DOCKET FILE COPY ORIGINAL

RM-9242

From: "Joseph D'Alessandro" <jdman@[illegible]page.com>
To: A4.A4(FCCINFO)
Date: 7/28/98 9:26am
Subject: ?

JUL 28 1998

DEAR CHAIRMAN AND COMMISSIONERS;

MORE RULES

THAT ARE UN-COSTITUTIONAL;
****
Licensing of these facilities is prescribed by the Communications Act of 1934, as amended, which sets up certain basic requirements. In general, applicants must satisfy the Commission that they are legally, technically, and financially qualified, and that operation of the proposed station would be in the public interest**********

1.LEGALLY; (CITIZEN) I AM
THE FORMULATION OF THE QUANTITY AND SIZE,OF ALL THE LEGAL DOCUMENTS,
THE FCC PLACES APOND MYSELF,OLGA,BLACKS,AND OTHER MINORITY'S,TO COMPLETE TO FILE FOR A LICENSE,MAKES DISTINCTIONS BETWEEN (ONCE AGAIN THOSE WITH UNLIMITED FINANCIAL WEALTH AND ASSETS)OLGA,BLACKS,AND MINORITY'S, ARE EXCLUDED.

2.TECHNICALLY OLGA,BLACKS,AND MINORITY'S,CANNOT DEAL WITH THE APPLIED SCIENCES,YOU HAVE,
ESTABLISHED,(ONCE AGAIN THOSE WITH FINANCIAL WEALTH AND ASSETS,CAN ENJOY THE AMERICAN DREAM OF OWNING A RADIO STATION.;

3.FINANCIALLY WEALTH,AND ASSETS.;

THE CRITERION OF THE 3 ABOVE.;
WEALTH,AND ASSETS =THE NAB,RADIO CONGLOMERATES,CORPORATIONS,AND INVESTMENT FIRMS,ETC.

IN REALITY,OLGA,BLACKS,AND MINORITY'S CAN INITIATE,ESTABLISH,AND OWN A RADIO STATION,OF 50 WATTS

,AND MEET ALL OF THE FCC INTERFEARANCE LAWS,FOR ESTIMATE $3.000.00 THOUSAND DOLLARS.OR LESS.

Mr.D'Alessandro

2

BASED ON THEORY I COULD SPEND 1 MILLION DOLLARS AND NEVER RECEIVE,A FREQUINCEY FROM THE FCC.YOU TELL ME THATS THE CUSTOM,AND CONDUCT OF LAWS OF THE UNITED STATES,I DONT THINK SO

Chairman Kennard,and Commissioners;

Dear Mrs.and or Ms. Judith Mellen ACLU
100 West 10th.St.Suite 309
Wilmington,Delaware 19801;

This is Majority of Info.sent to the FCC on a Regular Basis.

PREFACE;

RULES AND REGULATIONS ARE CIVIL LIBERTIES AND CIVIL RIGHTS VIOLATION AGANIST <OLGA,WOMAN,BLACKS,and OTHER MINORITY's>

EXAMPLE OF A RULE UN-CONSTITUTIONAL
THE COMMUNICATIONA ACT,47 U.S.C. & 309 , requires the Commission to issue public notices announcing the filing of broadcat applications. Thus, The Commission cannot guarantee that no applicant would compete with Mr. D'Alessandro, even if he is the first to locate an available frequency. <<<<<<This is a risk that applicants must take.>>>>>>> UN-CONSTITUTTIONAL

To Understand Fully,All The FCC's Rules and Regulatios Support,Advocate,Help,and Give Partiality,to the NAB,Radio Conglomerates,and Corporations,and Investment Firms(ala.Cumulus nvestment)

Now you Ask what is UN_CONSTITUTIONAL about the above Rule

This Rule will keep from existence,and or activity,Olga,Woman,Blacks,and Minority's,Plus the Major Part of, the Citizins that live in the United States.

Lets back up a step.if the FCC presents a FM Frequency,to the public,then yes i agree every entity,individual,THE NAB ETC.,has a right to file ,and compete for that frequincey.

In our case Angola Delaware,we want to Build a Tiny 50 to 100 watt Station,for the Community.
The FCC has No Frequincey Available,so the next step is My Civil Rights,My Civil liberties,is to hire a License Consultant Engineer, to locate a FM Frequincey,then File the Paper Work, Estimate Cost $7,000.00 thousand dollars.now this is all legal to the FCC no problem,just Imagine,if you are on Social Security Disability,a Woman ,a Black or other Minority,and the Average Middle Class Citizen.this is the UN-CONSTITUTIONALLTY ,AND OR NOT THE SYSTEM OF BASIC LAWS,AND PRINCIPLES OF A GOVERNMENT,I JUST SPENT Several Thousand Dollars,The FCC then takes my frequincey and Places it Up for Bid for Other Applicants who are waiting for a Frequincey as mine and have not spent a penny chances are they will award my frequincey to a Radio Conglomerate with Billions Of Dollars,there excuse is thats the Rule,this rule is Fascism at its Highest,Hiden Under a Democracy.and no Individual with Limited Finance, can, as the FCC says take Financial Risk.

This is not a Financial Risk this is my Rights,Financial Risk is if the Station does not make a Profit,that is a Financial Risk.all they have to do is Amend or Establish a new Constitutional Rule.

PS ALL

THERE RULES ARE FOR THE RICH.

Mr,D'Alessandro

FCC MAIL ROOM

JUL 28 1998

RECEIVED

TO: Office of the Secretary
Room 222
Federal Communication Commission
1919 M St. NW
Washington, DC. 20554

FROM:

DOCKET FILE COPY ORIGINAL

RE: Comments on RM-9242

Dear FCC commissioners,

- There are "communities-of-interest" that get NO progressive Jazz Blues and News in radio PRIME TIME. But **RM-9242** proposes to fill this void with a new class of **LOCAL** CIVIC *community* radio stations that will have the *will* to serve these interest groups. This is because in *community* radio, the audience is also the producer, the DJ, the host. In *community* radio, we *say* what is important to us.

- The citizens of Richmond Virginia deserve to have the same diversity of radio programming and local access that other cities enjoy. Richmond deserves to have a *community* radio station that will allow a broader range of human experience, culture and ideas to be exchanged than is available from existing radio stations. This way **we *all* win.** We win BOTH a Full-Time-Fine-Arts WCVE 88.9FM *and* a community radio station.

- To accomplish greater diversity/representation, Richmond needs more stations providing more competition and variety. Richmond needs more frequencies to be opened up in the "dead" spaces between stations I currently hear. Proposal **RM-9242** allows for new "Low Power FM" stations to exist in the "dead spaces". These stations would be of about 300plus watts with a 15-mile range, the minimum area needed for a large enough community for the station to survive but not so big that it infringes on other communities ability to have stations of *their* own.

- To maintain ***local*** access we need ***local*** control The proposal before the FCC now, **RM-9242**, would provide for a "50-mile rule" that restricts ownership and control by *any* and *all* interested persons to those who live within 50 miles of the transmitter antenna.
  The "50-mile rule" is key to providing the variety we deserve. Local civic and community organizations have a *will* to serve "communities-of-interest" that large corporate and corporate-dominated public radio stations do not. *Community* radio is set up so that *I* do a show, *I* <u>*say*</u> what is important and newsworthy. In this way, all of humanity has a better chance at playing a full role in our democracy.

Sincerely, 7/22/98

(Personal Comments):

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List ABCDE

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Sincerely, Brian K Jardis

(Personal Comments):

No. of Copies rec'd 0
List ABCDE

SUMMIT FOR RULE RM 9242
SUPPORT LPFM

RECEIVED

DEAR CONGRESSMAN TAUZIN;
I SEE YOUR ON FREE SPEECH,THAT INCLUDES ALL CITIZEN'S OF THIS DEMOCRACY I HOPE
NEED YOU TO PASS AND SUPPORT LPFM RADIO

CONGRESSMAN BILLY TAUZIN ADDRESSES BEDA

<Picture>Congressman Tauzin gives the new FCC a "thumbs up."

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"If there is an issue that binds your industry to my profession it is free speech," said Louisiana Congressman Billy Tauzin, as he addressed the fall meeting of BEDA (Broadcast Executive Directors Association) in New Orleans during the NAB Radio Show.

He discussed proposals for campaign finance reform, repeating his theme that "political speech is protected speech under the First Amendment." He asked the audience to oppose efforts for taxpayer funded campaigns. "The worst thing that can happen in this country is when government funds are used to recreate government. This is a government 'by the people,' not 'by the government.' Citizens create government and we need to keep it that way."

Tauzin expressed his approval of the newly appointed FCC commissioners, stating he was certain they would have swift confirmation. He said his goal is to reform the FCC to fit with the new deregulatory environment.

He discussed the advertising of hard liquor and suggested it should be legal to advertise any legal product (including gambling and tobacco) as long as advertising isn't targeted at under age customers. Tauzin suggested that broadcasters and the liquor industry need to set their own guidelines.

The Congressman urged broadcasters to get to know members of the Telecommunications Committee, including himself. "You have to take an active interest," he reminded the group. "Get involved."

Dear President:
Dear Senators and Congressman and Congresswoman:
I suggest you pass LPFM RADIO AND SUPPORT IT NOW 7-7-98,I and my CONSTITUENT'S across America are watching very closely you and Senator McCain,and Congressman Tauzin,if you fail to pass LPFM We will do our best to see you are not Re-Elected in up Comming Elections,and i mean Elections pass THIS NOVEMBER 1998,remember i have ACCESS TO THE WORLD WIDE WEB I CAN CAMPAIGN RELENTLESSLY FOR THOSE Senators and Congressman and Congresswoman who Will Support LPFM RADIO :
LPFM is not ELEGAL AS THE NAB WILL HAVE YOU BELIVE DONT WHIMP UP TO THE NAB.

Mr.D'Alessandro
94 Angola Estates
Lewes,Delaware 19958

DEAR CHAIRMAN AND COMMISSIONERS;

YOUR RESPONSIBILITY T AND OR THE FCC'S IS;

THE FCC HAS 3 FUNCTIONS;THE NUMBER 1 FUNCTION IS TO THE CITIZENS OF THE NATION TO OWN AND OPERATE A RADIO BROADCAST RADIO STATION FOR THERE COMMUNITY,MORE OR LESS 3000 WATTS ANY HIGHER NOT REQUIRED,FOR EITHER,RURAL,AND OR URBAN CITY.

TO DIRECT DEVELOPMENT OF THE NATIONS ""YOUR RULES ARE FOR THE NATION""""BROADCASTING SERVICE MEANING TO OWN AND OPERATE A BROADCAST RADIO STATION.FOR THOSE CITIZENS WHO SO DESIRE ,,WHO,LIVE IN THE NATION.;IN THE KNOWLEDGE,OF MECHANICAL RESTRICTIONS ,AND OR MATERIAL,RESTRICTIONS,;"YOUR LAWS ARE FOR THE NAB,RICH,AND LARGE CORPORATIONS.

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YOUR LAWS,RULES,AND REGULATIONS,MAKE DISTINCTIONS IN TREATMEANT,SHOW PARTIALITY,AND OR PREJUDICE,AGANIST OLGA,BLACKS,MINORITYS AND CITIZENS OF THIS NATION.;

REMEMBER CITIZENS THE FCC LAWS AND RULES AND REGULATIONS<ARE FOR THE ENTIRE NATION,THEY ,ARE NOT STATE AND OR LOCAL GOVERNMENT *LAWS,and THEY ARE DISCRIMINATORY AND BIAS AGANIST THE ESTABLISHED CONDUCT OF LAWS AND* RULES FOR THE ENTIRE NATION,THEY FAVOR THE RICH AND THE NAB,AND LARGE CORPORATIONS THEY GO AGAINST THE CUSTOM OF CONDUCT FOR LAWS FOR AND ENTIRE NATION,

PLEASE READ

your laws regarding your RULES and REGULATIONS ,to apply for a BROADCAST LICENSE,DISTINGUISH,BETWEEN,THE RICH AND THE LESS FORTUNATE,POOR AND THE DISABLED,;DISCRIMINATE,AGANIST THE RULES OF CONDUCT,ESTABLISHED BY THE CUSTOM OF A NATION, """THE MOST IMPORTANT ELEMENT BEING,THEY HAVE NO LEGAL VALUE,;WHICH CAN BE DETERMINED IN CIVIL AND OR FEDERAL COURTS,.

THANK YOU
Mr.D'Alessandro
POWER 89 FM
Black Radio R & B GROUP HARMONEY

Corporate Broadcast Associations Targeted by
Micropower Broadcasters as Impetus for
Current FCC Crackdown on Free Speech

12 Noon: July 13, 1988 - Free Speech Demonstrations at State Level
Broadcast Associations and Affiliate Broadcast Stations in
Oakland, California, Portland, Oregon and other US cities.

California Association of Broadcasters President's Office, KTVU, 2 Jack London Square, Oakland CA

Portland Area Radio Council Member, Entercom radio group, 888 SW 5th Ave, Portland, OR

In ever increasing numbers, communities across the width and breadth of the United States are taking back a small portion of the broadcast airwaves, a public resource stolen from them by the corporate broadcast media. Inspired by the initial efforts of Black Liberation Radio and Free Radio Berkeley, these communities are empowering themselves with unlicensed low power FM broadcast stations costing less than $2000. Unable to afford a regulatory process that currently prohibits stations with less than 100 watts of power, these communities have taken direct action rather than engage in a futile endeavor.

Although this movement has been steadily growing for over 5 years, only within the last year or so did it achieve threat status on the radar screens of the National Association of Broadcasters (NAB). With all the political muscle and clout that accompanies being one of the most successful lobbying organizations inside the Beltway, the NAB put the squeeze on the Federal Communications Commission (FCC) to eliminate every micropower broadcaster they could find. These stepped up enforcement actions within the last year have, in some cases, employed extremely heavy-handed police-state tactics. Lonnie Kobres, of Tampa, Florida is now facing 14 criminal counts of broadcasting without a license and will

be sentenced on July 14, 1998.

To counter this attack on the Free Speech rights of micropower broadcasters by the NAB and the FCC, Free Radio Berkeley and other member of the micropower broadcasting community have decided to target the NAB and its related state broadcast associations. As an act of support for Lonnie Kobres, demonstrations will take place on Monday, July 13 in several west coast cities and other parts of the United States. State broadcast association offices or affiliated broadcast stations are the focus of these Free Speech actions. Future actions will take place at locations selected by state broadcast associations for their annual conventions, including the NAB Radio Conference set for October 14th in Seattle.

Stephen Dunifer, Free Radio Berkeley founder, stated: "This is the beginning of a stepped-up national campaign to take back the airwaves and expose the corporate broadcasters for the greedy, mendacious, self-serving enemies of Free Speech that they are. At their behest, the FCC has created an overly burdensome regulatory structure that allows only the rich and well endowed to have a voice. For sixty-four years they have been allowed by the FCC to reap an obscenely enormous profit from a public resource, giving the public nothing but paltry crumbs in return. The corporate stranglehold on the free flow of news, information, ideas, artistic and cultural expression must be broken. Democracy is not possible without Free Speech and equal access to the means of communication."

Mr.D'Alessandro

Mr D'Alessandro.