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Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

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

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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

PETITION FOR RULEMAKING

Northern Paul Bunyan Radio Company (hereinafter "NPB"), by its attorney, in accordance with Section 1.401 and 1.420 of the Commission's rules, hereby petitions the Commission for the initiation of a rule making proceeding to amend the FM Table of assignments, Section 73.202 of the Commission's rules, to Allot new FM channel 288A to the city of Glen Arbor, Michigan. In support whereof, the following is submitted:

At the present time, the FCC table of Allocations shows three channels already allotted to Glen Arbor: 238C2 occupied by WJZJ; 251C2 occupied by WGPN; and 227A, currently vacant and proposed for deletion. 1/ As such, the instant proposal is

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1/ The FCC database is not completely helpful on this. It indicates that an application for use of this channel was filed on July 24, 1999, by "George Flynn" (BPH-19970724M4), that that application is still pending and that the channel has also been proposed for deletion, without any indicated replacement channel, in some unspecified proceeding, with no docket number indicated. Copies of relevant pages from the FCC Database are attached hereto as part of the Engineering Statement.

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essentially one to allot channel 288A, thus maintaining the three channel allotment to Glen Arbor which the Commission has already found to be appropriate and in the public interest.

Attached hereto is an Engineering Statement including an Allocation Study which indicates that the new requested channel for Glen Arbor may be added to the Allocation Table fully consistent with all FCC spacing and interference rules without any other change being required in any other station or allocation. NPB also submits here its unqualified commitment to apply for use of the channel if allocated and upon grant of that application to diligently proceed to build and operate a station on that channel.

In sum, it is respectfully submitted that adoption of this Petition would be in the public interest in providing a replacement third local broadcast service to the city of Glen Arbor in furtherance of the Commission's stated goal of providing the greatest possible service to the public. See generally, Implementation of BC Docket 80-90 to Increase the Availability of FM Broadcast Assignments, 57 RR 2d 863, 865 (1985). It is therefore requested that the Table of Allocations be modified as follows:

City	Present	Proposed
Glen Arbor, Michigan	238C2, 251C2 227A*	238C2, 251C2 227A*, 288A

*proposed to be deleted

Wherefore, it is respectfully submitted that the instant Petition for Rulemaking is in the public interest and should be adopted.

Respectfully Submitted,

NORTHERN PAUL BUNYAN RADIO COMPANY

by_____
Robert J. Buenzle

Its Counsel

Law Offices
Robert J. Buenzle
12110 Sunset Hills Road
Suite 450
Reston, Virginia 22090
(703) 715-3006

January 23, 2002

Northern Paul Bunyan Radio Company

Petition For Rulemaking
FM Channel 288A
Glen Arbor, Michigan

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STATE OF ARIZONA)
) SS:
COUNTY OF MARICOPA)

F. W. Hannel, after being duly sworn upon oath, deposes and states:

He is a registered Professional Engineer, by examination, in the State of Illinois;

He is a graduate Electrical Engineer, holding Bachelor of Science and Master of Science degrees, both in Electrical Engineering;

His qualifications are a matter of public record and have been accepted in prior filings and appearances requiring Scrutiny of his professional qualifications;

The attached Engineering Report was prepared by him personally or under his supervision and direction and;

The facts stated herein are true, correct, and complete to the best of his knowledge and belief.

January 22, 2002

F W Hannel

F. W. Hannel, P.E.

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Northern Paul Bunyan Radio Company

Petition For Rulemaking
FM Channel 288A
Glen Arbor, Michigan

ENGINEERING STATEMENT

This firm has been retained by Northern Paul Bunyan Radio Company to prepare this engineering statement in support of its Petition For Rulemaking seeking to amend the FM Table of Allotments to allot FM Channel 288A to Glen Arbor, Michigan as its third aural service.

The community of Glen Arbor, Michigan is presently served by Radio Station WJZJ(FM), operating on FM Channel 238C2 and by Radio Station WGPN(FM), operating on FM Channel 251C2. The addition of FM Channel 288A at Glen Arbor would provide that community with its third local FM service.[1]

FM Channel 288A can be assigned to Glen Arbor, Michigan, (US Atlas Co-ordinates N44-53-51, W85-59-07) at transmitter reference site N44-51-14, W85-55-51, 6.5 kilometers, (3.9 miles), miles from the city of Glen Harbor. A transmitter operating from this allotment site fully complies with the Commission's city grade illumination requirements as well as the minimum mileage separation requirements of Section 73.207 of the Rules. Attached as Exhibit E-1 is a channel study conducted from the allotment reference co-ordinates which demonstrates that the requested assignment can be made to Glen Arbor, Michigan.

[1] FM Channel 227A is allotted to Glen Arbor, Michigan, however that channel is vacant with one application on file and its deletion has been proposed in another rulemaking proceeding. The Commission's database records for the deletion are attached, however, no docket number is shown in which the deletion is proposed.

In view of the foregoing, it is requested that the Commission amend the FM Table of Allotments as follows:

Community	Present	Proposed
Glen Arbor, Michigan	227A, 238C2, 251C2	227A, 238C2, 251C2, 288A

The changes proposed by Northern Paul Bunyan Radio Company will provide the community of Ann Arbor, Michigan with another aural service and the proposed assignment of FM Channel 288A is not in conflict with any other proposal. The additional aural service is clearly in the public interest and should be granted by the Commission.

Northern Paul Bunyan Radio Company

Petition For Rulemaking
FM Channel 288A
Glen Arbor, Michigan

FM Channel Study
FM Channel 288A
Glen Arbor, Michigan
N44-51-14 W85-55-51

Exhibit E-1

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLR
WCXT	HART	MI	287	C1	U	133.2	133.0	190.7°	0.2
WCXT	HART	MI	287	C1	L	133.2	133.0	190.7°	0.2
WCXT	HART	MI	287	C2	A	133.2	106.0	190.7	27.2
910325	PICKFORD	MI	288	C1	U	203.4	200.0	38.3°	3.4
WADW	PICKFORD	MI	288	C1	C	203.4	200.0	38.3°	3.4
WBMI	WEST BRANCH	MI	288	A	U	145.9	115.0	115.0°	30.9
WBMI	WEST BRANCH	MI	288	A	L	145.9	115.0	115.0°	30.9
WGKL	GLADSTONE	MI	288	C3	C	143.6	142.0	317.4°	1.6
WGKL	GLADSTONE	MI	288	A	L	143.6	115.0	317.4°	28.6
WAPL-F	APPLETON	WI	289	C	U	172.1	165.0	251.4°	7.1
WAPL-F	APPLETON	WI	289	C	C	204.5	165.0	251.2°	39.5
WAPL-F	APPLETON	WI	289	C	L	172.1	165.0	251.4°	7.1
WKHQ-F	CHARLEVOIX	MI	290	C1	U	75.2	75.0	61.3°	0.2
WKHQ-F	CHARLEVOIX	MI	290	C1	L	75.1	75.0	61.1°	0.0
ALC	HONOR	MI	291	A	A	66.7	31.0	200.5°	35.7
ALC	BEAR LAKE	MI	291	A	A	66.7	31.0	200.5°	35.7
ALC	BEAR LAKE	MI	291	A	A	64.4	31.0	204.8°	33.4

All Distances in Kilometers

Application Search Details

File Number:	BPH-19970724M4
Call Sign:	970724M4
Facility Id:	87653
Applicant Name:	GEORGE S. FLINN, JR.
Frequency:	93.3
Channel:	227
Community of License:	GLEN ARBOR, MI
Application Type:	ORIGINAL CONSTRUCTION PERMIT
Status:	TENDERED FOR FILING
Status Date:	07/24/1997
Expiration Date:	
Tolling Code:	
Application Service:	FM
Disposed Date:	
Accepted Date:	
Last Public Notice:	08/04/1998
Last Report Number:	
Authorization	**Authorization not available**
Engineering Data	**View Engineering Data**
Legal Actions	**View Legal Actions**
Positional Interest Info	**View Positional Interest Info**

Callsign	Channel	Frequency	Class		City	State	FileNumber		FacilityID	Licensee
970724M4	227	93.3 MHz	A	FM APP	GLEN ARBOR	MI	BPH	-19970724M4	87653	GEORGE S. FLINN, JR.
--	227	93.3 MHz	A	FA VAC	GLEN ARBOR	MI	Dkt	97-41	87653	
--	227	93.3 MHz	A	FR DEL	GLEN ARBOR	MI				
WJZJ	238	95.5 MHz	C2	FM LIC	GLEN ARBOR	MI	BLH	-19970212KB	15631	NORTHERN STAR BROADCASTING, L.L.C.
--	238	95.5 MHz	C2	FA USE	GLEN ARBOR	MI			15631	
WGFN	251	98.1 MHz	C2	FM LIC	GLEN ARBOR	MI	BLH	-19971212KD	10750	NORTHERN STAR BROADCASTING, L.L.C.
--	251	98.1 MHz	C2	FA USE	GLEN ARBOR	MI			10750	