

Received & Indexed

JUL 21 2010

FCC Mail Room

ORIGINAL

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of)	
)	
Amendment of Section 73.202(b))	MB Docket No. 08-86
Table of Allotments)	
FM Broadcast Stations)	RM-11432
Custer and Onkama, Michigan)	RM-11607

To: Marlene H. Dortch, Secretary
Office of The Secretary,
Federal Communications Commission

REPLY COMMENTS

Respectfully submitted,

ROY E. HENDERSON

BY Robert J. Buenzle,
His Counsel

Law Offices
Robert J. Buenzle
11710 Plaza America Drive
Suite 2000
Reston, Virginia 20190
(703) 430-6751

July 21, 2010

No. of Copies rec'd 0+4
List ABCDE

I N D E X

PAGE

Summary.....	i
I. Background and Preliminary Statement.....	2
II. The Northern Counterproposal Was Procedurally Flawed, Legally Deficient, and Not Timely Filed in This Proceeding, and Should Have Been Dismissed.....	6
III. The Northern Counterproposal Was Procedurally Flawed and Legally Deficient in Failing to file Form 301, Pay the Required Fee, and Commit to Build on the Channel it Requested the FCC to Retain at Custer, and Should Have Been Dismissed.....	14
IV. To the Extent That the Northern Counterproposal Were Considered At All On any Substantive Basis, It Remains Clearly Inferior to the Henderson Petition.....	15
V. Summary and Conclusion: The Northern "counterproposal" is Grossly Untimely and Fatally Defective and Does Not Merit Further Consideration in this Proceeding And Should be Dismissed and, if Arguendo, It were considered on any Substantive Basis, it Should be Denied as Grossly Inferior to Henderson's Petition, and That Henderson's Petition is Superior By Every Measure, Best Serves the Public Interest, and Should be Adopted.....	16
 Attachment A, ECFS Report on status of Filings in Docket 08-86 as of 6-24-2010	
 Attachment B, ECFS Report on Status of Filings in Docket 08-86 as of 7-15-2010	
 Attachment C Copy of Reply Comments Filed by Roy E. Henderson in this proceeding Docket 08-86 On September 30, 2008 and Incorporated Herein by Reference	

S U M M A R Y

In this proceeding Roy E. Henderson filed a Petition for Rulemaking to delete existing vacant FM radio channel 263A from Custer, Michigan, and replace it with equivalent channel 227A at Custer for which Henderson filed an application and commitment to build. Adoption of the Henderson proposal would also clear the way for upgrade of radio station WCUZ in Bear Lake, Michigan, from a short-spaced class A facility to a fully spaced class C3 facility. Adoption of the Henderson proposal would result in a first operating service at Custer serving 43,548 persons and also expanded service at Bear Lake, Michigan, serving an additional 35,724 persons, a combined total of new service to 79,272 persons. A counterproposal was then mailed to Henderson but not filed in this Docket by Northern Radio of Michigan, Inc. opposing the Henderson petition, and instead proposing that existing channel 263A be retained at Custer and channel 227A assigned for Northern's use at Onkama, Michigan. Henderson submits that the Northern counterproposal was untimely filed in this proceeding 3 weeks after the required date and almost one week after the entire pleading period, including the date for Reply Comments, had closed, and should therefore be dismissed. Henderson also suggests that the Northern filing is legally defective and should also be dismissed for its failure to include a commitment and form 301 for use of the channel that it requests be retained in Custer and, in the event that Northern were to receive substantive consideration of its filing, Henderson claims substantially superior service (79,272 for Henderson against 25,444 claimed by Northern) and other public interest benefits in efficient use of the frequencies and that, on a substantive analyses, Henderson's petition better serves the public interest and that his Petition should be adopted and the Northern proposal denied.

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of)
)
Amendment of Section 73.202(b)) MB Docket No. 08-86
Table of Allotments)
FM Broadcast Stations) RM-11432
Custer and Onekama, Michigan) RM-11607 (See f.n. 1)

To: Marlene H. Dortch, Secretary
Office of The Secretary,
Federal Communications Commission

REPLY COMMENTS

By Notice of Proposed Rulemaking (hereinafter "NPR") issued in this Docket and released on July 25, 2008 (DA 08-1710), the Federal Communications Commission ("FCC" or "Commission") proposed to adopt the Petition for Rulemaking ("Petition") as filed by Roy E. Henderson (hereinafter "Henderson"), on May 8, 2008, which proposed amendment of the FM Table of Allotments to delete existing vacant channel 263A as presently allotted to Custer, Michigan, and replacement of that channel with the new allotment of equivalent channel 227A to Custer.

Henderson's petition was accompanied by his filing of FCC form 301 and commitment to bid for the new channel at auction, and if successful, to build a station on that channel at Custer. By Public Notice 2909, released July 7, 2010, the Commission took note of a filing by Northern Radio of Michigan, Inc. (hereinafter "Northern") styled as a "counterproposal" in this proceeding and

invited "Reply Comments" directed to that filing and Henderson, by his Counsel, herewith submits his Reply Comments: 1/

I. Background and Preliminary Statement

In response to the NPR, Henderson on September 11, 2008, timely filed Comments in Support of the Rulemaking. The date set for filing such Comments or Counterproposals was set at Monday, September 15 and although the FCC's ECFS System did not indicate any other filing as of that date or at any time subsequent to that date, shortly thereafter, Henderson did in fact receive in the mail a pleading entitled "Counterproposal" by Northern Radio of Michigan, Inc. ("hereinafter Northern") but designated as being filed in a different docket (identified by Northern as their Docket "08-06").

Having received the mailed version of the filing which included Northern's proposed "counterproposal" which would effectively block the Henderson Petition by requiring that the original channel at Custer be retained there and not exchanged as proposed by the Commission in its NPR, Henderson determined that he had no choice but to respond to what he had received in the mail and to note therein the irregularities and patent procedural deficiencies of what Northern had sent.

1/ For the reasons stated herein, Henderson objects to the receipt or consideration of the Northern Counterproposal in this proceeding as being legally flawed and untimely filed in this case as an "Attachment" to a letter which was filed 3 weeks after close of the required filing date for such a filing.

He did so and his "Reply Comments" as filed on September 30, 2008, referred to two procedural defects evident in the Northern filing, the first being that the Northern "counterproposal" was directed to a totally different docket from ours and never received or disclosed in the Docket of this case, thereby rendering the filing as patently deficient, grossly untimely (if ever subsequently filed in this case) 2/ and unacceptable for consideration in this proceeding.

The second noted Procedural deficiency in the Northern pleading was the total failure by Northern to file a form 301, pay the fee, and commit to build a new station on the old channel in Custer which the FCC had proposed to delete and which Northern had in turn requested the FCC to retain as an allocation there. It was argued that this second procedural infirmity likewise made the Northern pleading unacceptable for consideration in this proceeding. 3/, since the Commission recognized in its new 2006 FM Allotment Rules that no request for action affecting the FM table of Allocations would be considered unless the proponent of

2/ At the time of Henderson's filing of his original "Reply Comments" on September 30, 2008, the Northern "counterproposal" still had not been filed in this Docket.

3/ See Notice of Proposed Rulemaking, Revision of Procedures Governing Amendment to FM Table of Allotments, 20 FCC Rcd 11169 (2005) at pa. 34; Report and Order, 21 FCC Rcd 14212 (2006) at pa 18-20 and f.n. 1

such action would also file a form 301, pay the fee, and commit to build on that channel if the FCC adopted its proposal. 4/

In the instant case, the FCC had proposed in its NPR to replace a channel presently allocated to Custer, unoccupied and fallow for a number of years there, with an alternate channel as proposed by Henderson in this proceeding, and with the form 301 filed, fee paid, and commitment made by Henderson for use of that alternate channel at Custer, but Northern proposed and requested that the FCC NOT make that change and that instead it retain the unwanted channel in Custer, but in requesting that action from the FCC it was incumbent upon Northern to assure the FCC that if it did so in response to Northern's request, that Northern would make use of that channel in Custer and build a station on it, such assurance being required in the form of an application filed, fee paid, and commitment made, none of which was done or offered by Northern and the absence of which is a fatal defect to FCC consideration of its proposal.

Substantively, Henderson also pointed out that greater public interest benefits would be obtained by adoption of the Henderson proposal (a new committed first transmission service for Custer on the requested replacement channel for 43,548

4/ The wisdom of this requirement is well illustrated here where Northern seeks to convince the FCC to NOT adopt its change in the Table which would assure Custer a new station as guaranteed by Henderson's Form 301 and full commitment, and instead retain the old channel there but with nothing offered by Northern, no 301 application, no fee paid, and no commitment in return for FCC grant of that request, thereby requesting FCC assistance in predictably dooming Custer's chances for a new FM radio station.

persons, and an additional expanded service for an associated upgrade made possible by the channel change at Custer, at station WCUZ in Bear Lake for an additional 35,724 persons (a combined total of 79,272 persons) which would be three times the new first transmission service proposed by Northern to 25,444 persons at Onekama.

The substantive analyses did not seem to be a close one but the total failure of Northern to timely file its pleading in this Docket by the appointed required date of September 15, 2008, made it seem virtually a certainty that the Northern filing would in fact be rejected out-of-hand as patently and fatally procedurally defective, not a timely filed counterproposal in this proceeding, unqualified for any substantive consideration at all in this case, and we are frankly mystified as to why it subsequently appeared on Public Notice (Report No. 2909) released July 7, 2010. Having done so however, we will discuss further below why we believe it should not have been, and should be dismissed here.

As for the other procedural defect in the Northern filing (its failure to file a form 301 or make any commitment to build a station on the old channel at Custer, despite its request to the Commission to not do as it planned to do in the NPR replacing that channel), and the substantive deficiency of the Northern proposal as compared to the Henderson proposal, those matters were fully discussed in detail in Henderson's original "Reply Comments" including the attached supporting Engineering Statement, as filed on September 30, 2008, and those comments as

filed are reaffirmed here in full, incorporated by reference and fully adopted here for the Commission's further consideration.

5/ In addition to which the following further argument is submitted:

II. The Northern Counterproposal Was Procedurally Flawed, Legally Deficient, and not Timely Filed in This Proceeding, and Should Have Been Dismissed.

The question of misdirected or procedurally flawed pleadings filed in rulemaking proceedings is not a new one and has been the subject of FCC discussions in several cases, and in each such case, the action by the proponent which resulted in its proposed filing not being submitted in the proper docket at the proper required time has resulted in rejection and dismissal of the filing, and no less should happen here. In the first place, we should note that this was not just a "pleading" but a proposed "counterproposal" which is held to an even higher standard than most pleadings i.e that it must be technically correct and substantially complete when filed, with no subsequent "corrections" or "modifications" allowed. See. Broken Arrow, Oklahoma et al, Report and Order, 3 FCC Rcd 6507,6651 (MMB 1988) and Provincetown, Massachusetts et al, Memorandum Opinion and Order, 8 FCC Rcd 19 (MMB 1982). To the extent that the Northern filing was filed in a totally different docket and not even attempted to be filed in this Docket until submitted as an "attachment" to a letter dated October 6, 2008, it definitely was

5/ For the convenience of the Commission, a copy of the original "Reply Comments" as filed by Henderson on September 30, 2008, is attached hereto as "Attachment C".

not "technically correct and substantially complete", at least not in this case. Just to put it in perspective, When Northern filed its "letter" with its misfiled Counterproposal as an "attachment", that was 21 days, i.e. three weeks, after the required filing date of September 15 for any Counterproposal to be filed in this docket. In fact, it was actually 6 days after the REPLY DATE required for the filing of any REPLY pleading in this case.

Moreover, the Commission in its ECFS system listed the letter filed by Northern in this docket on October 6, as just that, a "Letter" and gave no indication there of the existence of any counterproposal timely filed in this proceeding by the required September 15 date. In fact, from that point on, all the ECFS system ever showed for this Docket was the three filings by Henderson i.e. his Petition, Comments in Support, and Reply Comments, all timely filed, and then a single entry for a filing by Northern posted on October 10, 2008, well after completion of the required times for Comments and Reply Comments in this proceeding. If anyone cared to 'click' on that October 6 Northern filing, it would find it described in ECFS as simply a "letter" and most notably NOT as a "counterproposal". If they then went further and 'clicked' on the letter they would see that the letter also included an "Attachment" purported in the letter to be a counterproposal "filed in this proceeding" although by its own words in its own cover letter that was clearly not the case and there was not even an attempt to submit that pleading in this Docket until October 6, 2008, long after the required dates

for Comments and Reply Comments in this proceeding had expired, when it was attached to Northern's letter of that date. And the ECFS Report remained exactly this way as stated through at least June 24, 2010, when checked and copied by Counsel for Henderson.

When last checked on July 15, 2008, the specific entries remained as previously stated on ECFS and with the only new entry being the reference to the FCC Public Notice dated July 7, 2010. But then something very strange and unexplained was also noted. Although there was no change or addition shown in the entries for things filed by the parties in this proceeding, there were two very small but very significant and totally unexplained other new changes inserted in the ECFS Report, to wit, where all the way through June 24, 2010, ECFS had consistently shown the number for "total filings" as "4" and "filings in last 30 days" as "0", in the July 15, 2010 report the total filings had been changed to "5" and the filings in last 30 days indicated as "1".

This does not seem to add up, no matter how it is viewed. Assuming that "total filings" refers to things filed by outside parties (i.e. not including FCC filings) "4" would have correctly referred to the 3 filings by Henderson and the one filing by Northern (on October 6, 2008) and everything would be consistent in what had been previously filed and listed as entries in this case. But if that is so, and the number refers to "party filings" than what new matter was filed by Northern within the past 30 days, and if there was such a filing, why was it not also served

on Henderson, and why was it not also disclosed, listed, and described as a new filing entry on the July 15, 2010 ECFS Report?

On the other hand, if the "total filings" is supposed to refer to all filings, including FCC actions then why did it always say "4" up to June 24, 2010 when prior to that time, since the close of comment periods in 2008, there were always 4 party filings and one FCC filing (the Notice of Proposed Rulemaking) which would add to "5", and if it did include FCC filings why would the "total filings" not now show "6"?

As we said before, none of this seems to add up, no matter how it is viewed, and we must assume that it is some kind of error. As far as we know, there have been no additional party filings by Henderson or by Northern subsequent to the filing of the Northern letter on October 6, 2008, and so we will proceed on the good faith belief that that remains a correct statement. 6/

That being so, we must perforce note here that during the entire Comment and Reply Comment phase of this case, there was never a single reference or disclosure of any kind to the public of the existence of any "counterproposal" filed in this case by Northern or anyone else and there has never been, and still is not now, anything in the ECFS record of this case which would alert any member of the public that a counterproposal had in fact

6/ Hard copies of the ECFS Report from 6-24-2010, and the ECFS Report from 7-15-2010 are submitted herewith as Attachments "A" and "B" respectively.

been timely filed and accepted as such in this Docket, and that is understandably so since that never really happened.

So what to make of all this? Simply this: The FCC has already made it very clear how seriously it takes the filing requirements in FM Rulemaking proceedings and there is no need to make any new law on it here. The burden is upon the proponent to properly file its pleading within the designated time limits, properly directed to the correct office and designation, so that it will then be placed without delay in the ECFS system for the benefit of the public. And anything to the contrary by the proponent that would delay that process beyond the specified dates renders the filing defective and unacceptable.

This could not be more clearly stated than as set forth by the Commission in its Public Notice of April 1, 2005, titled "Filing Requirements in FM Allotment Rulemaking Proceedings" (20 FCC Rcd 7502, DA 05-995, (MB 2005)). In that Public Notice the Commission noted that improperly addressed filings were "delaying their receipt in the Office of the Secretary and their prompt entry into the Commission's Electronic Comment Filing System ("ECFS") (emphasis supplied). The problem recognized at the time was a misdirection in the person or office that the pleading was directed to as between the Secretary's Office or some other office. But the main point was it was the Secretary's Office that was responsible for getting the pleading promptly to the right place as directed by the proponent and entered into the ECFS system there and that was the important point, and in the case

before us here, the incorrect address of the Docket number as supplied by Northern resulted in Northern's proposed pleading being sent somewhere else entirely and NOT being filed in our docket, in not ever getting to our docket, or ever being recognized as filed there within the specified time, or for even an attempt at a tardy filing in our Docket until a time well after the required Comment date AND the Reply Comment date. To say that the filing was "untimely" would be a gross understatement and in such a case, the filing must be rejected. Indeed, as stated by the Commission in Rule 1.419, even an 'informal comment' can be considered without regard to form, except for one very important point, i.e. "...provided only that the Docket Number is specified in the heading". And we do not think it a stretch to assume they were referring there to the "correct" docket number in this minimal requirement.

As stated in FM Allotments Caliente and Moapa, Nevada, _FCC Rcd_, DA 06-2029 (Media Bur., 2006) in rejecting reconsideration of an improperly addressed Petition for Reconsideration in an FM rulemaking proceeding, the Commission said that the purpose of requiring a correctly stated address on "...all filings in FM allotment proceedings is to provide interested parties AND THE PUBLIC with adequate notice of pleadings that may result in changes to the FM Table of Allotments, to ensure fair and efficient processing including entry in ECFS and to conserve the Commission's limited resources" (supra at paragraph 6 (emphasis supplied)). It is most important to recognize here that rulemaking proceedings are, by necessity, public proceedings,

that proper filing and timely entry and disclosure in the Commission's ECFS system is absolutely essential to that designated required process, and that failure by any filer to fully meet the strict filing requirements renders any proposed filing patently defective and unacceptable for recognition or consideration of any kind. See for example, FM Table of Allotments, Flora, Mississippi, _FCC Rcd_, DA 06-1760 (Med Bur., September, 2006) where the date set for filing of any comments or counterproposals was April 24, 2006, and a counterproposal was filed that date but with an incorrect address to the Media Bureau, resulting in it being subsequently delayed until May 12 in reaching the Secretary's office for entry into the ECFS system where it was then recognized as being filed late, past the required due date, and dismissed as untimely.

Although this case and others refer to errors in the address relating to the Office of the Secretary as a destination, where errors were being made, the essential problem they were dealing with was that the error in the address was preventing the pleading from being properly delivered and recognized, and then entered into the proper place, i.e. the proper docket, as directed on the pleading, without delay, to assure that the parties AND THE PUBLIC would then have adequate notice in ECFS on which to determine what, if any, participation they might wish to pursue on the matter. In the case at hand, the improper docket address used by Northern did not just cause a "delay" or make it "more difficult" for their pleading to be placed into the proper docket for review. It made it virtually impossible for the

pleading to be placed in the proper docket for review in anything like a timely manner, if ever, and, consistent with FCC policies and cases, that is simply unacceptable under any circumstance.

The Northern counterproposal was NOT timely filed in this docket by the required filing date; it remained unfiled in this docket for three weeks past that date, in fact for 6 days past the required date for Reply Comments, after which point Northern simply filed a letter dated October 6, 2008, and directed to this Docket, with the Commission, simply claiming that it had filed a Counterproposal "in this proceeding" (which it clearly had not and which did not at that time exist in any form in the ECFS docket of this proceeding) but noting that it had placed a different docket number on what it had filed.

It then attached a copy of its original filing to the different proceeding to their October 6 letter filed in this proceeding. As previously noted, the ECFS system has never made any specific recognition of any Counterproposal timely filed in this proceeding from that time to now, and that reference to the ECFS for this case shows one and only one filing by Northern in this proceeding, that being its letter of October 6, 2008, to which it appended a copy of its misdirected Counterproposal as filed in some other case.

It is clear that whatever Northern prepared or intended to file in this proceeding was NOT timely filed by them in this proceeding, and not disclosed or available to the public for the public's review in this proceeding at that time or at ANY time

during the specified Comment/Reply Comment period that had been set for ~~this~~ proceeding. Consistent with the rights of the public and the parties to full observance of the filing rules as long required in the FM rulemaking process, and consistent with the Commission's application of those requirements in prior cases as cited above, the proposed "counterproposal" by Northern as first filed in this case on October 6, 2008, as an attachment to a letter filed that date, must be dismissed as untimely and unacceptable for filing or consideration in any way in this proceeding.

III. The Northern Counterproposal Was Procedurally Flawed and Legally Deficient in Failing to file Form 301, Pay the Required Fee, and Commit to Build on the Channel it Requested the FCC to Retain at Custer, and Should Have Been Dismissed.

The deficiency of Northern to comply with the requirements of the Commission's rules as adopted in 2006 (See footnote 3, supra) were discussed at pages 2, 3 and 4 of Henderson's Reply Comments, and in the Engineering Statement attached thereto, as filed in this proceeding on September 30, 2008, and a copy of which is included here as Attachment C, and which is adopted herein in full and incorporated herein by reference.

Those comments, as originally made, set forth the deficiency alleged by Henderson in the Northern filing in its failure to comply with FCC rules where FCC action is requested in the FM Table of Allotments, and assurance is required by the FCC that grant of any such action will not be a useless act, i.e. that the proponent of such action will file an FCC form 301 for use of the

channel requested, pay the required filing fee, and commit to bid at auction and build on the channel if successful.

Northern did none of this and presents the FCC with the choice of granting Northern's request to keep the old and unused channel in place at Custer with no prospect that it would ever be used there and certainly with no proposal or commitment by Northern that IT would ever build a station there, in contrast to the channel change at Custer proposed by Henderson where Henderson has complied with the new FM Allotment Rules, filed his form 301, paid his fee, and made his commitment to bid and (if successful) build a station on that replacement channel in Custer.

As stated in our original comments, and as restated here, it is our position that Northern's utter failure to offer any commitment or any compliance with the new FM Allotment Rules, as they relate to Northern's request that the FCC not do as it indicated it proposed to do in the NPR, and instead retain the old channel in Custer, unused and unapplied for in 6 years, with no offer, interest, or commitment whatsoever by Northern to build a station there, renders its counterproposal legally deficient and unworthy of further consideration in this proceeding.

IV. To the Extent That the Northern Counterproposal Were Considered At All On any Substantive Basis, It Remains Clearly Inferior to the Henderson Petition.

This matter was discussed by Henderson in pages 4 to 9 of the original Reply Comments as filed September 30, 2008, and in the appended Engineering Statement, and those comments are

adopted herein in full and incorporated herein by reference. We note only this additional comment here: adoption of Henderson's Petition would result in a new first transmission service being built by Henderson on the new replacement channel as proposed in the NPR in Custer, Michigan with new service to 43,548 persons, and additional service by upgrade at WCUZ in Bear Lake, as also facilitated by the channel change at Custer with new service to 35,724 persons, for a total of new service of 79,272 persons. This compares with the Northern proposal of a new first transmission service in Onekama serving 23,444 persons. Period.

As set forth in our original Reply Comments, and as set forth here, it is our position that under the comparisons of 47 USC 307(b) and the FCC's 4 step allotment priorities (90 FCC 2d 88 (1982) to compare FM rulemaking proposals, we simply do not see this as a close analyses and respectfully submit that Henderson's proposal is far superior to that of Northern, even if arguendo Northern had ever properly filed its "counterproposal" and that a substantive comparison was ever required or reached.

V. Summary and Conclusion: The Northern "counterproposal" is Grossly Untimely and Fatally Defective and Does Not Merit Further Consideration in this Proceeding And Should be Dismissed and, if Arguendo, It were considered on any Substantive Basis, it Should be Denied as Grossly Inferior to Henderson's Petition, and That Henderson's Petition is Superior By Every Measure, Best Serves the Public Interest, and Should be Adopted.

As stated and restated, the Northern "counterproposal" is fatally infected by multiple procedural deficiencies and should be dismissed as such. Further, if the case ever got to any substantive analyses, the Henderson proposal is vastly superior

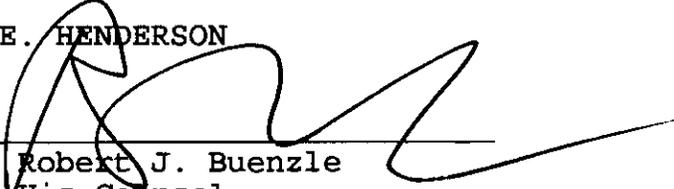
to what Northern suggests and the public interest would be vastly better served by the new service in Custer and Bear Lake, as well as the deletion of the old unused FM channel at Custer for possible future use elsewhere. It is submitted that adoption of the Henderson proposal to provide all of this additional service at the earliest possible time would clearly be in the public interest.

Wherefore, for the reasons as stated in Henderson's original Reply Comments including Engineering Statement, as filed in this proceeding on September 30, 2008, and for the further reasons as also stated herein, it is respectfully submitted that the Counterproposal as submitted by Northern Radio of Michigan, Inc., is grossly deficient and untimely filed and should be dismissed as fatally flawed, legally deficient as filed, and unacceptable to be received or considered in this proceeding, or, if considered in any way, for any reason, that it should be denied as substantively inferior to the Petition as filed by Henderson, and that Henderson's Petition as reflected in the Commission's Notice of Proposed Rulemaking should be adopted.

Respectfully submitted,

ROY E. HENDERSON

by


Robert J. Buenzle
His Counsel

Law Offices
Robert J. Buenzle
11710 Plaza America Drive, Suite 2000
Reston, Virginia 20190
(703) 430-6751

July 21, 2010

Reply Comments
Roy E. Henderson
Custer, Michigan RM
MB Docket No. 08-86
July 21, 2010

Attachment A

Copy of ECFS Screen for Docket 08-86
As of June 24, 2010 Showing Filings in the
Proceeding, Total Filings 4, and Filings
within Last 30 days -0-

ECFS

Search For Comments in 08-86 | RSS feed



Rulemakings consolidated into this docket: [RM-11432](#)
Bureau Name: [Media Bureau](#)
Subject: Amendment of the FM Table of Allotments
Prepared By: Robert J. Buenzle Attorney on 6/9/08
Location: Custer, Michigan
Rule Section: 73.202(b)
Date Created: 06/09/2008
Status: Open only for paper filings.
Total Filings: 4
Filings in last 30 days: 0

Filed on Behalf Of	Date Posted	Date Received
① Northern Radio of Michigan, Inc.	10/09/2008	① Audio Division - NOTICE OF PROPOSED RULEMAKING 07/23/2008
① Roy E. Henderson	10/06/2008	
① Roy E. Henderson	09/15/2008	
① Roy E. Henderson	05/16/2008	

Proceeding Number: 08-86
Name of Filer: Northern Radio of Michigan, Inc.
Lawfirm Name: Fletcher, Heald & Hildreth, P.L.C.
Attorney/Author Name: Harry C. Martin
View Filing: [View \(22\)](#)
Type of Filing: LETTER
Exparte: No
Date Received: 10/06/2008
Date Posted: 10/09/2008
Address:
11th Floor, 1300 North 17th Street
Arlington, VA 22209

Reply Comments
Roy E. Henderson
Custer, Michigan RM
MB Docket No. 08-86
July 21, 2010

Attachment B

Copy of ECFS Screen for Docket 08-86
As of July 15, 2010 Showing Identical Filings
in the Proceeding, But now Listing Total
Filings 5, and Filings within Last 30 days -1-

Search For Comments in 08-86 | [RSS feed](#)



Rulemakings consolidated into this docket: [RM-11607](#)
[RM-11432](#)

Bureau Name: Media Bureau

Subject: Amendment of the FM Table of Allotments

Prepared By: Robert J. Buenzle Attorney on 6/9/08

Location: Custer, Michigan

Rule Section: 73.202(b)

Date Created: 06/09/2008

Status: Open only for paper filings.

Total Filings: 5

Filings in last 30 days: 1

Filed on Behalf Of	Date Posted	Date Received
Northern Radio of Michigan, Inc.	10/09/2008	Consumer & Governmental Affairs Bureau - PUBLIC NOTICE 07/07/2010
Roy E. Henderson	10/06/2008	
Roy E. Henderson	09/15/2008	Audio Division - NOTICE OF PROPOSED RULEMAKING 07/23/2008
Roy E. Henderson	05/16/2008	