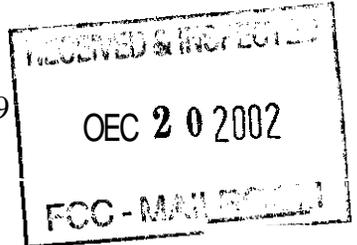


Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

FCC 02M-114
 01816

In the Matter of	)	EB Docket No. 02-21
)	
PENINSULA COMMUNICATIONS, INC.	)	File No. EB 01-IH-0609
	)	FRN: 0001-5712-15
Licensee of stations)	
KGTL, Homer, Alaska;	)	Facility ID Nos. 52152
KXBA(FM), Nikiski, Alaska;	)	86717
KWVV-FM, Homer, Alaska; and	)	52145
KPEN-FM, Soldotna, Alaska.	)	52149
)	
Licensee of FM translator stations)	
K292ED, Kachemak City, Alaska	)	52150
K285DU, Homer, Alaska;	)	52157
K285EG and K272DG, Seward, Alaska	)	52158 and 52160
)	
Former licensee of FM translator stations)	
K285EF, Kenai, Alaska;)	
K283AB, Kenai/Soldotna, Alaska;)	
K257DB, Anchor Point, Alaska;)	
K265CK, Kachemak City, Alaska;)	
K272CN, Homer, Alaska; and)	
K274AB and K285AA, Kodiak, Alaska)	



ORDER

Issued: December 19,2002

Released: December 20,2002

The unopposed “Enforcement Bureau’s Motion To Reopen Record To Receive Stipulation Concerning Enforcement Bureau Exhibit 23” filed on December 18,2002, IS GRANTED.’

The “Stipulation Re Enforcement Bureau Exhibit 23” was simultaneously filed on December 18,2002, signed by counsel for the parties, and reflects the following:

1. PCI’s Income Statement for the years 1999,2000 and 2001 reflect that approximately **40** percent of its total income from sales came from sales in Anchorage.
2. Much of the equipment PCI attempted to sell Coastal Communications, Inc. had been completely depreciated for tax purposes.

¹ Courtesy copies of this Order were sent to counsel for the parties by fax or e-mail on the release date.

3. While PCI's Kodiak translators were silent or rebroadcasting programming other than KWVV-FM and KPEN-FM, PCI potentially lost advertising revenues it could have otherwise received from sales of commercial time to businesses located in Kodiak.

The Stipulation, as submitted, IS ACCEPTED, and will be marked and included in the hearing record as **Stipulation No. 1.**²

Counsel are responsible for delivering the original and one copy of the Stipulation to the Legal Technician in the Office of Administrative Law Judges for marking and insertion in the hearing record.

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION



Richard L. Sippel
Chief Administrative Law Judge

² The Bureau reserves the right to request additional information from **EB Exh. 23**, if deemed necessary to rebut submissions or arguments by PCI in its Proposed Findings of Fact and Conclusions of Law. The Bureau will **be** required to make a strong showing of need to introduce matter that is beyond the terms of the Stipulation.