

12-374

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**F. W. HANNEL & ASSOCIATES**

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December 20, 2013

Federal Communications Commission  
Office of the Secretary  
Attn: Rebecca Dortch  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Re: Tribal Preference Window  
DA 13-2282  
November 27, 2013

Dear Ms. Dortch,

Enclosed is an original and 2 copies of a pleading styled "Continuing Interest Expression" to be filed in the proceeding announcing the opening of a Tribal Preference window for FM Channel 265A at Peach Springs, Arizona on November 27, 2013, (DA-13-2282). The purpose of the filing is to request that the pending application of the Hualapai Tribe be processed at the close of the Tribal Preference Window on December 27, 2013.

Should there be any questions regarding the enclosed material, please contact the undersigned.

Very truly yours,



F. W. Hannel, PE

No. of Copies rec'd 0+2  
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Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

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In the Matter of )  
 )  
Amendment of Section 73.202(b), ) MB Docket No. 12-374  
Table of Allotments, ) RM-11687  
FM Broadcast Stations. )  
(Peach Springs, Arizona) )

To: Office of the Secretary  
Attention: Chief, Audio Division  
Media Bureau

**CONTINUING INTEREST EXPRESSION**

The Hualapai Tribe, ("Tribe), a Native American entity, hereby files this Expression of Continuing Interest in accordance with the Threshold Qualification Window for Peach Springs, Arizona opening announced November 27, 2013. The Tribe filed the original Petition for Rulemaking which resulted in the allotment of FM Channel 265A to the community of Peach Springs, Arizona and, in accordance with the Threshold Qualification Window requirements, the Tribe is filing its expression of continuing interest in FM Channel 265A at Peach Springs, Arizona. By reference, the Tribe incorporates all of its prior filings in MB Docket 12-374

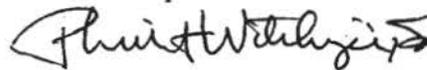
As noted in the Threshold Qualifications Window announcement, the Tribe meets all of the requirements for the allotment of a new FM facility to a community that qualifies as a Tribal Allotment. In accordance with the required expression of continuing interest, the Tribe specifically requests that the Commission process its pending Application for Construction Permit, (FCC File No. BNPH-20121010AAO). If awarded the Construction Permit, the Tribe will construct and operate the requested facility at Peach Springs, Arizona.

A grant of the requested Construction Permit to the Tribe will allow the Tribe to provide programming to the community of Peach Springs, Arizona that will serve the

needs of the Hualapai Tribe. The Tribe intends to use the FM facility to provide programming to the community that will support the unique cultural, social and economic needs of the Tribe.

In view of the foregoing, the Tribe requests that the Commission process the outstanding application for a new FM facility filed by the Hualapai Tribe on November 10, 2012. The new FM facility will serve the public interest and allow the Tribe to operate an aural facility providing service to its Tribal members residing in the service area of the facility.

Respectfully submitted,  
The Hualapai Tribe



By:   
F. W. Hannel, PE

F. W. Hannel & Associates  
10733 East Butherus Drive  
Scottsdale, AZ 85255  
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Dated: December 13, 2013

The Great Spirit created Man and Woman in his own image. In doing so, both were created as equals. Both depending on each other in order to survive. Great respect was shown for each other; in doing so, happiness and contentment was achieved then, as it should be now.

The connecting of the Hair makes them one person; for happiness or contentment cannot be achieved without each other.

The Canyons are represented by the purples in the middle ground, where the people were created. These canyons are Sacred, and should be so treated at all times.

The Reservation is pictured to represent the land that is ours, treat it well.



The Reservation is our heritage and the heritage of our children yet unborn. Be good to our land and it will continue to be good to us.

The Sun is the symbol of life, without it nothing is possible - plants don't grow - there will be no life - nothing. The Sun also represents the dawn of the Hualapai people. Through hard work, determination and education, everything is possible and we are assured bigger and brighter days ahead.

The Tracks in the middle represent the coyote and other animals which were here before us.

The Green around the symbol are pine trees, representing our name Hualapai - PEOPLE OF THE TALL PINES --

**HUALAPAI TRIBE  
OFFICE OF THE CHAIRPERSON**

Sherry J. Counts  
Chairwoman

P.O. Box 179 • Peach Springs, Arizona 86434 • (928) 769-2216  
1-888-769-2221

Philbert Watahomigie, Sr.  
Vice Chairman

December 4, 2013

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, C.C. 20554

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Re: Peach Springs Tribal Allotment

Dear Madame Secretary:

This letter is sent in response to the Federal Communications Commission (F.C.C.) opening, on November 27, 2013, a Threshold Qualifications Window for the Channel 265A Tribal Allotment at Peach Springs, Arizona. The Hualapai Tribe is the original allotment proponent. Please accept this letter as the Hualapai Tribe's written expression of continuing interest in the Peach Springs Tribal Allotment for Channel 265A.

The Hualapai Tribe does presently desires and intent to construct and operate a commercial FM radio station within the parameters of said allotment, as soon as the Bureau allows it to do so. Consequently, the Hualapai Tribe respectfully requests that the Bureau immediately process the F.C. C. Form 301 previously filed by the Hualapai Tribe.

Sincerely,

Philbert Watahomigie, Sr.  
Vice Chairman/Radio Station Liaison

Cc: Sherry Counts, Chairman, Hualapai Tribe  
Thomas Nessinger, Audio Division, Media Bureau  
Geoffrey Blackwell, Chief, Office of Native Affairs and Policy  
Fred Hannel, F.W. Hannel and Assoc., Consulting Engineer  
Sandra Irwin, Hualapai Tribe, Health Department Director

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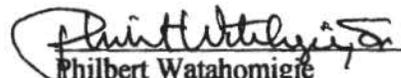
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## CERTIFICATION

The undersigned, Philbert Watahomigie, Vice Chairman of the Hualapai Tribe, has read this Expression of Continuing Interest in this Tribal Qualifications window proceeding seeking the allotment of FM Channel 265A to the community of Peach Springs, Arizona. The foregoing statements are true and correct to the best of my knowledge.

Dated this 13<sup>th</sup> day of December 2013.

Respectfully,

  
Philbert Watahomigie  
Vice Chairman

The Hualapai Tribe  
Philbert Watahomigie, Vice Chairman  
Post Office Box 179  
Peach Springs, AZ 86434  
(928)769-2216

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### CERTIFICATE OF SERVICE

I, Fred Hannel, principal of F. W. Hannel & Associates, hereby certify that on this 20<sup>th</sup> day of December 2013, I caused a true and complete copy of the foregoing "Continuing Interest Expression" of the Hualapai Tribe to be served on the following persons:

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554  
(Via US Mail)

Geoffrey Blackwell  
Chief, Office of Native Affairs and Policy Consumer & Governmental Affairs Bureau  
Federal Communications Commission 445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554  
(Via Email [Geoffrey.Blackwell@fcc.gov](mailto:Geoffrey.Blackwell@fcc.gov))

Thomas Nessinger  
Audio Division, Media Bureau  
445 12<sup>th</sup> Street SW, Room 2-B-450  
Washington, DC 20554  
(Via Email [Tomas.Nessinger@fcc.gov](mailto:Tomas.Nessinger@fcc.gov))

Rodolfo Bonacci  
Audio Division, Media Bureau  
445 12<sup>th</sup> Street SW  
Washington, DC 20554  
(Via Email [Rodolfo.Bonacci@fcc.gov](mailto:Rodolfo.Bonacci@fcc.gov))



F. W. Hannel, PE