

RECEIVED & INSPECTED
JAN 08 2003
FCC - MAILROOM

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D C 20554

In the matter of)
Amendment of Section 73.202 (b)) MM Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM-_____
(Lament, California &)
McFarland, California))

PETITION FOR RULEMAKING

To the Chief, Allocations Branch

1. Dana J Puopolo ("petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purposes of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated.

2. Petitioner proposes the Commission allot FM channel 247A to Lamont, California as its first commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Lamont, CA		247A
McFarland, CA	247A,275B1	275B1,282A

3. Lamont, CA is a Census Designated Place located in Southern California. It is located in Kern County. In 2000, the United States Census Bureau estimated Lamont had a population of 13,296 persons. Lamont has its own Police Department, District Court Post Office, zip code and telephone exchange. The Lamont Reporter newspaper is located there. It has its own Chamber of Commerce. The Lamont General Store, Lamont Child Development Center, eight churches of various denominations, many restaurants, a motel and the Lamont School District are also located in Lamont.

4. To accommodate Channel 247A at Lamont, petitioner proposes the substitution of FM channel 282A for the vacant and unapplied for channel 247A at McFarland, CA. FM channel 282A was allocated to Shafter, CA but in Docket 02-58 the Commission substituted FM channel 226A for channel 282A at Shafter. That channel substitution became effective 12/31/2002. This allows the use of channel 282A at McFarland.

5. FM channel 247A can be assigned to Lamont in full compliance with the Commission's minimum distance separation requirements. This is illustrated in Table A below, which lists stations and assignments within 240 kilometers. Coordinates used are N 35:12:23, W 118:52:57 and are located approximately 7 km southeast of Lamont. This site restriction is necessary to prevent a short spacing with station KSMJ, Shafter, CA. Petitioner is confident he can find a suitable transmitter site for this allotment if it is assigned as proposed.

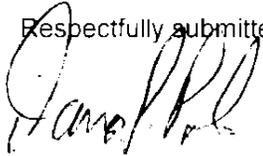
6. FM channel 282A can be assigned to McFarland in full compliance with the Commission's minimum distance separation requirements. This is illustrated in table B below which lists stations and assignments within 240 kilometers. Coordinates used are N 35:40:16, W 119:20:30, which are the reference coordinates for FM channel 247A at McFarland.

MM Docket No. 02-318
List of Stations 074
FM-MB

7 Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 247A if it is assigned to Lamont as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

8 Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,



Dana J Puopolo
2134 Oak St., Unit C
Santa Monica, CA 90405
January 2, 2003

TABLE A

Spacing study for FM channel 247A, Lamont, CA

<u>Channel</u>	<u>Station</u>	<u>Location</u>	<u>Actual Spacing(Km)</u>	<u>Required Spacing(KM)</u>
244A	KCSN	Santa Paula, CA	99	31
244A	KSYV	Solvang, CA	133	31
24481	KEZL	Fowler, CA	182	48
244A	KCAL-FM	Redlands, CA	184	31
244A	KWIZ	Santa Ana, CA	185	31
245A	KKLK	Lenwood, CA	170	31
2468	KLSX	Los Angeles, CA	132	113
2468	KSEQ	Visalia, CA	159	113
24681	KWQH	San Luis Obispo, CA	162	96
247A	ALLOC.	Coalinga, CA	178	115
2488	KMGQ	Santa Barbara, CA	124	113
2488	KSSE	Riverside, CA	192	113
249A	KSMJ	Shafter, CA	31	31
249A	K W S	Mojave, CA	70	31
2508	KLAX-FM	Los Angeles, CA	132	69
2508	KMGV	Fresno, CA	213	69
3008	KUZZ-FM	Bakersfield, CA	29	15

TABLE B

Spacing study for FM channel 282A, McFarland, CA

<u>Channel</u>	<u>Station</u>	<u>Location</u>	<u>Actual Spacing(Km)</u>	<u>Required Spacing(KM)</u>
228A	KNAC	Earlimont, CA	33	10
2798	KRZR	Hanford CA	106	69
279A	KMLA	El Rio, CA	152	31
279A	KAWU	Newberry Springs. CA	238	31
280A	KMYX-FM	Taft, CA	62	31
28081	KEDD	Johannesburg, CA	150	48
290A	KACE	Inglewood, CA	205	31
290A	KDLK	Mariposa, CA	213	31
2818	KFRR	Woodlake, CA	113	113
28181	KBOX-FM	Lompoc CA	144	69
2828	KBIG-FM	Los Angeles, CA	198	178
282A	KMBY-FM	Gonzales, CA	225	115
283A	KVLI-FM	Lake Isabella, CA	82	72
2838	KIQO	Atascadero. CA	124	113
283A	KBTVU	Lenwood CA	223	72
284B	KCAQ	Oxnard, CA	147	69
2848	KHTN	Los Banos, CA	200	69
285A	KCRZ	Tipton, CA	56	31
28581	KLOA-FM	Ridgecrest, CA	150	69