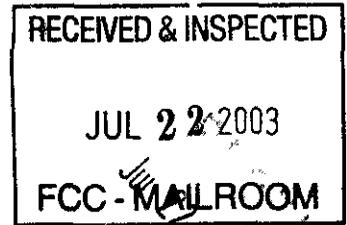


Before the
Federal Communications Commission
Washington, D.C. 20554



DOCKET FILE COPY ORIGINAL

In the Matter of)
)
Amendment of Section 73.202(b),) MB Docket No. 02-266
Table of Allotments,) RM-10557
FM Broadcast Stations.)
(Chillicothe, Dublin, Hillsboro and)
Marion, Ohio)
)
TO: Chief, Audio Division)

**MOTION FOR LEAVE TO SUPPLEMENT COMMENTS OF THE COMMITTEE FOR
COMPETITIVE COLUMBUS RADIO**

The Committee for Competitive Columbus Radio (the "Committee"), by its attorney, hereby respectfully moves to supplement its Comments, filed in this proceeding on October 21, 2002, as follows:

1. This proceeding involves an effort by companies which are subsidiaries of Clear Channel to downgrade one of the two Clear Channel FM stations in Marion, Ohio, and move that station to Dublin, Ohio, a community situated within the Columbus, Ohio, radio market. The Committee has opposed the move-in on the grounds, *inter alia*, that it will lessen competition in the Columbus market, while providing no public interest benefits.
2. On July 2, 2002, the FCC released a *Report and Order* in Docket 02-277 (FCC 03-127) (hereinafter the "*Report and Order*"), adopting new multiple ownership rules. This *Report*

and Order has a dramatic impact on the proceedings here because, as will be demonstrated, it bars Clear Channel, absolutely and categorically, from acquiring any additional stations in the Columbus Market, whether by rule making proceedings or by acquisitions.

3. Revised section 73.3555 of the Commission's Rules (47 C.F.R. Section 73.3555) essentially leaves unchanged the number of stations which one company may own in a market. Section 73.3555(a)(1)(i) provides that in a market of 45 or more stations, a single company may own no more than eight radio stations, no more than five of which may be in the same service. In markets with between 30 and 44 stations, Section 73.3555(a)(1)(ii) provides that a single company may own up to seven stations, no more than four of which may be in the same service.

4. The Commission did, however, make at least two changes in the methods of computing the number of stations in a market. Noncommercial stations are now counted along with commercial stations. See Subsections 73.3555(a)(1)(i) and (a)(1)(ii). Also, it added a new Subsection, 73.3555(a)(2), redefining the markets themselves and referring back to the section on local radio ownership in the *Report and Order*. There, at paragraph 280, the FCC indicated that, in determining the number of stations in a market, it would rely upon Arbitron's market definitions as reported in the BIA database.

5. Attached and marked Exhibit A is an extract from the BIA database for the Columbus market. It shows a total of 43 stations in the market. Seven of these stations - four FM and three AM - are already owned by Clear Channel. Thus, pursuant to the provisions of Section 73.3555(a)(1)(ii) of the Rules, Clear Channel has reached its quota: it may not acquire any more stations in the Columbus market, either by purchase or, as here, by moving stations it already owns and which are not currently located in the market.

6. For this reason, as well as all of the other reasons previously given by the Committee, the proposed Dublin allotment must be denied.

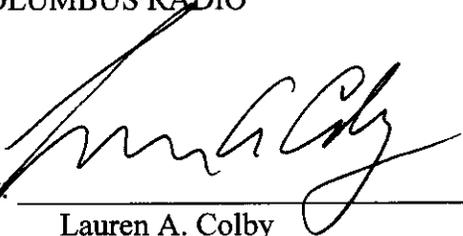
7. A grant of this Motion is required by the public interest. The Motion is based solely upon new facts and circumstances which would not possibly have been known at the time when the Committee filed its original Comments. Consideration of these new facts and circumstances is required so that the Commission can make a decision in this matter based upon a complete and accurate record.

July 21, 2003

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Respectfully submitted,

THE COMMITTEE FOR COMPETITIVE
COLUMBUS RADIO

By 

Lauren A. Colby
Its Attorney



FCC Geographic Market Definition for Columbus, OH

Call letters	AM/FM	Freq	Station Type	Format	Home Market	Home Mkt Rank	Owner	City & State of License	County of License
NAZU	FM	107.1	C	New Rock	Columbus, OH	35	Infinity Broadcasting	Circleville, OH	Pickaway
NFJX	FM	105.7	C	Cisc Rock	Columbus, OH	35	Clear Channel Communications	Hilliard, OH	Franklin
NBNS	FM	97.1	C	Hot AC	Columbus, OH	35	Radio Ohio, Inc	Columbus, OH	Franklin
NBNS	AM	1460	C	Sprts/Talk	Columbus, OH	35	Radio Ohio, Inc	Columbus, OH	Franklin
NBZX	FM	99.7	C	AOR	Columbus, OH	35	North American Broadcasting Company	Columbus, OH	Franklin
NODB	FM	107.9	C	Oldies	Columbus, OH	35	Saga Communications Inc	Delaware, OH	Delaware
WJYD	FM	106.3	C	Gospel	Columbus, OH	35	Radio One Inc	London, OH	Madison
WCLT	FM	100.3	C	Country	Columbus, OH	35	WCLT Radio Inc	Newark, OH	Licking
WCLT	AM	1430	C	Nws/Tlk/Spt	Columbus, OH	35	WCLT Radio Inc	Newark, OH	Licking
WCOL	FM	92.3	C	Country	Columbus, OH	35	Clear Channel Communications	Columbus, OH	Franklin
WZNV	AM	1230	C	Sprts/Talk	Columbus, OH	35	Clear Channel Communications	Columbus, OH	Franklin
WCVO	FM	104.9	C	Religion	Columbus, OH	35	Chstian Voice of Central Ohio, Inc	Gahanna, OH	Franklin
WDLR	AM	1550	C	Country	Columbus, OH	35	Fifteen Fity Corporation	Westerville, OH	Delaware
WHOK	FM	95.5	C	Country	Columbus, OH	35	Infinity Broadcasting	Lancaster, OH	Fairfield
WHTH	AM	790	C	Talk	Columbus, OH	35	Runnymede Corp	Heath, OH	Licking
WCKX	FM	107.5	C	Urban	Columbus, OH	35	Radio One Inc	Columbus, OH	Franklin
WXMG	FM	98.9	C	R&B Oldies	Columbus, OH	35	Radio One Inc	Columbus, OH	Franklin
WLOH	AM	1320	C	Oldies	Columbus, OH	35	Frontier Broadcasting LLC	Lancaster, OH	Fairfield
WLWQ	FM	96.3	C	AOR/CiRck	Columbus, OH	35	Infinity Broadcasting	Columbus, OH	Franklin
WMNI	AM	920	C	Adit Sndrd	Columbus, OH	35	North American Broadcasting Company	Columbus, OH	Franklin
WMVO	AM	1300	C	Variety	Columbus, OH	35	Clear Channel Communications	Mount Vernon, OH	Knox
WNCI	FM	97.9	C	CHR	Columbus, OH	35	Clear Channel Communications	Columbus, OH	Franklin
WNKO	FM	101.7	C	Oldies	Columbus, OH	35	Runnymede Corp	Newark, OH	Licking
WOBN	FM	101.5	NC	Variety	Columbus, OH	35	Otterbein College	Westerville, OH	Franklin
WOSU	AM	820	NC	News/Talk	Columbus, OH	35	Ohio State University	Columbus, OH	Franklin
WQIO	FM	93.7	C	80s Hits	Columbus, OH	35	Clear Channel Communications	Mount Vernon, OH	Knox
WRFD	AM	880	C	ChrsT/Talk	Columbus, OH	35	Salem Communications Corporation	Columbus-Worthington, OH	Franklin
WSLN	FM	98.7	NC	Variety	Columbus, OH	35	Ohio Wesleyan University	Delaware, OH	Delaware
WSMZ	FM	103.1	C	Urban AC	Columbus, OH	35	Stop 26-Riverbend Incorporated	Johnstown, OH	Licking
WSNY	FM	94.7	C	AC	Columbus, OH	35	Saga Communications Inc	Columbus, OH	Franklin
WJZA	FM	103.5	C	Smooth	Columbus, OH	35	Saga Communications Inc	Lancaster, OH	Fairfield
WTVN	AM	610	C	Nws/Tlk/Spt	Columbus, OH	35	Clear Channel Communications	Columbus, OH	Franklin
WUCO	AM	1270	C	Country	Columbus, OH	35	Frontier Broadcasting LLC	Marysville, OH	Union
WWKO	AM	1580	C	Gosp/Inspr	Columbus, OH	35	Stop 26-Riverbend Incorporated	Columbus, OH	Franklin

"C" - Commercial Station; "NC" - Non Commercial Station

"P" indicates pending sale to owner listed



FCC Geographic Market Definition for Columbus, OH

Call Letters	AM/FM	Freq	Type Station	Format	Home Market	Home Mkt Rank	Owner	City & State of License	County of License
WWCD	FM	101.1	C	Alternative	Columbus, OH	35	Ingleside Radio Inc	Grove City, OH	Franklin
WJZK	FM	104.3	C	Smooth	Columbus, OH	35	p Saga Communications Inc	Richwood, OH	Union
WEGE	FM	103.9	C	Clisc Hits	Columbus, OH	35	North American Broadcasting Company	Westerville, OH	Franklin
WOSU	FM	89.7	NC	Classical	Columbus, OH	35	Ohio State University	Columbus, OH	Franklin
WFCO	FM	90.9	NC	Gospel	Columbus, OH	35	Lancaster Education Broadcasting Foundation	Lancaster, OH	Fairfield
WCBE	FM	90.5	NC	News/Altve	Columbus, OH	35	Columbus City School District	Columbus, OH	Franklin
WDUB	FM	91.1	NC	AOR	Columbus, OH	35	Denison University	Granville, OH	Licking
WUFM	FM	88.7	NC	New Rock	Columbus, OH	35	Spirit Communications	Columbus, OH	Franklin
WLRV	FM	88.5	NC	ChrsContem	Columbus, OH	35	Arcangel Broadcasting Foundation	Rushville, OH	Fairfield

Number of Stations in Geographic Market 43

"C" - Commercial Station, "NC" - Non Commercial Station

"p" indicates pending sale to owner listed

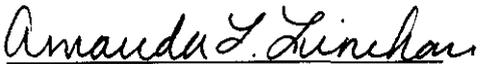
CERTIFICATE OF SERVICE

I, Amanda Linehan, a secretary in the law office of Lauren A. Colby, do hereby certify that copies of the foregoing have been sent via first class, U.S. mail, postage prepaid, or by overnight courier this 21 day of July, 2003, to the offices of the following:

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