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Imaging Center

Federal Communications Commission
Washington, D.C. 20554

May 23, 2002

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FCC - MAILROOM

Maurice Salsa
5615 Evergreen Valley Drive
Kingwood, Texas 77345

Dear Mr. Salsa:

This is in response to the Petition for Rule Making you filed on October 17, 2001, requesting the allotment of Channel 251A at Millersburg, Michigan, as a first local service.

We have reviewed your proposal and find that it is unacceptable for consideration as filed. A staff engineering analysis indicates that Channel 251A at your proposed site (45-14-36 and 83-58-37), is short spaced to a counterproposal filed on June 16, 2000, in MM Docket No. 00-69 which requested the allotment of Channel 249C3 at Cheboygan, Michigan. Comments in that proceeding closed on June 16, 2000. Your proposal for Millersburg, Michigan, could have been considered as a counterproposal if it had been filed on or before June 16, 2000.

Based on the above discussion, we are returning your proposal for Millersburg. You may resubmit the petition provided you make a showing that an alternate channel is available that is in compliance with Commission Rules.

Sincerely,

John A. Karousos,
Assistant Chief, Audio Division
Office of Broadcast License Policy
Media Bureau

Enclosure

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OCT 18 2001

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Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Amendment of 73.202 (b)) MM Docket No. _____
Table of Allotments)
FM Broadcast Stations)
(Millersburg, MI))

To: Chief, Allocations Branch
Mass Media Bureau

PETITION FOR RULE MAKING

Maurice Salsa (Petitioner), pursuant to 47 C.F.R. 1.401, hereby requests the commission to amend section 73.202 (b) of its rules, the FM Table of Allotments, to allot channel 251A (98.1 Mhz) at Millersburg, Michigan.

DISCUSSION

Millersburg, Michigan is an incorporated community of over 260 people. Petitioner respectfully submits that the public interest would be served by allocating Channel 251A to Millersburg, Michigan, as that community's first aural broadcast transmissions service. Millersburg has its own mayor, Bruce Dorn, its own post office, its own school district, its own fire department, its own village office and a number of local churches. The proposed channel 251A will provide additional diversity and an outlet for local self-expression to Millersburg residents and therefore is in the public interest.

Attached hereto is a channel study confirming that Channel 251A can be allocated to Millersburg, Michigan consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992).

Reference coordinates are:

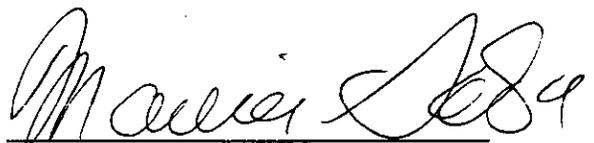
45 14 36 N
83 58 37 W

Petitioner hereby states that if the commission grants this petition, he will apply for the channel when it is allotted, and, if his application is granted, he will promptly build the station.

WHEREFORE, for the foregoing reasons, Petitioner respectfully requests the commission to grant this petition and to allot channel 251A to Millersburg, Michigan.

The information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

By: 

Maurice Salsa
5615 Evergreen Valley Drive
Kingwood, TX 77345
Tele: (281) 360-6932
Fax: (713) 741-5145

October 12, 2001
Millersburg

MAPFM search of channel 251A6 (98.1 MHz), at N. 45 14 36, W. 83 58 37.

Searching Channel 251A6 (98.1 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	ALPENA	MI	249	C2	A	54.9	55.0	141.5°	-0.1
ALC	ALPENA	MI	249	C2	A	54.9	55.0	141.5°	-0.1
ALC	CHEBOYGAN	MI	249	C3	A	42.6	42.0	331.3°	0.6
WGFN	GLEN ARBOR	MI	251	C2	U	168.6	166.0	261.1°	2.6
WGFN	GLEN ARBOR	MI	251	C2	L	165.9	166.0	253.6°	-0.0
WKCQ	SAGINAW	MI	251	B	U	202.9	178.0	178.7°	24.9
WKCQ	SAGINAW	MI	251	B	L	202.9	178.0	178.7°	24.9

Millersburg, MI CH. 251A 3.16mv

