

June 19, 2007



Marlene Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Presentation  
MM Docket No. 99-25 (LPFM Proceeding)  
RM-11338 (Petition for Rulemaking of the National Association of  
Broadcasters)

Dear Ms. Dortch:

On June 18, 2007, the undersigned (“Ms. Desai”) and Colin McIntyre of Media Access Project and Pete Tridish (“Mr. Tridish”) of Prometheus Radio Project met with Commissioner Jonathan S. Adelstein, Rudy Brioché, Legal Advisor, Media Issues, Katie Yocum, Confidential Assistant and Director of Outreach, and Tamika Jones, Special Assistant, at the offices of the Federal Communications Commission. At this meeting, the parties discussed some of the issues raised in the LPFM proceeding, specifically encroachment by full-power stations and the status of translators *vis a vis* LPFMs. The parties also briefly discussed the Petition for Rulemaking of the National Association of Broadcasters regarding AM broadcast stations operating FM translator stations.

Mr. Tridish discussed the preclusive effect of translators on LPFMs. Mr. Tridish suggested imposing a limit on the number of translators that one licensee could own and the number of times a signal could be rebroadcast by translators. Mr. Tridish also suggested that LPFMs should be given primary status over distant translators. Alternatively, Mr. Tridish suggested priority should be determined by a pledge of local content origination or public affairs programming. In other words, translators that repeat the signal of a station that locally originates at least 8 hours per day of local programming or 1 hour per day of locally produced news/public affairs programming would be primary to low power stations which do not meet this pledge.

With respect to encroachment on LPFMs by full-power stations changing their community of license, Ms. Desai mentioned that some LPFMs are under threat of being knocked off the air completely by full-power stations’ changing their community of license and suggested granting coequal status to LPFMs and full-power stations. Ms. Desai also suggested that a change should only be granted if the affected LPFM has the opportunity to move elsewhere and the moving full-power station finances the costs of the move.

Mr. Tridish also suggested that LPFM applicants be given the option of using the contour overlap method for finding available frequencies.

In addition to the points raised above, the parties discussed the arguments raised in previous filings related to the LPFM proceeding. Mr. Tridish also provided Commissioner Adelstein and Mr. Brioché with “Prometheus Recommended Solutions for the LPFM Reconsideration” and “Prometheus Recommendation on Translators,” which were filed earlier in this proceeding.

Finally, Mr. Tridish noted the impact to future LPFMs if AM broadcast stations were allowed to operate FM translator stations. Mr. Tridish also suggested that the above issues, relating to translators, raised in the LPFM proceeding should be resolved before moving forward on any rulemaking to determine whether AM broadcast stations should be allowed to operate FM translator stations.

Pursuant to Section 1.1206(b), 47 C.F.R. §1.1206(b) of the Commission’s rules, this letter is being filed electronically with your office today.

Respectfully submitted,

/s/

Parul Desai

cc: Commissioner Jonathan S. Adelstein  
Rudy Brioché  
Katie Yocum  
Tamika Jones