

Office of the Secretary  
Federal Communications Commission  
Room 222  
1919 M Street NW.,  
Washington, DC 20554

July 21, 1998

**Before the  
Federal Communications Commission  
Washington, DC 20554**

In the Matter of  
Proposal for Creation of the Low Power FM (LPFM)  
Broadcast Service

**FCC RM-9242**

To: Federal Communications Commission

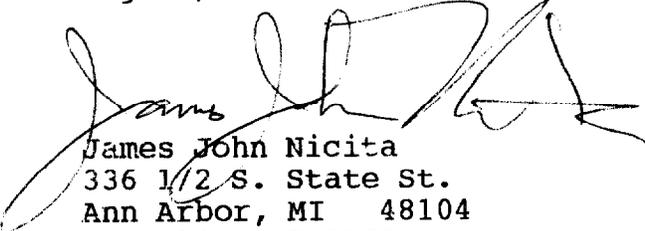
**Reply Comments of James John Nicita**

I write to state my agreement with the comments made by Americans for Radio Diversity (ARD) about petition RM-9242. In my view RM-9242 is the only acceptable petition for re-legalizing low-power (LPFM) community radio. As ARD has commented, one watt of power is insufficient for legitimate community radio. RM-9242 is the only petition that would allow for LPFM stations of more than one watt.

I also agree with ARD that owners should be required to live near their stations; that there should be a limit to the number of stations that any one person, company, or corporation can own; and that LPFM stations should be required to provide local content.

Finally, I concur with the sentiment that the FCC should grant amnesty to currently unlicensed community broadcasters. The idea of multi-year prison sentences and multi-million dollar fines is an unconscionable affront to the spirit of the 1st Amendment's guarantee of free speech.

Signed,



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