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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. 04-318
Table of Allotments,) RM-11040
FM Broadcast Stations.)
(Culebra and Vieques, Puerto Rico)

To: John A. Karousos, Assistant Chief, Audio Division, Media Bureau

OPPOSITION TO PETITION FOR RECONSIDERATION

V.I. STEREO COMMUNICATIONS CORP. ("V.I. Stereo"), by its counsel,
herewith submits its Opposition to the PETITION FOR RECONSIDERATION filed by
Western New Life, Inc. ("New Life" or "Petitioner") in the above-captioned proceeding. In
support whereof, the following is stated.

1. V.I. Stereo is the former licensee of WVIS-FM and has an Application for
Review pending appealing the cancellation of its license and dismissing its authorization to
construct a new facility at Vieques, PR on Channel 291B. The instant rulemaking is
precluded by the rights WVIS holds in the authorization for Channel 291B at Vieques.

2. In footnote 21 of the instant petition for reconsideration, New Life urges the
Commission to expeditiously rule on the pending Application for Review. V.I. Stereo
supports prompt consideration of its Application for Review but continues to assert that the
result should be the reinstatement of its authorization thereby precluding the action
requested in the instant rulemaking petition.

3. New Life states, at para. 13, that only the original petitioner and New Life filed
Reply Comments and that "not a single party filed reply comments to oppose the proposed

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downgrade of the Vieques allotment." However, V.I. Stereo did file reply comments and in them it opposed the proposal to specify Channel 254A at Isabel Sagunda as a substitute for Channel 291B at Vieques. Moreover, counsel for New Life received a copy of those reply comments as demonstrated in Exhibit 1 hereto.

4. Again, in para. 23, New Life alleges that "the record in this docket does not contain a reply comment where the downgrade was opposed." New Life goes on to state that "even if reply comments opposing the downgrade were filed....," implying that New Life has reason to believe that reply comments were in fact filed but that they are not a part of the "record in this docket."

5. Of course, New Life knows that V.I. Stereo filed reply comments because it received a copy as demonstrated in Exhibit 1 hereto. As also demonstrated in Exhibit 1, the Commission received a copy of those reply comments by email and by fax. There is no question that V.I. Stereo tendered reply comments and that they should be a part of the record in this proceeding. A copy of the reply comments is attached as Exhibit 2 hereto.

6. The Commission expressly ordered that such pleadings could be filed by either email or fax (Exhibit 3). In this case, they were filed by both means. That order stated that it was effective until further notice. V.I. Stereo was not aware of any notice rescinding Exhibit 3 at the time it filed its reply comments.

7. In any event, New Life's counsel received a copy of the reply comments and has no basis for claiming that it meets the third factor as suggested in para. 23 except by ignoring the known fact that such comments were filed. It is not clear why New Life has chosen not to admit that reply comments were filed. Certainly, it could have done so while pursuing an argument as to whether those reply comments should be considered. However,

New Life chose to provide less than complete disclosure in its argument and for that reason alone should not prevail in the assertion that no reply comments opposing the downgrade were filed. In any event, whether formally on the record or not, V.I. Stereo did oppose the downgrade and continues in said opposition through the filing of the instant pleading.

WHEREFORE THE PREMISES CONSIDERED, it is respectfully requested that the Commission deny the instant petition for reconsideration.

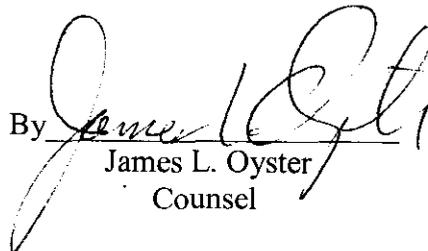
Respectfully submitted,

Law Offices
JAMES L. OYSTER
108 Oyster Lane
Castleton, Virginia 22716-9720

(540) 937-4800

August 22, 2006

V.I. Stereo Communications Corp.

By 
James L. Oyster
Counsel

CERTIFICATE OF SERVICE

James L. Oyster hereby certifies that he has sent a copy of the foregoing by first class U.S. mail, postage prepaid, and by email, on or before the 22nd day of August, 2006, to the following:

Scott C. Cinnamon, Esq.
Law Offices of Scott C. Cinnamon, PLLC
1090 Vermont Ave., NW, Suite 800, #144
Washington, DC 20005
(Counsel for Petitioner)

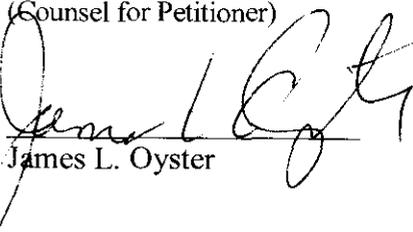

James L. Oyster

EXHIBIT 1

6 Bahr

Status	AtType	PrName	Date	Pages	Phone Number/CallerId
Comf	Fax S	Secretary	Mon 10/18/2004 6:04 PM	3	1-202-418-0187
Comf	Fax R	787 6204969	Tue 9/7/2004 11:12 AM	4	
Comf	Fax S	Gaby Ortiz	Thu 8/26/2004 11:57 AM	4	1-787-620-4969
Comf	Fax S	Bahr, Joseph	Thu 10/16/2003 11:52 AM	2	1-787-721-2086
Comf	Fax S	Bahr, Joseph	Tue 9/3/2002 4:24 PM	7	1-787-721-2086
Comf	Fax R	202 418 1410	Tue 9/3/2002 11:14 AM	7	
Comf	Fax S	Bahr, Joseph	Mon 9/2/2002 11:08 AM	1	1-787-721-2086
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Comf	Fax R		Mon 9/2/2002 10:28 AM	1	
Comf	Fax R		Mon 9/2/2002 10:25 AM	2	
Comf	Fax R		Tue 3/12/2002 9:21 AM	6	
Comf	Fax S	Dawson, Ben	Fri 3/1/2002 4:19 PM	4	1-206-789-9834
Comf	Fax R		Sat 2/16/2002 3:19 PM	2	
Comf	Fax R		Sat 2/16/2002 3:17 PM	1	
Comf	Fax S	Bahr, Joseph	Mon 11/26/2001 4:27 PM	1	1-787-721-2086
Comf	Fax S	Bahr, Joseph	Fri 11/23/2001 6:42 PM	1	1-787-721-2086
Comf	Fax S	Bahr, Joseph	Sun 10/28/2001 9:56 AM	4	1-787-721-2086
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Comf	Fax R		Thu 10/11/2001 2:12 PM	2	
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Comf	Fax R		Mon 10/8/2001 11:33 PM	3	

From: Scott Cinnamon [scott@cinnamonlaw.com]
To: Jim Oyster
Sent: Monday, October 18, 2004 9:27 PM
Subject: Read: MB Docket No. 04-318

This is a receipt for the mail you sent to
"aaSecretary" <MMBSecretary@fcc.gov>; "John Karousos" <jkarouso@fcc.gov> at 10/18/2004 8:19 PM

This receipt verifies that the message has been displayed on the recipient's computer at 10/18/2004 9:26 PM

From: MMBSecretary [MMBSecretary@fcc.gov]
To: Jim Oyster
Sent: Tuesday, October 19, 2004 9:12 AM
Subject: Spam Alert: Read: MB Docket No. 04-318

Your message

To: MMBSecretary; John Karousos
Cc: Scott Cinnamon
Subject: MB Docket No. 04-318
Sent: Mon, 18 Oct 2004 20:19:44 -0400

was read on Tue, 19 Oct 2004 09:11:48 -0400

From: John Karousos [John.Karousos@fcc.gov]
To: Jim Oyster
Sent: Monday, October 25, 2004 10:02 AM
Subject: Spam Alert: Read: MB Docket No. 04-318

Your message

To: MMBSecretary; John Karousos
Cc: Scott Cinnamon
Subject: MB Docket No. 04-318
Sent: Mon, 18 Oct 2004 20:19:44 -0400

was read on Mon, 25 Oct 2004 10:02:26 -0400

EXHIBIT 2

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

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MB Docket No. 04-318
Table of Allotments,)	RM-11040
FM Broadcast Stations.)	
(Culebra, Puerto Rico))	

To: John A. Karousos, Assistant Chief, Audio Division

**REPLY COMMENTS OF
V.I. STEREO COMMUNICATIONS CORP.**

V.I. STEREO COMMUNICATIONS CORP. ("V.I. Stereo"), by its counsel, herewith submits its REPLY COMMENTS in the above-captioned proceeding. In support whereof, the following is stated.

1. V.I. Stereo is the former licensee of WVIS-FM, as noted in footnote 1 of the NOTICE OF PROPOSED RULE MAKING ("NPRM").
2. V.I. Stereo opposes the proposal of La Gigante Radio Corporation that would alter the Vieques allotment to specify Channel 254A at Isabel Sagunda as a substitute for Channel 291B at Vieques. This would result in an overall reduction of service and is thus contrary to Section 307(b) of the Communications Act of 1934, as amended, and it would adversely impact the facility to which V.I. Stereo is entitled should it be successful in its pending appeal. Countervailing public interest benefits favoring the proposal are absent.

WHEREFORE THE PREMISES CONSIDERED, it is respectfully requested that the Commission deny the proposed rulemaking.

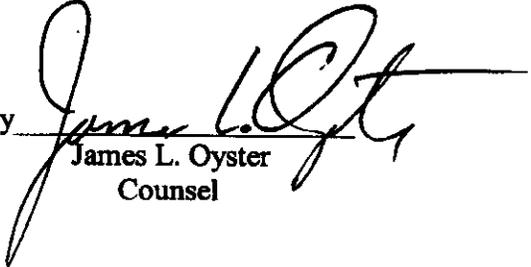
Respectfully submitted,

Law Offices
JAMES L. OYSTER
108 Oyster Lane
Castleton, Virginia 22716-9720

(540) 937-4800

October 18, 2004

V.I. Stereo Communications Corp.

By 
James L. Oyster
Counsel

CERTIFICATE OF SERVICE

James L. Oyster hereby certifies that he has sent a copy of the foregoing by first class U.S. mail, postage prepaid, and by email, on or before the 18th day of October, 2004, to the following:

Scott C. Cinnamon, Esq.
Law Offices of Scott C. Cinnamon, PLLC
1090 Vermont Ave., NW, Suite 800, #144
Washington, DC 20005
(Counsel for Petitioner)

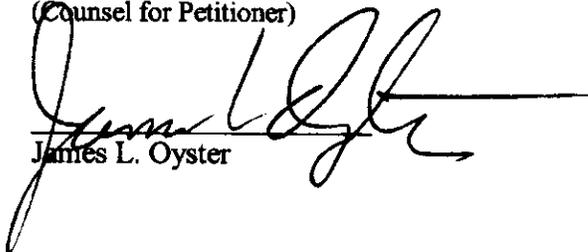

James L. Oyster

EXHIBIT 3



NEWS

Federal Communications Commission
445 12th Street, S.W.
Washington, D. C. 20554

This is an unofficial announcement of Commission action. Release of the full text of a Commission order constitutes official action. See MCI v. FCC, 515 F.2d 385 (D.C. Cir. 1974).

FOR IMMEDIATE RELEASE
November 29, 2001

NEWS MEDIA CONTACT:
Meribeth McCarrick at (202) 418-0654
Maureen Peratino at (202) 418-0506

FCC ANNOUNCES THE IMPLEMENTATION OF INTERIM ELECTRONIC FILING AND REFILING PROCEDURES FOR CERTAIN COMMISSION FILINGS DUE TO THE RECENT DISRUPTION OF MAIL DELIVERY

Washington, D.C. – The Federal Communications Commission (FCC) has amended its procedural rules on an emergency, interim basis to require the filing or refiling of certain documents electronically (*i.e.*, by facsimile or e-mail as described below), by overnight delivery service (*i.e.* other than U.S. Postal Service Express and Priority Mail), or by hand delivery to the Commission's Capitol Heights, Maryland location.

Due to recent events in Washington, D.C., resulting in the unforeseeable and understandable disruption of regular mail delivery and of the processing of other deliveries, the FCC is unable to confirm receipt of certain Commission filings that may affect processing of applications and other urgent agency business. Therefore, the FCC has amended its procedures in order to continue the timely processing of applications and other urgent agency business.

Filings to the FCC:

Effective upon this Order being published in the Federal Register and until further notice, the following types of pleadings, referred to as "Covered Pleadings," shall be filed with the Commission electronically, by overnight delivery service, or by hand delivery:

- petitions to deny filed pursuant to Section 309 of the Communications Act of 1934, as amended (Act);
- petitions for reconsideration filed pursuant to Section 405 of the Act; applications for review filed pursuant to Section 5(c)(4) of the Act;
- informal requests for Commission action involving pending applications filed pursuant to section 1.41 of the Commission's rules;
- petitions to amend the TV and FM Broadcast Table of Allotments and responsive pleadings;
- and, filings made pursuant to section 76.1502 (e)(1) of the Commission's rules.

This filing requirement does not apply to requests for review of decisions issued by the Universal Service Administrative Company filed pursuant to sections 54.719-54.725 of the Commission's rules, or any petitions for reconsideration or applications for review arising from such proceedings.

Refilings to the FCC:

In order to assist the Commission in determining whether any Covered Pleadings were filed during the period of interrupted processing but were not delivered to the FCC, parties that have filed or will file Covered Pleadings from October 1, 2001 through and including the effective date of this order, are, with three exceptions (*specified below*), required to resubmit such pleadings by the seventh calendar day following the effective date of this order as follows: by 5:30 PM EST if filed by overnight delivery service other than U.S. Postal Service Express and Priority Mail to the Commission's headquarters; by 9:00 PM EST if filed by hand delivery at the Capitol Heights, Maryland location; or by 12:00 midnight EST if resubmitted electronically.

All refilings pursuant to this paragraph shall be accompanied by a signed affidavit or a declaration pursuant to Commission rule section 1.16 stating that the previously filed pleading was timely filed in accordance with Commission rules, the date the pleading was originally sent to the Commission, and by what means. Covered Pleadings submitted up to 7 calendar days following the effective date of this order in a manner not consistent with its terms must be refiled in the same manner as Covered Pleadings filed before the effective date. Covered Pleadings filed in accordance with this paragraph will be treated as timely filed as of the date the pleading was originally sent to the Commission, but the time for any responsive pleading will be tied to the time of resubmission to the extent Commission rules set response periods based on the date of filing. Failure to resubmit required pleadings or the required affidavit or declaration in accordance with this order will result in dismissal of previously filed pleadings. Covered Pleadings falling within one of three exceptions need not be resubmitted. The exceptions include:

- Covered Pleadings that were previously filed electronically in accordance with FCC rules;
- Covered Pleadings that were hand delivered to the Commission's headquarters at 445 12th Street, S.W., Washington, D. C., between October 1 and October 19, 2001, or to our Capitol Heights location in accordance with the public notices issued on October 17 and October 18, 2001;
- Covered Pleadings delivered to the Commission by overnight delivery services other than U.S. Postal Service Express and Priority Mail.

Instructions for Electronic, Facsimile and Hand Delivery of Documents:

Electronic: For security purposes, the FCC recommends that documents filed via electronic mail be converted to PDF format. The Commission will automatically reply to all incoming e-mails to confirm receipt. Pleadings shall be filed at the following e-mail addresses depending on the Bureau or Office handling the matter:

- Mass Media MMASecretary@fcc.gov
- Wireless WTSecretary@fcc.gov
- Common Carrier CCASecretary@fcc.gov
- Cable Services CSASecretary@fcc.gov
- International IASecretary@fcc.gov
- Enforcement EEASecretary@fcc.gov
- Other OtherSecretary@fcc.gov

Facsimile. If filed by facsimile, pleadings shall be faxed to 202-418-0187. The fax transmission should include a cover sheet listing contact name, phone number, and, if available, an e-mail address.

Hand Delivery: If filed by hand delivery, documents shall be delivered to 9300 East Hampton Drive, Capitol Heights, Maryland 20743 pursuant to the terms of the FCC's earlier October 17 and October 18, 2001 public notices. As stated in those public notices, all hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.

Overnight Delivery Service: If filed by overnight delivery service other than U.S. Postal Service Express and Priority Mail, filings must be received at the Commission's headquarters at 445 12th Street, S.W., Washington, D.C. 20024. The Commission will divert those deliveries to the Capitol Heights facility.

Documents filed under seal pursuant to section 0.457 or 0.459 of the Commission's rules should be submitted by hand delivery or overnight delivery service other than U.S. Postal Service Express and Priority Mail to ensure confidential treatment under those rules.

Until further notice, parties filing Covered Pleadings electronically (either via electronic mail or facsimile) in accordance with the procedures set forth herein will not be required to file a paper original with the Office of the Secretary or the Capitol Heights, Maryland facility as described in the Commission's October 17 and October 18, 2001 public notices.

Action by the Commission November 21, 2001, by Order (FCC 01-345). Chairman Powell, Commissioners Abernathy, Copps and Martin.

FCC Contacts: Magalie Salas, 202-418-0303 or msalas@fcc.gov, and Ruth Dancey, 202-418-7085 or rdancey@fcc.gov.