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

In the matter of)
Amendment of Section 73.202 (b),) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Argyle, New York))

FILED
MAY 21 2003
FEDERAL COMMUNICATIONS COMMISSION

PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

1. Linda A. Davidson ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose 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 253A to Argyle, New York, 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>
Argyle, NY	-	253A

3. Argyle is a Town in N.E. New York. It is located in Washington County. In 2000, the United States Census Bureau estimated that Argyle had a population of 3688 persons. Argyle is run by an Elected Town/Village supervisor. The Village runs its own K-12 public school, the Argyle Central School. It has its own telephone exchange (638), Post Office and zip code (12809). Argyle has been a community since 1764. Its main employment is medical supply manufacturing. There are three companies producing medical supplies in Argyle. Argyle has its own Rescue Squad and Fire Department. The Argyle Free Library and Argyle Historical Society are located there, as are local branches of the American Legion and Grange. The Village's web site is located at: www.washco.net/argyle/town.htm. Finally, FM channel 220A is licensed to Argyle.

4. FM channel 253A can be assigned to Argyle in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study. Coordinates used are N 43:13:48, W 73:29:06 and are located approximately 1 Km SE of Argyle. This site restriction is necessary to prevent a short spacing with station WCKM-FM, Lake George, NY. Petitioner is confident she can find a suitable transmitter site for this allotment if it is assigned as proposed.

5. Petitioner, or an entity with which she is affiliated, intends to apply for a construction permit to activate channel 253A if it is assigned to Argyle as proposed. If her application is granted, she shall promptly construct and operate the proposed station.

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

Respectfully submitted,

Linda A. Davidson

Linda A. Davidson
2134 Oak St., Unit C
Santa Monica, CA 90405
April 23, 2003

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MB 03.77

Spacing study FM channel 253A, Argyle, New York

CHAN	FREQ	CALL	LOCATION	DIST	REQ	CLEAR	COMMENT
250A	97.9	WRIP	WINDHAM NY	123	31	92	
251C2	98.1	WJJR	RUTLAND VT	68	55	13	
252A	98.3	WHAI	GREENFIELD MA	100	72	28	
252A	98.3	WTRY-FM	ROTTERDAM NY	72	72	0	
252C3	98.3	WLNH-FM	LACONIA NH	166	89	77	
253B	98.5	WBMX	BOSTON MA	212	178	34	
253A	98.5	WCKM-FM	LAKE GEORGE NY	31	115	-84	SEE BELOW
253A	98.5	WCTW	CATSKILL NY	118	115	3	
254A	98.7	WOQL	WINCHESTER NH	100	72	28	
254B	98.7	WLZW	UTICA NY	13	113	25	
255C1	98.9	WOKO	BURLINGTON VT	138	75	63	
256A	99.1	WCKM-FM	LAKE GEORGE NY	31	31	0	FROM CHANNEL 253A

NOTES:

All distances are in kilometers.

Only stations that clear by less than 100 km are shown.

