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CYC203
Smagry Center

Federal Communications Commission
Washington, D.C. 20554

February 12, 2003

Robert J. Buenzle
Law Offices Robert J. Buenzle
12110 Sunset Hills Road, Suite 450
Reston, Virginia 22090

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FOO-MAILROOM

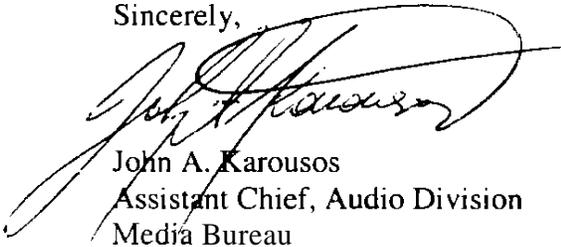
Dear Mr. Buenzle:

This is in response to a petition for rule making you filed on behalf of Northern Paul Bunyan Radio Company requesting the allotment of Channel 288A at Glen Arbor, Michigan.

On December 30, 2002, Northern Paul Bunyan Radio Company withdrew its petition for Glen Arbor. In compliance with Section 1.420(j) of the Commission's Rules, Northern Paul Bunyan Radio Company provided an affidavit stating that it will not receive, either directly or indirectly, any money or other consideration in connection with the dismissal of its petition for rule making at Glen Arbor, Michigan.

In accordance with this request, no further action will be taken on the proposal to allot Channel 288A at Glen Arbor.

Sincerely,



John A. Karousos
Assistant Chief, Audio Division
Media Bureau

Enclosures

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

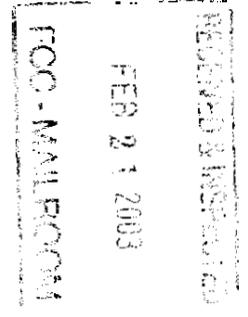
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DEC 30 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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

To: Assistant Chief, Audio Division
Media Bureau



WITHDRAWAL OF PETITION

Northern Paul Bunyan Radio Company ("NPB"), by its owner, hereby withdraws its petition, filed on January 23, 2002, and requesting the allotment of Channel 288A at Glen Arbor, Michigan. Despite having been filed nearly a year ago, there has been no action on this petition. NPB has decided that it will cooperate in another proceeding and allow the first adjacent Channel 287A to be used at Glen Arbor as a substitute for Channel 227A, instead. In the attached statement, NPB states pursuant to Section 1.420 (j) of the Commission's Rules, that it has not been paid nor been promised to be paid any consideration in exchange for its withdrawal.

Accordingly, Northern Paul Bunyan Radio Company requests that the Commission dismiss the Glen Arbor petition.

Respectfully Submitted,

**NORTHERN PAUL BUNYAN RADIO
COMPANY**

By:

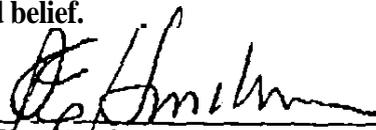
Roy E. Henderson, Owner

December 30, 2002

DECLARATION OF NO CONSIDERATION

On behalf of Northern Paul Bunyan Radio Company, I hereby state under penalty of Perjury that neither Northern Paul Bunyan Radio Company nor any of its principals have been paid or promised any money or other consideration in exchange for the withdrawal of its petition and that there are no agreements regarding its withdrawal. I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Submitted this 30th day of December, 2002.



Roy Henderson, Owner
D/B/A
Northern Paul Bunyan Radio Company

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:

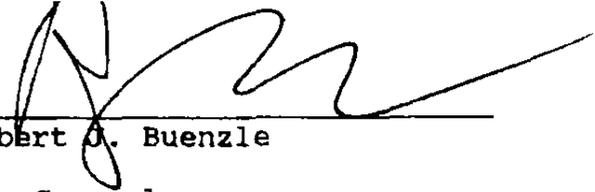
<u>city</u>	<u>Present</u>	<u>Proposed</u>
Glen Arbor, Michigan	238C2, 251C2 227A*	238C2, 251C2 227A*, 288A

*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,

NO ~~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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F. W. Hannel, PE
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STATE OF ARIZONA)
)
COUNTY OF MARICOPA) SS:

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 degree, 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, P.E

F. W. Hannel, PE
10733 East Butherus Drive
Scottsdale, AZ 85259
480) 585-7475
Fax (615) 327-9559
<http://fwhannel.com>

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 Coordinates 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 coordinates 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	281	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	HI	288	A	L	143.6	115.0	317.4°	28.6
WAPL-F	APPLETON	WI	209	C	U	172.1	165.0	251.4'	7.1
WAPL-F	APPLETON	WI	289	C	C	201.5	165.0	251.2'	39.5
WAPL-F	APPLETON	WI	289	C	L	172.1	165.0	251.4°	7.1
WKHQ-F	CHARLEVOIX	HI	290	C1	U	75.2	15.0	61.3°	0.2
WKHQ-F	CHARLEVOIX	MI	290	C1	L	15.1	15.0	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
<u>970724M4</u>	227	93.3	MHz A FM APP	GLEN ARBOR	MI	BPH -19970724M4	<u>87653</u>	GEORGE S. FLINN, JR.
--	227	93.3	MHz A FA VAC	GLEN ARBOR	MI	Dkt 97-41	<u>87653</u>	
--	227	93.3	MHz A FR DEL	GLEN ARBOR	MI			
<u>WJZJ</u>	238	95.5	MHz C2 FM LIC	GLEN ARBOR	MI	BLE -19910212 --	<u>15631</u>	NORTHERN STAR BROADCASTING, L.L.C.
--	238	95.5	MHz C2 FA USE	GLEN ARBOR	MI		<u>15631</u>	
<u>WGFM</u>	251	98.1	MHz C2 FM LIC	GLEN ARBOR	MI	BLE -19971212FD	<u>10750</u>	NORTHERN STAR BROADCASTING, L.L.C.
--	251	98.1	MHz C2 FA USE	GLEN ARBOR	MI		<u>10750</u>	