

October 25, 2004

DOCKET FILE COPY ORIGINAL

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: Petition for Rule Making
Llano, Texas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of my
Petition for Rule Making to allot Channel 269A to Llano,
Texas.

Respectfully submitted,

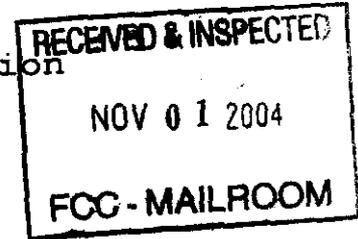
A handwritten signature in black ink, appearing to be "Charles Crawford", written over a horizontal line.

Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele

LlanoCover

No. of Copies rec'd 0+4
Fm-17B
04-188

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



In the Matter of)
)
Amendment of 73.202 (b)) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations)
(Llano, Texas)

To: John Karousos, Assistant Chief
Audio Division of the
Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 269A at Llano, Texas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 269A to Llano, Texas as that community's third competing commercial FM service. Llano is an incorporated city with a population of 3,325 people.¹ Llano has its own mayor, its own city offices, its own post office, its own zip code, its own police department, its own fire department and a

¹ Texas Almanac/ 2002, 2003

number of local churches. Llano is certainly a community that is deserving of an additional FM station. The proposed Channel 269A will provide additional diversity and an outlet for local self-expression to Llano residents and therefore is in the public interest.

In order for Channel 269A to be allotted to Llano, Texas, two vacant allotments will need to be replaced with equivalent channels and station KASE in Austin will need to be reclassified from a C to a C0. (See, Attachment A, Request to Reclassify Statement for Station KASE)

The proposed changes are:

	<u>Present</u>	<u>Proposed</u>
Llano, TX	-----	269A
Mason, TX	269C3	265C3
Menard, TX	265C2	263C2
Austin, TX	264C	264C0

Attached hereto is a channel study confirming that Channel 269A can be allocated to Llano, Texas, consistent with the FCC's FM separation rules provided the vacant allotment for Channel 269C3 at Mason is moved to Channel 265C3. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment B) Reference coordinates for Channel 269A at Llano, Texas are:

30 44 10 N
98 47 30 W

In order for Channel 269A to be allotted to Llano, Texas, the vacant allotment for Channel 269C3 at Mason must be moved to Channel 265C3. Attached hereto is a channel study confirming that Channel 265C3 can be allocated to Mason, Texas, consistent with the FCC's FM separation rules provided the vacant allotment for Channel 265C2 at Menard, Texas is moved to Channel 263C2 and Station KASE Channel 264C at Austin is reclassified to a C0. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992).

(See, Attachment C)

Reference coordinates for Channel 265C3 at Mason, Texas are:

30 50 00 N
99 24 00 W

In order for Channel 265C3 to be allotted to Mason, Texas, the vacant allotment for Channel 265C2 at Menard, Texas must be moved to Channel 263C2. Attached hereto is a channel study confirming that Channel 263C2 can be allocated to Menard, Texas, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment D)

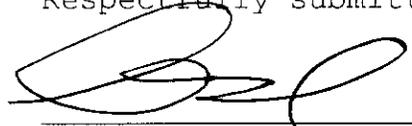
Reference coordinates for Channel 263C2 at Menard, Texas are:

30 48 15 N
100 00 00 W

Should this petition be granted, and Channel 269A allotted to Llano, Texas, Petitioner will apply for Channel 269A at Llano, Texas and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

October 25, 2004

Attachment A

(Request to Reclassify Statement for Station KASE)

Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205

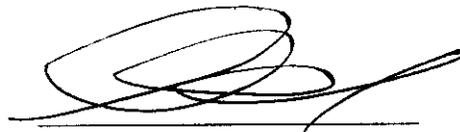
Petition for Rule Making
FM Channel 269A
Llano, Texas
October 25, 2004

Attachment A

Request to Reclassify
Station KASE(FM), Austin, Texas
Pursuant to MM Docket 98-93

Radio Station KASE(FM), Austin, Texas is licensed to Capstar TX Limited Partnership, 2625 S. Memorial Drive, suite A, Tulsa, Oklahoma 74129, (Facility ID 35849), FCC File No. BLH 19820628AN. The facility operates with a power of 100 kilowatts with center of radiation 363 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KASE(FM) be modified to specify operation on FM Channel 264C0 instead of on FM Channel 264C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 269A at Llano, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KASE(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Llano, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Capstar TX Limited Partnership, as is required in the above Docket.

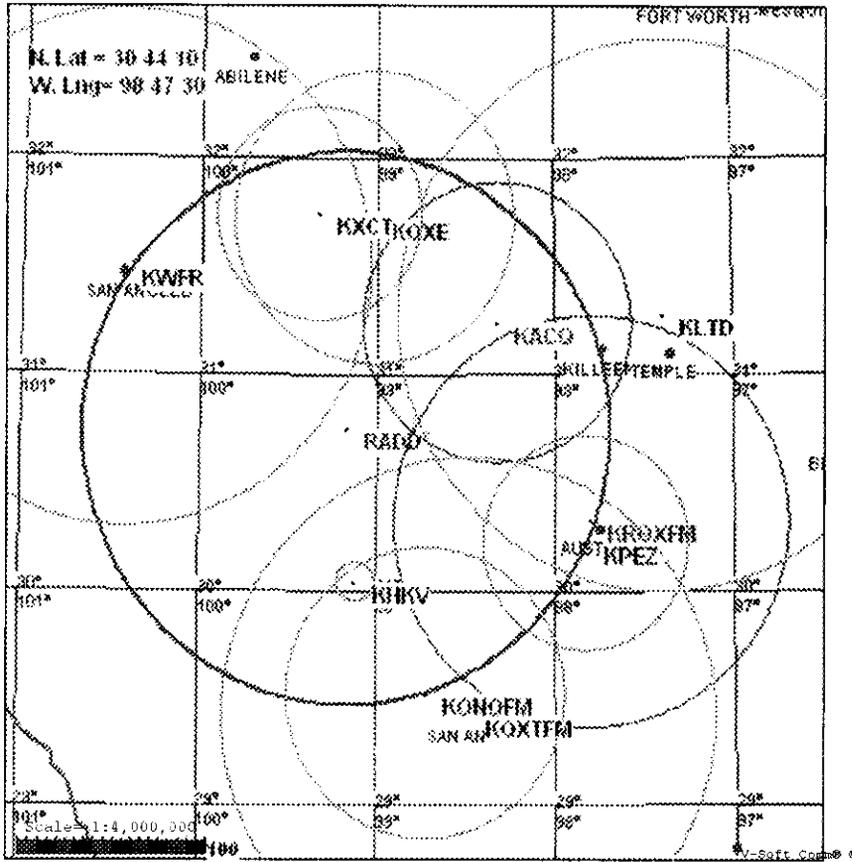


Charles Crawford

Attachment B

(Channel Study for Channel 269A at Llano, Texas)

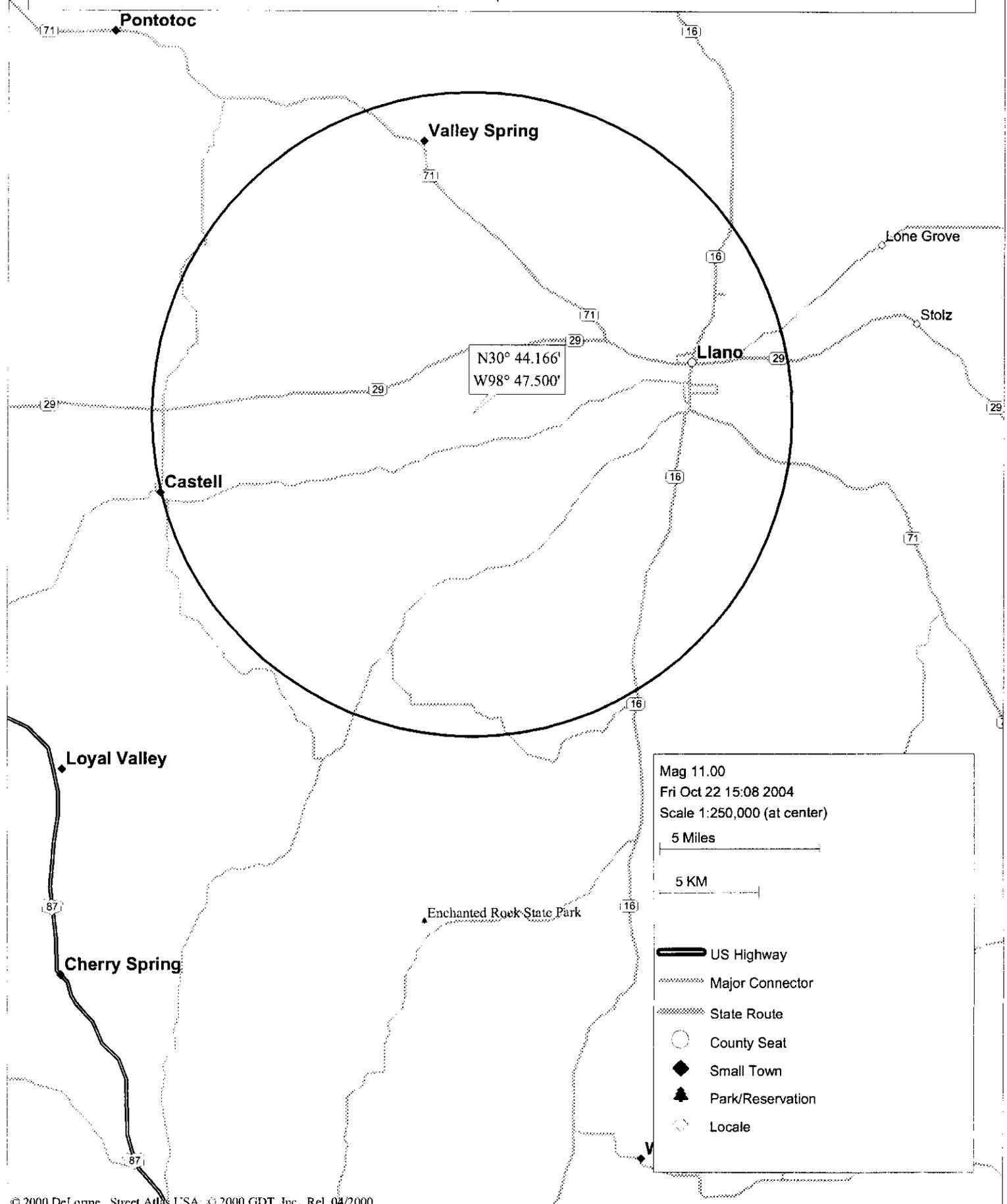
FM PROSPTM LOCATE STUDY CH 269 A 101.7 MHz



Dates:
 Data:10-19-04
 Job :10-22-04

Call	CH#	Type	Location	D-KM	Azi	FCC	Margin
RADD	269C3	ADD	Mason	TX	36.32	272.5	142.0 -105.68
KROXFM	268C2	LIC N	Buda	TX	105.66	115.5	106.0 -0.34
KACQ	270A	LIC	Lometa	TX	71.87	38.4	72.0 -0.13
KLTD	269C3	LIC	Temple	TX	146.34	65.5	142.0 4.34
KQXTFM	270C1	LIC	San Antonio	TX	149.01	168.5	133.0 16.01
KOXE	267C1	LIC	Brownwood	TX	112.23	348.9	75.0 37.23
KWFR	270C1	LIC	San Angelo	TX	177.65	298.7	133.0 44.65
KPEZ	272C2	LIC	Austin	TX	108.64	121.4	55.0 53.64
KONOFM	266C1	LIC	Helotes	TX	134.57	177.2	75.0 59.57
KXCT	272C2	LIC N	Coleman	TX	123.49	335.6	55.0 68.49
KHKV	216A	LIC	Kerrville	TX	83.05	202.4	10.0 73.05

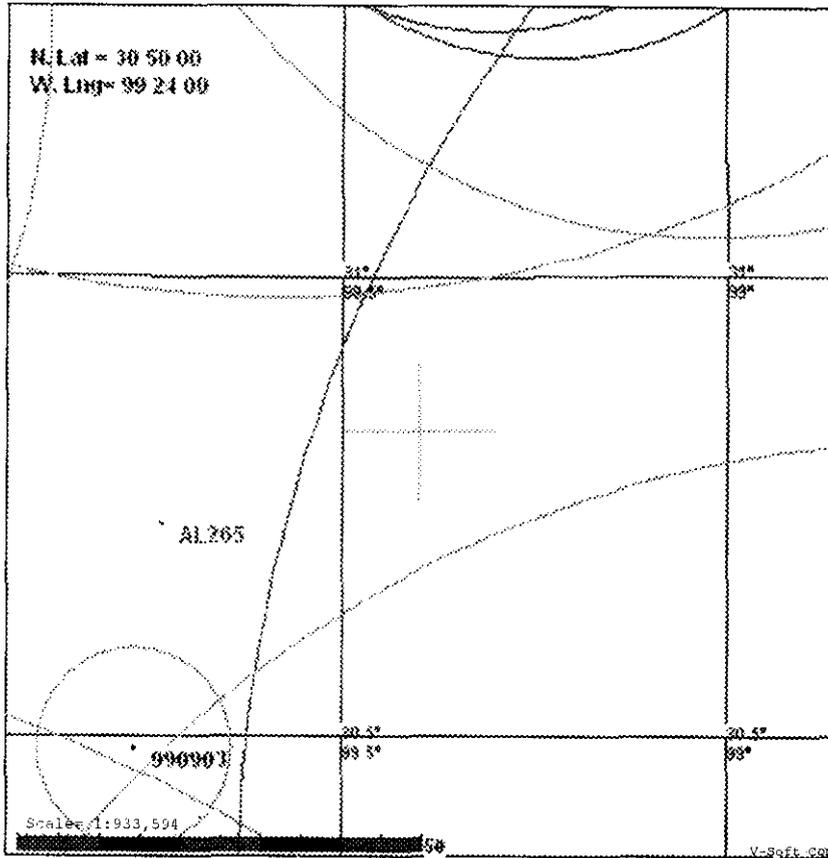
Llano, TX CH 269A 70 dBu



Attachment C

(Channel Study for Channel 265C3 at Mason, Texas)

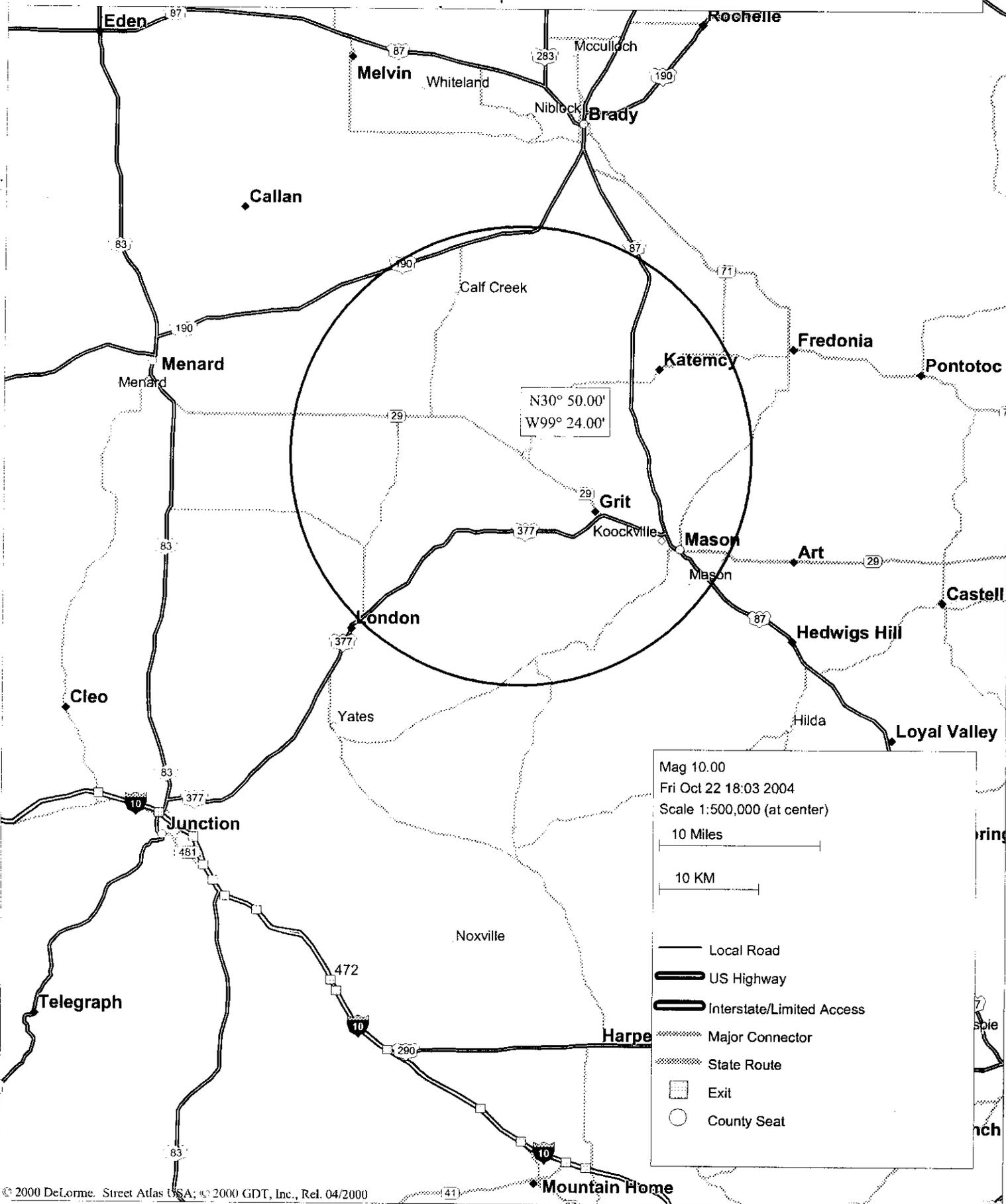
FM PROSP™ LOCATE STUDY CH 265 C3 100.9 MHz



Dates:
 Data:10-19-04
 Job :10-22-04

Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
AL265	265C2	VAC	Menard	TX	33.78	250.8	177.0	-143.22
KASEFM	264C*	LIC	Austin	TX	163.56	110.1	176.0	-12.44
KONOFM	266C1	LIC	Helotes	TX	159.13	155.8	144.0	15.13
KHYS	264C1	LIC	N Abilene	TX	161.05	353.5	144.0	17.05
KOXE	267C1	LIC	Brownwood	TX	105.71	19.8	76.0	29.71
990903	212A	VAC	Junction	TX	52.04	222.7	12.0	40.04
RADD	262C3	ADD	Bangs	TX	89.25	10.0	43.0	46.25
RADD	262A	ADD	Santa Anna	TX	90.50	5.4	42.0	48.50
ALLO.	265B		Piedras Negras	CI	263.24	207.5	211.0	52.24
AL266	266A	VAC	Mertzon	TX	143.21	289.7	89.0	54.21
RDEL	262A	DEL	Santa Anna	TX	96.72	3.4	42.0	54.72
KCYY	262C*	LIC	San Antonio	TX	159.13	155.8	96.0	63.13
RDEL	262C	DEL	San Antonio	TX	159.13	155.8	96.0	63.13
KTXI	211C2	LIC-D	Ingram	TX	86.62	159.0	17.0	69.62
RADD	262C0	ADD	San Antonio	TX	159.13	155.8	87.0	72.13
RADD	262C0	ADD	San Antonio	TX	159.13	155.8	87.0	72.13

Mason, TX CH 265C3 70 dBu



Mag 10.00
Fri Oct 22 18:03 2004
Scale 1:500,000 (at center)

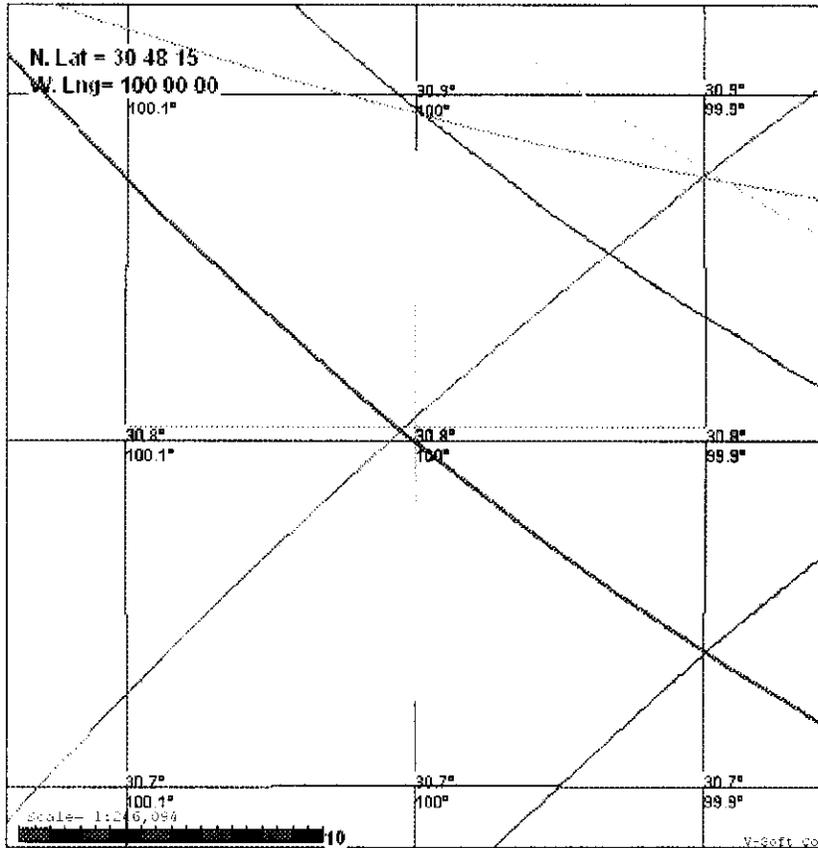
10 Miles
10 KM

- Local Road
- US Highway
- Interstate/Limited Access
- Major Connector
- State Route
- Exit
- County Seat

Attachment D

(Channel Study for Channel 263C2 at Menard, Texas)

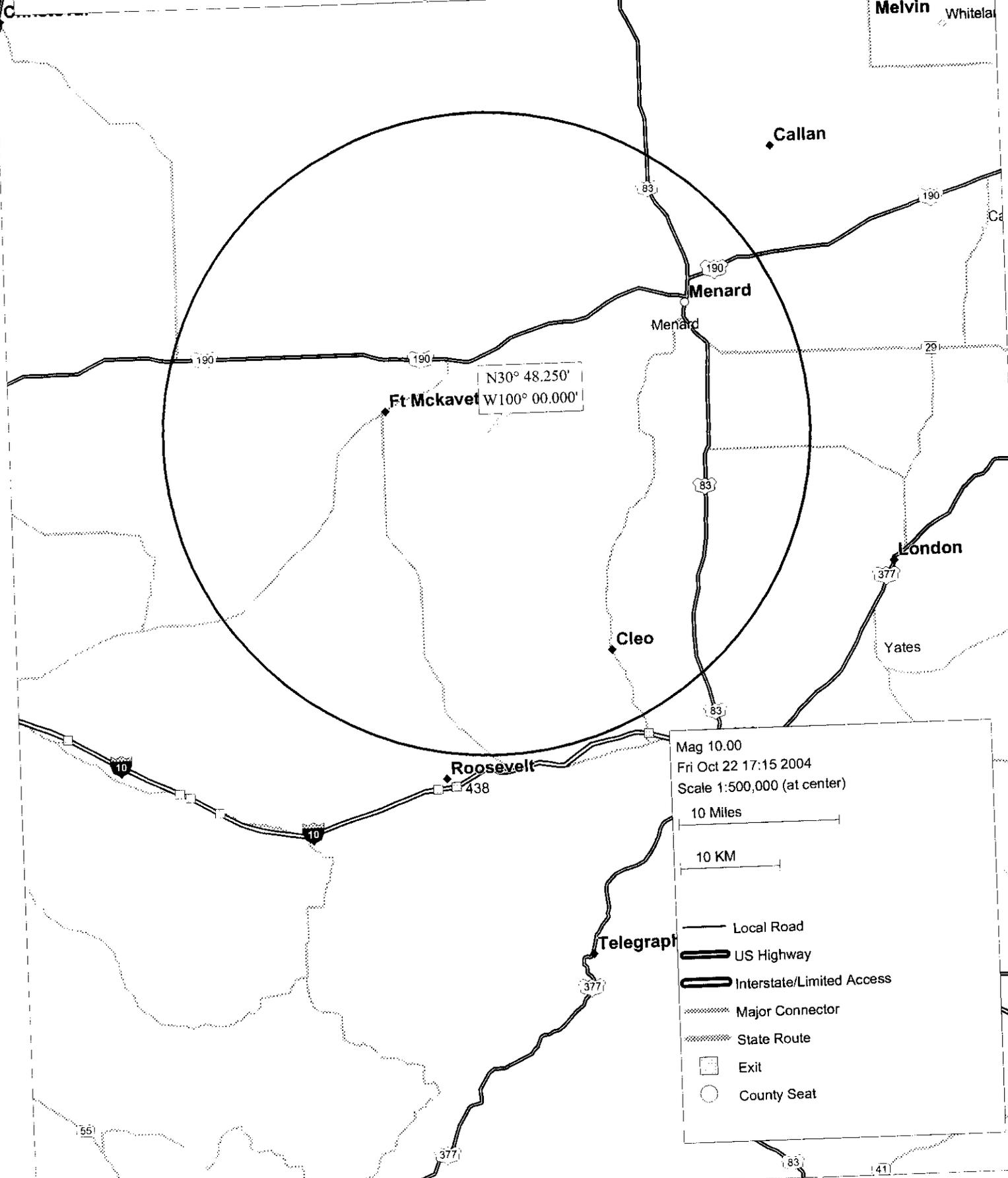
FM PROSP^(TM) LOCATE STUDY CH 263 C2 100.5 MHz



Dates:
 Data:10-19-04
 Job :10-22-04

Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
AL265	265C2	VAC	Menard	TX	26.71	107.1	58.0	-31.29
RADD	262C3	ADD	Bangs	TX	116.62	38.3	117.0	-0.38
RDEL	262C	DEL	San Antonio	TX	187.80	138.9	188.0	-0.20
KCYY	262C*	LIC	San Antonio	TX	187.80	138.9	188.0	-0.20
RADD	262A	ADD	Santa Anna	TX	114.19	34.9	106.0	8.19
KHYS	264C1	LIC N	Abilene	TX	167.73	13.1	158.0	9.73
RADD	262C0	ADD	San Antonio	TX	187.80	138.9	176.0	11.80
RADD	262C0	ADD	San Antonio	TX	187.80	138.9	176.0	11.80
RDEL	262A	DEL	Santa Anna	TX	117.95	31.9	106.0	11.95
RDEL	263C	DEL	Fort Stockton	TX	263.29	271.5	249.0	14.29
AL263	263C	VAC	Fort Stockton	TX	263.32	271.5	249.0	14.32
KASEFM	264C*	LIC	Austin	TX	217.65	103.8	188.0	29.65
R---	263C		Fort Stockton	TX	279.10	271.5	249.0	30.10
KYZZ	261C2	LIC	San Angelo	TX	89.21	329.6	58.0	31.21
KYZZ.C	261C2	CP	San Angelo	TX	92.82	330.4	58.0	34.82
AL266	266A	VAC	Mertzson	TX	92.82	303.2	55.0	37.82
AL260	260A	VAC	Hunt	TX	93.53	144.0	55.0	38.53
RADD	260A	ADD	Ingram	TX	101.85	139.6	55.0	46.85
VA210	210A	VAC	Rocksprings	TX	89.73	192.9	15.0	74.73

Menard, TX CH 263C2 70 dBu



N30° 48.250'
W100° 00.000'

Mag 10.00
 Fri Oct 22 17:15 2004
 Scale 1:500,000 (at center)

10 Miles
 10 KM

- Local Road
- US Highway
- Interstate/Limited Access
- Major Connector
- State Route
- Exit
- County Seat

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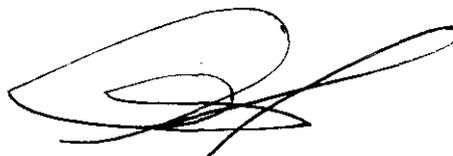
CERTIFICATE OF SERVICE

I, Charles Crawford, hereby certify that on this 25th day of October, 2004, I caused copies of the foregoing "Petition for Rule Making" for Llano, Texas to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12th Street Lobby-TW-A325
Washington, D.C. 20554

Gene Bechtel, Esq.
Law Offices of Gene Bechtel, P.C.
1050 17th Street, N.W., Suite 600
Washington, D.C. 20036-5517
(Counsel for Petitioner)

Capstar TX Limited Partnership
Station KASE
2625 S. Memorial Dr., Suite A
Tulsa, OK 74129



Charles Crawford