

DOCKET FILE COPY ORIGINAL

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

FCC 10M-19

08660

In the Matter of )

MB Docket No. 10-157

**EDDIE FLOYD** )

NAL/Acct. No. 201041410018

Licensee of FM Translator Station K273AF,  
Carson City, Nevada )

FRN: 0011733425

Facility ID No. 13529

**EDDIE FLOYD** )

**MAILED**

**DEC - 3 2010**

**FCC Mail Room**

and )

**WILKS LICENSE COMPANY-RENO LLC** )

File No. BALFT-20070904ACU

For Assignment of License of FM Translator  
Station K273AF, Carson City, NV )

**EDDIE FLOYD** )

File No. BMLFT-20071218ABH

For Modification of License of FM Translator  
Station K273AF, Carson City, NV )

**ORDER**

**Issued: November 29, 2010**

**Released: November 29, 2010**

In the interest of expediting this case, and responding to concerns of non-government counsel, the following motions are summarily granted without comment:

- (1) Motion Requesting a Prehearing Conference filed on November 23, 2010, by Eddie Floyd.
- (2) Motion for Expedited Stay filed by Wilkes-Reno on November 23, 2010.

Also, a Prehearing Conference will be held in the OALJ courtroom TW A-363, on **Friday, December 3, 2010 at 9:30 a.m.**<sup>1</sup> to discuss and consider how best to inform the

<sup>1</sup> If December 3, 2010 at 9:30 a.m. is inconvenient for any party or any counsel, the conference date will be moved to a date and time agreed by counsel, either before or after December 3.

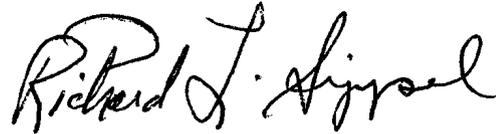
Presiding Judge of salient facts surrounding the ownership and operating of Station K273AF by Eddie Floyd and or Wilks-Reno, while noting and addressing stated concerns of privilege by counsel for Wilks-Reno.<sup>2</sup>

Counsel for all parties shall confer before the December 3<sup>rd</sup> Conference and attempt to agree to an appropriate Order referring this case to the Media Bureau for consideration of possible relief for Eddie Floyd under the Commission's *Second Thursday Doctrine*.

In order to best facilitate the conference, a Joint Prehearing Statement should be submitted to the Presiding Judge on **December 2<sup>nd</sup> by 1 p.m.**<sup>3</sup> stating the outcome of conferring, and noting any remaining concerns (if any) of the Enforcement Bureau for a referral to the Media Bureau for possible dispositive ruling, and dismissal of Wilks-Reno as a party, with or without prejudice. Individual party comments may accompany the Joint Prehearing Statement.

SO ORDERED.

FEDERAL COMMUNICATIONS COMMISSION



Richard L. Sippel  
Chief Administrative Law Judge<sup>4</sup>

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<sup>2</sup> For example, why was not the existence of an ongoing bankruptcy proceeding that had been initiated against Eddie Floyd a known fact that was not disclosed to the Presiding Judge at the conference held on September 28, 2010? Is there a clear and full explanation of Mr. Floyd's statement on-the-record that, "they've [Wilks-Reno] been utilizing [the station] way before June 1st of 2007." *See Prehearing Conference*, September 28, 2010, at 57-58.

<sup>3</sup> A statement that reaches the Presiding Judge by e-mail at or around 1 p.m. will suffice, with hard copy filing thereafter. Include simultaneously a proposed *Order* disposing of referral and dismissal, and which notes approval (or no objection) by each party.

<sup>4</sup> Courtesy copies of this *Order* are e-mailed to each counsel and to Mr. Floyd on date of issuance.