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Federal Communications Commission
Office of the Secretary

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20445

As a General Manager of a group of six "Local" radio stations in Chattanooga, Tennessee, I would like to voice my complete support of the NAB's petition filed, April 14, 2004 seeking a Declaratory Ruling on satellite radio's broadcasting of local weather and traffic, and future plans to expand their reach into local radio.

I respectfully request that my comments be filed under the assigned docket number **MB Docket No. 04-160**.

Points of Concern

1. The FCC rightfully granted the appropriate licenses to Satellite radio based on the express promises by Sirius and XM Radio Inc. that their service would be national-only. Further, that their service would provide multiple foreign language programming, senior citizens and children's programming, and more. This type of service "**National satellite radio**" would be national in scope as its name implies and would not cause harm to local broadcasters.
2. XM and Sirius have gone back on their word, creating and launching "localized" traffic and weather services in "Local" radios top twenty markets.
 - a. Technology advances not with standing, the leap to continue to "localize" their services can make their formats virtually indistinguishable from local radio.
3. Without the intervention of the FCC, these two companies, with 120 channels each will reach into every market and try to mimic what local broadcasters do.
4. In Chattanooga, we provide local traffic and in-depth news coverage of local events. Our public files hold many examples of our listener's appreciation of our local presence and ability to respond quickly to the needs of our community. Our staffs of broadcasters made up of individuals who live in our community, educate our children, pay taxes, support local charities and are involved in the day-to-day activities of our local communities have a direct impact on our city and the welfare of many of our listeners. This local involvement cannot be duplicated by the Satellite services, and can do irreparable harm to a not only local radio but local citizens such as our staff that I mentioned earlier. More "quasi" local programming will only drive a wedge between us and our listeners, similar to that which exists between television viewers unable to distinguish "Cable" from "Network" programming, as TV is now lumped into one negatively reflected upon genre of entertainment.

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5. Radio has worked hard to become a viable part of the lives of our listeners. As we provide entertainment and information to the public across this nation and around the world. Initiatives such as the "Amber Alert" in the southeast, has been instrumental in saving the lives of abducted children. It was "Local" radio's quick response that allowed law enforcement to locate three abducted children in the Chattanooga area within hours. We have raised latterly millions of dollars for local charities and hospitals, gathered food and clothing for tornado victims and there are many more examples one could give in support of maintaining terrestrial radios continued presence in our communities. However, what is more important is that these "local" radio stations also "EMPLOY" members of the community that all contribute to the "TAX BASE", and economic well being of the communities where in they operate.
6. It is clear that Satellite Radio does not have the public's interest in mind. Having no ownership limits or mandated public service interests, theirs is a service geared solely towards "PROFIT". They have no *local* investment in their communities.
7. The \$9.6 billion broadcasters gave to their local communities in 2003 speaks volumes to our commitment to public service.
8. Local radio stations yield countless hours of PSA time and services to the public. In Chattanooga we are considered a friend of the community for involvement in local and national charitable events and programs. We lend our support to many agencies that would otherwise have no "VOICE" in the community, for lack of funding, as many are non-profit, or not for profit organizations. The encroachment of Satellite radio into our communities would tear the fabric of our local relationships as less and less "Local" information is "PRECIEVED" to be available from "RADIO". **As the competition grows between satellite and terrestrial radio increases, terrestrial radio will have to dedicate more inventories towards revenue and less towards civic-minded ventures. We do not want to see anymore people lose their jobs in local radio because competition from outside sources erodes revenue streams and forces stations to cut back on staff and services in order to survive.**
9. I am asking the FCC to renew its vow to protect "vibrant" local broadcasting, your promise to take "any necessary action to safeguard the important service that terrestrial radio provides." Clarification is needed to enforce the limited authorization of satellite radio to create national-only radio service.