



April 20, 1998

Office of the Secretary
Federal Communications Commission
Room 222
1919 M Street, N.W.
Washington, D.C. 20554

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

In the Matter of
Proposal for Creation of the Low Power FM
(LPFM) Broadcast Service **FCC RM-9242**

Comments of Roy H. Bresky
President, Radio WAVS, Inc.

I strongly oppose the creation of Low Power FM (LPFM)
Broadcast Service for the following reasons:

1. The AM & FM Bands are already too congested,
especially in Urban Areas.
2. It would be unreasonable for the Commission to license
hundreds of low-power stations when the Commission's
ability to protect the integrity of the spectrum is
already receiving complaints from broadcasters who
are suffering from unlicensed "pirate" stations that
are multiplying at an ever increasing number .

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3. It is highly doubtful that a licensed low power FM station could afford to pay F.C.C. Fees, ASCAP, BMI & SESAC Music License Fees and other costs of station operation.
4. A lesson could be learned from the proliferation of unlicensed CB Radio Stations which were impossible for the Commission to regulate and control all manner of insensitive and vulgar speech on the airwaves.
5. So called "pirate" stations are currently competing actively for advertising dollars and listeners for many licensed stations in the Miami-Ft. Lauderdale Market, including my station, WAVS-AM, with complete immunity. They run promotional ads in newspapers and feature their D.J. personnel at dozens of locations.
6. Inteference of local licensed FM stations continues without any F.C.C. actions due to the Commission's lack of sufficient staff after years of complaints by local stations. If the Commission cannot control a relatively few unlicensed stations how could it possibly control hundreds of new legal operations?

Respectfully



Roy H. Bresky
President Radio WAVS, Inc.

RHB/rah

CC: Rodger Skinner
TRA Communications Consultants, Inc.