy of the foregoing "Supplement to Counter-Proposal" upon the following person:

A. Wray Fitch, III, Esquire  
Gammon & Grange  
8280 Greensboro Drive  
7<sup>th</sup> Floor  
McLean, Virginia 22102-3807

  
Harold K. McCombs, Jr.  
Harold K. McCombs, Jr.