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RM 1116

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Jennifer Cox-Hensley
Indiana Community Radio Corporation
15 Wood Street
Greenfield IN 46140

Federal Communications Commission
445 12th St NW
Washington DC 20554
Attention : Secretary

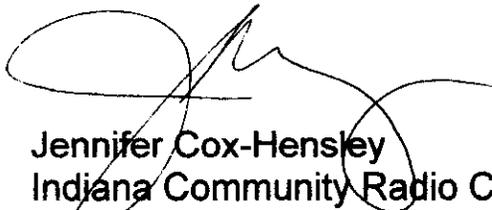
Re : RM 11116

Dear Sir/Madam,

This letter is to make your office aware of timely filed Counterproposals which were incorrectly placed in an other Rulemaking Proceeding (05-17).

The cover letter and appropriate number of copies have already been filed (timely) but were assinged an incorrect Rulemaking Proceeding.

The cover letters are not within the Commission's CDBS however the filings are. As the Counterproposal were timely filed and has not been considered we request they be placed in the proper Rulemaking proceeding and considered. Additionally we note we are amending the Counterproposal for instant grant.



Jennifer Cox-Hensley
Indiana Community Radio Corporation
15 Wood St
Greenfield IN 46140
317 467-1064

No. of Copies rec'd 0+4
List A B C D E

Before the
Federal Communications Commission
Washington D.C. 20554

In the Matter of

Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations.

Indianapolis, Fishers, Lawrence, Thorntown, All Indiana

MB Docket No. RM-SPM180

. This procedure is set forth in Section 1.87, and Sec 73.512 of the Commission's rules.

Counterproposal - Petition For Rulemaking

Comes now Indiana Community Radio Corporation ("**ICRC**") and W230AR in the above noted matter. The Commission has requested comments and counterproposals. This filing is a *Counter Proposal* to provide first time service for Thorntown, Indiana. The Counter Proposal can be granted without adversely affecting the NPRM and provide first time service to Thorntown Indiana which has no aural service Licensed to it.

ICRC is Licensee of W230AR Class D FX New Castle, Indiana. The proposed Rule Making by WFMS and WISG will cause cessation of operation of W230AR. The instant proposal is possible under the Commission's Rules in the Allocation process and under 73.512 of the Commission's Rules.

ICRC is proposing a Class designation change from Class D to Class A, a new City of License, Thorntown, Indiana, and a new channel, Channel 248A.

Channel 248A Thorntown, Indiana

The proposed operation from the use coordinates 40-07-00 N 86-22-04.2 W at 6kw at 100 meters would provide new service to over 60,000 persons.

Thorntown Indiana would receive first time service and has no service currently.

WJCF provides an engineering report on CH 248A that provides facility use coordinates. The allocation is shortspaced to WHMS-FM Champaign, Illinois but this shortspacing is countered by utilizing the Commissions Contour Protection Rules.

Upon approval of the PRM Counter Proposal WJCF would apply to modify it's current Construction Permit for W230AR Class D FX, or, alternatively, file a new Construction Permit for the new facilities. ICRC requests the ability to use contour protection in the siting of the Construction Permit.

The Commission has continually favored providing first time service to

communities that are not served and this Counter Proposal meets this test and provides Thorntown Indiana with First Time Service. This action is in the Public Interest and supported by ICRC in this PRM.

Conclusion

The Counter Proposal submitted by ICRC provides for several benefits: 1) First time Service for Thorntown, Indiana; 2) New Service to over 60,000 Persons in the 60dbu contours of the proposed allocation ; 3) No conflict with the current proposal by the applicant, and 4) All the benefits are in The Public Interest and Neccessity.

Indiana Community Radio Corporation is one of a very few broadcast operations in the United States operated and headed by a female broadcaster. This move would assist ICRC in growth and expansion in a marketplace that is not open to diversity in broadcasting and where few minority applicants retain broadcast Licenses.

Based on the foregoing facts the ICRC Counterproposal is in the Public Interest.

Jennifer Cox-Hensley
WJCF
15 Wood St
Greenfield, IN 46140

Attachment : Channel Study CH 248A / Countour Protection Map 54dbu WHMS
60dbu Thorntown Indiana
Sec 73.512

Declaration Of Jennifer Cox-Hensley

I am Jennifer Cox-Hensley. I have submitted a Counterproposal on behalf of Indiana Community Radio Corproation. I affirm under penalty of perjury that the statements herein to be true and correct.

Certificate of Service

A Copy of this Petition was mailed first class postage to :

The Federal Communications Commission, Office of the Secretary, 445 Twelfth Street, SW, Washington, D. C. 20554 (original and 4 copies) .

Sec. 73.512 Special procedures applicable to Class D noncommercial

educational stations.

(a) All Class D stations seeking renewal of license for any term expiring June 1, 1980, or thereafter shall comply with the requirements set forth below and shall simultaneously file an application on FCC Form 340, containing full information regarding such compliance with the provisions set forth below.

(1) To the extent possible, each applicant shall select a commercial FM channel on which it proposes to operate in lieu of the station's present channel. The station may select any commercial channel provided no objectionable interference, as set forth in Sec. 73.509(b), would be caused. The application shall include the same engineering information as is required to change the frequency of an existing station and any other information necessary to establish the fact that objectionable interference would not result. If no commercial channel is available where the station could operate without causing such interference, the application shall set forth the basis upon which this conclusion was reached.

(b) At any time before the requirements of paragraph (a) become effective, any existing Class D station may file a construction permit application on FCC Form 340 to change channel in the manner described above which shall be subject to the same requirements. In either case, any license granted shall specify that the station's license is for a Class D (secondary) station.

RM 1116

Jennifer Cox-Hensley
Indiana Community Radio Corporation
15 Wood Street
Greenfield IN 46140

Federal Communications Commission
445 12th St NW
Washington DC 20554
Attention : Secretary

Re : Counterproposals timely filed not receiving consideration

Motion To Correct Errors

Indiana Community Radio Corporation (ICRC) has presented Counterproposals which have not received consideration yet have been properly filed in a timely manner with the Commission.

ICRC and it's translator station W230AR have noted interference from high power operation by station WISG Fishers, IN. It is noted this interference also affects station WPFR which is a co-channel station to WISG and the interference occurs within the WPFR 60dbu protected contour.

Despite being timely filed ICRC has noted no response and cannot obtain a status condition on the requests made within proceeding RM 11116. ICRC determined Staff has placed timely filed comments in the WISG Proceeding in another unrelated proceeding and has not yet considered the timely filed Counterproposals. Modification of the Counterproposals is in the Public Interest as they ahev not yet been considered and have been misplaced through no fault of the Petitioner.

This "Motion To Correct Errors" requests Commission Staff:
1) Properly consider secondary station ability to move or otherwise change facilities within a Rulemaking Proceeding; 2) Properly consider the previously requested Rulemaking requests; and 3) Modify ICRC licenses or Permits as requested.

Counterproposals

ICRC requested it's stations W230AR, W297AU, W279BB, and W254AP receive an alternate allotment which has not received consideration as it has been placed by Commission Staff within another proceeding. A copy of the original filing has been provided. This timely filed proposal has been found under another proceeding (05-17).

FCC Staff concluded in MB Docket No 03-192 (RM 10763) : "the Commission has acknowledged that while not strictly adjacent channel relationships, the mutual exclusivity of the channels involved is similar to the scenario provided for in Section 1.420(g)(3) of the Commission's Rules. Section 1,420(g)(3) allows the modification of a station's license to a higher class channel if the channel is a co-channel or adjacent channel mutually exclusive with the existing license.

However, the Commission has acknowledged that it will consider analogous proposals involving channel substitutions at other communities which would be necessary to create a mutually exclusive relationship required under Section 1.420 (g)(3), and has determined to consider these "incompatible channel swaps" on a case-by-case basis.'

See Modification of FM Broadcast Licenses to Higher Class Co-Channel or Adjacent Channels, 60 RR 2d 114 (1986).

Commission Staff has considered the fate of secondary stations within Rulemaking Proceedings (RM SPM-188). Station WPUM at Columbus Indiana is a secondary station (LPFM) which requested and was granted placement in a Rulemaking Proceeding. The Rulemaking affects the Class and transmitter location of WPUM. Commission Staff agreed by placing the secondary station within the Proceeding that this was a proper course of action.

ICRC is requesting the following amendments to allocation matters previously filed and requests Staff action under RM 11116.

Madisonville, KY MX

ICRC notes the long standing Madisonville KY MX which can be resolved by allowing ICRC to move to CH 229A at Bedford, IN. Resolution of teh MX in this proceeding should be allowed as the ICRC filing in RM 11116 was lost and has been found and requires a first look. The inclusion is not prohibited and does not violate rights of any other broadcast station. This resolution resolves an existing MX.

Current

**W230AR Channel 230 New Castle, IN
W297AU Channel 297 Arcadia, IN
W279BB Channel 279 Rushville, IN
BNPED 1999117ABJ BPED19981211MA Madisonville, KY MX**

Proposed

**W230AR Channel 218A New Castle
W297AU Channel 295A Robinson, IL
W297BB Channel 208A Glenwood, IN
BNPED 1999117ABJ Channel 229A Bedford, Indiana**

New Castle, IN

ICRC notes interference to it's translatopr and to full power station WPFR from

high power operation of WISG licensed to Fishers.

ICRC has requested another channel to move station W230AR to to escape the interference and to provide service to it's 60dbu contour. Channel 218A is fully spaced to all existing facilities.

ComStudy 2.2 search of channel 218 (91.5 MHz Class A) at 39-48-00.6 N, 85-31-25.0 W.

CALL	CITY	ST	CHN	CL	DIST	SEP	BRNG	CLEARANCE
970501MF	NEW HAVEN		IN 217	A	148.37	72.00	17.6	39.07 dB
980918MG	ZIONSVILLE		IN 220	A	84.07	31.00	285.9	33.15 dB
990420MB	LEBANON		IN 218	A	100.94	115.00	302.3	18.97 dB
990420MB	LEBANON		IN 220	A	83.87	31.00	290.8	30.00 dB
990510MG	JAMESTOWN		IN 220	A	84.88	31.00	286.0	27.45 dB
990510MG	JAMESTOWN		IN 220	A	84.88	31.00	286.0	27.45 dB
NEW	CAMBRIDGE CITY		IN 220	A	33.67	31.00	80.5	18.93 dB
NEW	PENDLETON		IN 271	D	31.48	0.00	322.2	31.5
W06AY	LEBANON	KY	6	TV	247.28	0.00	173.5	0.0
W06AY	LEBANON	KY	6	TV	247.28	0.00	173.5	0.0
W06BD	PRINCETON		IN 6	TV	238.91	0.00	228.7	0.0
WBDG	INDIANAPOLIS		IN 215	A	65.74	31.00	268.7	37.50 dB
WBEZ	CHICAGO	IL	218	B	292.68	178.00	323.6	30.05 dB
WBEZ	CHICAGO	IL	218	B	292.68	178.00	323.6	30.05 dB
WBEZ	CHICAGO	IL	218	B	292.68	178.00	323.6	29.31 dB
WBF1	MCDANIELS	KY	218	A	254.92	115.00	197.0	31.22 dB
WBGL	CHAMPAIGN		IL 219	B	224.86	113.00	280.9	32.25 dB
WBIE	DELPHOS	OH	218	A	166.69	115.00	39.7	15.15 dB
WBSH	HAGERSTOWN		IN 216	B1	32.24	48.00	60.6	8.85 dB
WBSJ	PORTLAND		IN 219	A	79.13	72.00	31.3	17.37 dB
WBST	MUNCIE		IN 221	A	46.19	31.00	6.7	15.2
WBST	MUNCIE		IN 221	A	46.19	31.00	6.7	15.2
WBSW	MARION		IN 215	A	96.67	31.00	354.7	36.38 dB
WECI	RICHMOND		IN 218	A	52.30	115.00	88.8	3.73 dB
WEDM	INDIANAPOLIS		IN 216	A	40.65	31.00	268.8	25.57 dB
WEEM-FM	PENDLETON		IN 219	A	28.44	72.00	320.7	3.46 dB
WFHB	BLOOMINGTON		IN 217	A	126.83	72.00	227.3	26.54 dB
WFWR	ATTICA		IN 218	A	156.44	115.00	290.5	28.73 dB
WGRE	GREENCASTLE		IN 218	A	116.29	115.00	261.5	16.48 dB
WGTE-FM	TOLEDO	OH	217	B	271.60	113.00	39.8	39.03 dB
WGUC	CINCINNATI	OH	215	B	114.32	69.00	130.8	26.56 dB
WHJE	CARMEL		IN 217	A	54.70	72.00	291.6	19.22 dB
WHKC	COLUMBUS	OH	218	A	214.65	115.00	85.1	32.86 dB
WHKC	COLUMBUS	OH	218	B	214.65	178.00	85.1	26.35 dB
WIRE	LEBANON		IN 216	A	83.87	31.00	290.8	39.84 dB
WIWC	KOKOMO		IN 219	A	110.82	72.00	323.6	23.79 dB
WJCO	MONTPELIER		IN 217	A	86.15	72.00	13.0	26.78 dB
WJCY	CICERO		IN 218	A	67.99	115.00	310.8	5.36 dB
WJCZ	MILFORD	IL	217	B1	225.28	96.00	293.6	35.51 dB
WJHS	COLUMBIA CITY		IN 218	A	151.88	115.00	0.9	16.36 dB
WJLR	SEYMOUR		IN 218	B1	110.89	143.00	192.0	4.53 dB
WJLR	SEYMOUR		IN 218	B	110.89	178.00	192.0	0.51 dB
WKJR	JASPER		IN 219	A	190.09	72.00	216.8	37.59 dB
WLHW	CASEY	IL	218	A	217.44	115.00	256.0	24.73 dB
WNDY	CRAWFORDSVILLE		IN 217	A	123.72	72.00	283.7	26.69 dB
WOUB-FM	ATHENS	OH	217	B	294.94	113.00	99.5	39.68 dB
WRFT	INDIANAPOLIS		IN 218	A	44.37	115.00	252.0	4.88 dB
WRTV	INDIANAPOLIS		IN 6	TV	59.00	0.00	281.0	0.0

WSYX	COLUMBUS	OH 6 TV	214.66	0.00	85.1	0.0
WTMW	NORTH JUDSON	IN 217 B	161.28	113.00	329.0	21.36 dB
WUEV	EVANSVILLE	IN 218 B1	267.27	143.00	221.2	33.75 dB
WUKY	LEXINGTON	KY 217 C	235.05	165.00	161.6	24.18 dB
WUKY	LEXINGTON	KY 217 C1	237.26	133.00	153.7	26.38 dB
WUOM	ANN ARBOR	MI 219 B	319.57	113.00	24.4	38.94 dB
WVXU	CINCINNATI	OH 219 B	115.71	113.00	130.1	10.15 dB
WWDL	LEBANON	IN 218 A	77.60	115.00	268.2	14.16 dB
WWHI	MUNCIE	IN 217 A	42.08	72.00	16.9	18.74 dB
WYGS	COLUMBUS	IN 216 A	66.52	31.00	196.7	32.09 dB
WYSO	YELLOW SPRINGS	OH 217 B	140.60	113.00	91.2	14.76 dB

Robinson, IL

ICRC proposes a fully spaced facility to be licensed noncommercial to Robinson, IL.

ComStudy 2.2 search of channel 295 (106.9 MHz Class A) at 38-52-30.7 N, 87-55-09.6 W.

CALL	CITY	ST CHN CL	DIST	SEP	BRNG	CLEARANCE
880728MY	WOODLAWN	IL 295 A	116.29	115.00	241.1	1.3
DWZZQ	TERRE HAUTE	IN 298 B	81.00	69.00	30.2	12.0
NEW	OLNEY	IL 295 D	23.99	0.00	215.9	24.0
NEW	ROBINSON	IL 296 D	19.07	0.00	40.4	19.1
NEW	TERRE HAUTE	IN 298 B	71.43	69.00	29.9	2.4
NEW	TERRE HAUTE	IN 298 B	84.18	69.00	26.9	15.2
NEW	TERRE HAUTE	IN 298 B	84.18	69.00	26.9	15.2
W292CX	OBLONG	IL 292 D	14.01	0.00	0.7	14.0
WDML	WOODLAWN	IL 295 A	117.68	115.00	241.1	2.7
WDML	WOODLAWN	IL 295 A	117.68	115.00	241.1	2.7
WEJK	BOONVILLE	IN 296 A	106.00	72.00	147.8	34.0
WKRV	VANDALIA	IL 296 A	104.90	72.00	275.4	32.9
WKRV	VANDALIA	IL 296 A	104.90	72.00	275.4	32.9
WKRV	VANDALIA	IL 296 A	88.57	72.00	279.1	16.6
WVEZ	LOUISVILLE	KY 295 B	190.70	178.00	106.4	12.7
WVEZ	LOUISVILLE	KY 295 B	190.68	178.00	106.4	12.7
WWBL	WASHINGTON	IN 293 B	70.10	69.00	110.6	1.1
WWBL	WASHINGTON	IN 293 B	70.10	69.00	110.6	1.1
WYFX	MOUNT VERNON	IN 294 A	106.31	72.00	179.9	34.3
WYFX	MOUNT VERNON	IN 294 A	104.46	72.00	180.3	32.5
WZNX	SULLIVAN	IL 294 B1	98.01	96.00	329.1	2.0
WZNX	SULLIVAN	IL 294 B1	105.46	96.00	321.1	9.5
WZNX	SULLIVAN	IL 294 B1	105.46	96.00	321.1	9.5

Glenwood, IN

WJCF is requesting it's translator W279BB be changed to Channel 208A at Glenwood, Indiana. A fully spaced channel is available that is not shortspaced to any facility.

ComStudy 2.2 search of channel 208 (89.5 MHz Class A) at 39-36-46.9 N, 85-22-37.8 W.

CALL	CITY	ST CHN CL	DIST	SEP	BRNG	CLEARANCE
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	CONNERSVILLE	IN 262 B	18.17	15.00	82.1	3.2
	MORRISTOWN	IN 262 A	43.63	10.00	249.7	33.6
W06AY	LEBANON	KY 6 TV	219.60	0.00	176.1	0.0
W06AY	LEBANON	KY 6 TV	219.60	0.00	176.1	0.0
W06BD	PRINCETON	IN 6 TV	235.82	0.00	234.6	0.0
WAUZ	GREENSBURG	IN 206 A	41.33	31.00	201.3	12.79 dB
WBCY	ARCHBOLD	OH 208 B1	231.12	143.00	23.6	20.05 dB
WBEW	CHESTERTON	IN 208 B1	272.39	143.00	328.3	35.18 dB
WBEW	CHESTERTON	IN 208 B1	271.91	143.00	332.3	33.94 dB
WBEW	CHESTERTON	IN 208 B	271.91	178.00	332.3	27.08 dB
WBKE-FM	NORTH MANCHESTER	IN 208 A	164.94	115.00	348.3	18.79 dB
WBOI	FORT WAYNE	IN 206 B	171.64	69.00	5.7	37.33 dB
WBSB	ANDERSON	IN 208 A	74.18	115.00	338.2	4.41 dB
WDCL-FM	SOMERSET	KY 209 C1	267.30	133.00	176.0	30.78 dB
WDPG	GREENVILLE	OH 210 B	89.71	69.00	47.5	22.91 dB
WDPS	DAYTON	OH 208 A	100.24	115.00	80.6	10.25 dB
WFCI	FRANKLIN	IN 208 A	72.10	115.00	251.2	0.55 dB
WFPL	LOUISVILLE	KY 207 B	139.95	113.00	196.2	13.73 dB
WFYI-FM	INDIANAPOLIS	IN 211 B	83.20	69.00	294.6	19.00 dB
WGNJ	ST. JOSEPH	IL 207 B	226.91	113.00	284.6	27.77 dB
WHSS	HAMILTON	OH 208 A	62.46	115.00	107.3	4.44 dB
WIFE-FM	CONNERSVILLE	IN 262 B	18.02	15.00	81.8	3.0
WIFE-FM	CONNERSVILLE	IN 262 B	18.17	15.00	82.1	3.2
WISU	TERRE HAUTE	IN 209 B	188.97	113.00	267.0	26.08 dB
WJEL	INDIANAPOLIS	IN 207 A	78.20	72.00	297.4	20.75 dB
WJYW	UNION CITY	IN 205 A	83.54	31.00	37.2	30.85 dB
WKPB	HENDERSON	KY 208 C2	257.24	166.00	221.5	20.32 dB
WKPB	SEBREE	KY 208 C2	265.54	166.00	220.6	19.23 dB
WKVO	GEORGETOWN	KY 210 C2	165.49	55.00	155.1	36.21 dB
WMKV	READING	OH 207 A	86.32	72.00	117.8	26.70 dB
WMWX	MIAMITOWN	OH 205 A	41.88	31.00	131.9	9.49 dB
WMYJ-FM	OOLITIC	IN 205 A	116.19	31.00	233.6	38.92 dB
WNKU	HIGHLAND HEIGHTS	KY 209 C3	94.76	89.00	128.9	14.49 dB
WOFR	SCHOOLCRAFT	MI 208 B1	284.09	143.00	355.7	33.29 dB
WOJC	CROTHERSVILLE	IN 209 A	90.28	72.00	204.4	26.69 dB
WONU	KANKAKEE	IL 209 B	278.92	113.00	309.9	37.14 dB
WORI	DELHI HILLS	OH 211 B1	64.98	48.00	127.0	13.93 dB
WORI	DELHI HILLS	OH 211 B1	59.15	48.00	133.2	13.44 dB
WOSU-FM	COLUMBUS	OH 209 B	202.54	113.00	79.1	26.64 dB
WOSU-FM	COLUMBUS	OH 209 B	204.54	113.00	76.7	27.75 dB
WQRP	DAYTON	OH 208 B1	100.24	143.00	80.6	10.25 dB
WQRP	DAYTON	OH 208 B1	105.68	143.00	76.9	11.92 dB
WRGF	GREENFIELD	IN 209 A	36.24	72.00	300.2	1.73 dB
WRTV	INDIANAPOLIS	IN 6 TV	83.22	0.00	294.6	0.0
WSPM	CLOVERDALE	IN 206 B	118.21	69.00	274.7	38.16 dB
WSYX	COLUMBUS	OH 6 TV	202.54	0.00	79.1	0.0
WTUR	UPLAND	IN 209 A	95.87	72.00	353.8	30.42 dB
WVMS	SANDUSKY	OH 208 A	299.10	115.00	46.1	37.92 dB
WVXC	CHILLICOTHE	OH 207 A	186.29	72.00	98.3	35.07 dB
WVXR	RICHMOND	IN 207 B1	57.28	96.00	60.0	2.08 dB
WVXW	WEST UNION	OH 208 A	168.17	115.00	118.4	17.09 dB
WYSM	LIMA	OH 207 A	159.94	72.00	42.5	30.67 dB
WYTJ	LINTON	IN 207 A	167.52	72.00	250.4	35.98 dB

Bedford, IN

Resolution of the previously filed MX between two applicants for Class A

facilities at Madisonville, KY is resolved with CH 229A at Bedford, IN by a fully spaced allocation with site restriction. There is no shortspaced condition to any station as a result of movement of station WQKC to Sellersburg, Indiana.

ComStudy 2.2 search of channel 229 (93.7 MHz Class A) at 38-31-43.5 N, 86-29-17.0 W.

CALL	CITY	ST CHN CL	DIST	SEP	BRNG	CLEARANCE
	GRAYVILLE	IL 229 A	138.97	115.00	262.9	24.0
	CLINTON	IN 229 A	134.49	115.00	323.4	19.5
	CLINTON	IN 230 B1	132.15	96.00	321.5	36.2
	COLUMBUS	IN 228 A	81.34	72.00	37.5	9.3
	COLUMBUS	IN 228 A	81.34	72.00	37.5	9.3
	LAWRENCE	IN 230 B1	130.08	96.00	15.7	34.1
	OOLITIC	IN 231 A	43.64	31.00	346.5	12.6
	SELLERSBURG	IN 230 A	73.85	72.00	111.9	1.9
890530MI	CHANDLER	IN 228 A	98.84	72.00	235.3	26.8
890830MF	CLARKSVILLE	IN 226 A	67.66	31.00	115.6	36.7
WKTG	MADISONVILLE	KY 230 C2	144.21	106.00	215.9	38.2
WLFW	CHANDLER	IN 228 A	99.56	72.00	233.9	27.6
WMMG-FM	BRANDENBURG	KY 228 A	75.39	72.00	154.3	3.4
WMMG-FM	BRANDENBURG	KY 228 A	75.39	72.00	154.3	3.4
WQKC	SELLERSBURG	IN 230 A	75.53	72.00	115.3	3.5
WQTY*	LINTON	IN 227 B1	79.98	48.00	303.3	32.0
WTFX-FM	CLARKSVILLE	IN 226 A	63.09	31.00	118.0	32.1
WULF	HARDINSBURG	KY 232 C2	85.53	55.00	163.1	30.5
WULF	HARDINSBURG	KY 232 C2	84.22	55.00	165.2	29.2

Conclusion

ICRC's Counterproposals have merit and consideration of the requested actions within this Rulemaking are allowed by Commission Law. Failure to consider the Counterproposals would be remarkable.

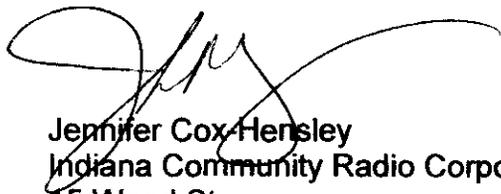
Changes proposed to the facilities of WISG in this Rulemaking have not been served on W230AR or it's licensee. The changes are Ex Parte communication as the licensee was not notified. A second public notice and filing window should be included to allow W230AR proper consideration in this matter.

The ICRC counterproposal was not properly docketed or considered and was placed by Staff in another proceeding which had already been terminated.

WISG has filed a Petition To Deny against W230AR based specifically on the Class B1 facilities it proposes in this Rulemaking, which has not been approved by Staff. W230AR was unable to view in the WISG Public File the transfer of station license or the Rulemaking as neither were within the WISG Public File. These communications were not included within the current proceeding but have bearing and should be considered. Clearly no Public Notice has taken place and the Licensee has failed to allow Public Access to these items.

ICRC requests Commission Staff correct errors by opening another public

comment and filing window to properly allow ICRC to be heard in this matter, or, alternatively, allow ICRC's modified proposal to be acted on within this proceeding.

A handwritten signature in black ink, appearing to read 'JCH', with a long, sweeping horizontal stroke extending to the right.

Jennifer Cox-Hensley
Indiana Community Radio Corporation
15 Wood St
Greenfield IN 46140
317 467-1064