From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Sun, Feb 7, 1999 12:58 PM
Subject: ?

EX PARTE OR LATE FILED

99-25

Office of the Secretary
Federal Communications Commission
The Portals
445 Twelfth Street, S.W.
Washington, D.C. 20554

Date:February 7,1999
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554
Subject:Member # 8512 7568 1596 4858 ACLU

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Concerns:

I was just reading through the winter copy of Hobby Broadcasting on Kinnards' speech to the NAB.
He said "I am glad to stand before you as Chairman of the FCC when radio is as successful and profitable as ever".
The idea that he associates profit in this sense makes me ill. I don't think Marconi or Samuel Morris had profit as their motivation when they started in the communication industry, but their ideas were revolutionary.

Here too, my interest in LPFM isn't about puting money into my pocket, it's about offering entertainment, choice, and exercising my rights under The Constitution.

I think Mr. Kinnard is so influenced by the deep pockets of NAB and the government he serves, that he has forgotten about the people of this country and their interests. It is so easy to forget that the radio stations we tune into in our cities and communities are controlled by the wealthy or those with some sort of control (ie my state and tuition funded, local college radio station). We are given a choice to listen or not, but from my perspective, we are not given a choice to participate, express our opinions, or offer what people enjoy.... that remains in the hands of the few that can afford to buy listeners and influence people like Mr. Kinnard.

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From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Sun, Feb 7, 1999 1:10 PM
Subject: ?

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Washington, D.C. 20554

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Date: 2-7-99
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554
Subject:Member # 8512 7568 1596 4858 ACLU

On the subject of "bumping", this is unethical. What bumping does is say that "we'll grant you a license and you can invest thousands of dollars in your station, but we reserve the right to let some Johnny-come-lately yank your property away from you at any time". You're basically at the Mercy of the FCC. Bumping should be dead before it ever gets to a decision.

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09-25

From: "Chris J. Brunson" <qolspony@accesshub.net>
To: K2DOM.K2PO1(WKENNARD)
Date: Wed, Feb 10, 1999 5:18 AM
Subject: Power restrictions for radio stations.

Dear Mr. Kennard,

Thank you for establishing the proposal concerning micro-power (low power) radio. This will give listeners more choice. However, I'm still dissatisfied about the fact you did not place power restrictions on stations transmitting at the 50,000 maximum watts. Reducing the power for each station to 10,000 watts will free up already clog up frequency space, while allowing smaller stations to go on the air. I like to hear your opinion on this matter.

Sincerely,
Chris J. Brunson

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0925

From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Wed, Feb 10, 1999 8:15 AM
Subject: ?

Office of the Secretary
Federal Communications Commission
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445 Twelfth Street, S.W.
Washington, D.C. 20554

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Date: 2-9-99
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554
Subject:Member # 8512 7568 1596 4858 ACLU

LP10 LP100 LP1000 Broadcast Service For Woman,Blacks, Hispanics and The Less Fortunate.!!!!!!!!

Dear Chairman and Commissioners:

Please dont give in to the NAB at this meeting !!!!!!!!!!!!!!!

You heard it here first. It just might behoove us to attend this year, en masse.
Not only to make our presence known but to see what kind of dirt could be dug up when Eddie Fritts and the boys hit Las Vegas-a-go-go.

FCC Chairman William Kennard will address broadcasters at at the NAB99 Chairman's Breakfast April 20 in Las Vegas. Later that day, FCC Commish's Ness <Picture>, Powell :|, and Rotgutt-Froth <Picture>, will take questions during a panel discussion. Throughout the NAB conference, top FCC staff, communications attorneys and other regulatory experts will participate on panels focusing on topics including consolidation, ownership regulation, EEO, station improvements, MICRORADIO and must carry satellite TV reform.

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99-25

From: Chris Vance <cvance@lesley.edu>
To: K2DOM.K2PO1(WKENNARD)
Date: Tue, Feb 2, 1999 4:36 PM
Subject: recognize micro-broadcasters as non-commercial

Dear Chairperson Kennard,

I am writing in cautious appreciation of the Commission's recent recognition of micro-broadcasters and to emphasize that micro-broadcast is accurately defined as serving the public interest and being non-commercial.

Please cosistently appreciate that micro-broadcasters are *not* merely miniature commrecial stations but rather are voices of people motivated by democratic voice and not profit.

sicnerely,
Chris Vance
Dorchester, MA

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From: Charlie Thompson <ct@onr.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Fri, Feb 5, 1999 10:46 PM
Subject: NPRM on LPFM.

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99-25

Dear Mr. Kennard,

I want to thank you for considering the NPRM on LPFM.
I live in a small town and such a low-power service would be
a great addition to our community.

The NPRM on LPFM will give excellent access to the FM band to the 1000's of
smaller
communities around the nation.

I would like you to consider the possibility of commercial modes of
operation in the LPFM proposal as well.

Sincerely,

Charlie Thompson
Buda, Texas

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From: nobody@infoserver.fcc.gov
To: K1DOM.K1PO1(BKENNARD)
Date: Wed, Feb 10, 1999 11:58 AM
Subject: Comments to the Chairman

() writes:

Chairman Kennard: As a citizen concerned about media and democracy, I write about the future of democracy in the US. We desperately need local, advertising independent low power FM.
For true democracy in media and therefore this country, low power FM should include all power between 1 and 100 watts. The 1 to 100 range is essential for people to meaningfully participate in radio in particular and media in general. TV, high power radio, and print media are out of reach for the vast majority of people who want to share views and information. Please help make our democracy better by recognizing the public's right to the 1 to 100 range.
Sincerely, Robert Wallace

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Remote IP address: 129.24.11.7

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From: Dan Prothero <fogcity@fogworld.com>
To: K2DOM.K2PO2(HFURCHTG),K2DOM.K2PO1(MPOWELL,SNESS,WK...
Date: Fri, Feb 5, 1999 4:16 PM
Subject: micro powered stations

Dear Sirs:

I am writing to let you know that I am very supportive of the FCC's recent consideration of liscencing micro-powered radio stations (100 watts and under). However, I feel strongly that any changes in the regulatory structure should include the following restrictions:

1. Non-commercial

2. Strict local ownership

3. Primarily local programming

4. Strict "one-to-a-customer" ownership limits

5. Extremely simplified and streamlined registration or licensing procedures

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Our airwaves are currently overflowing with commercial voices, often owned by large corporations with no ties to the community being served. These suggestions, as proposed by The Committee on Democratic Communications of the National Lawyers Guild (CDC), would ensure that a new micro-broadcasting agreement from the FCC would not simply lead to more corporate-owned stations dominating our news and our culture.

I am aware the FCC has in the past taken a hard-line, repressive approach to dealing with micro-broadcasters. The fact that the FCC is considering a change in policy in this regard is to be applauded, but every effort must be made to ensure that the airwaves are shared responsibly by communities to extend and enhance our democratic culture, not to enrich the private sector.

Thank you for your time

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From: "Andy Rice" <ivp@greenapple.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Fri, Feb 5, 1999 1:24 PM
Subject: Low Power FM

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2/5/99

Mr. Kennard,

I would like to thank you and the commission for discussing the possibility of opening up low power FM. I was in the radio business for 12 years, and currently work in television production in Lancaster, Ohio, which is 30 miles Southeast of Columbus. As you can well imagine, we here in Lancaster are force-fed Columbus radio stations, and their news and information, but since our only FM was sold over a year ago, Lancaster and Fairfield County has been overlooked. We do have a small AM station, that is capably run, however, it is not formatted at a large number of the population, and is only 28 watts at night. My company, Innerphase Video Productions, currently produces local programs and commercials, and our staff has over 95 years of radio and television experience. We are very interested in providing FM coverage back to Lancaster for Lancaster. I anxciously await all further news and releases about low power FM, and hope that you and the other commssioners see fit in opening up these opportunities.

If you need further information from me our our company, please E-Mail me at: ivp@greenapple.com or visit our web-sight at www.innerphase.com and go to the contact section.

I thank you for your time, and hope you have a pleasant day.

Sincerely,

Andy Rice
Director Television Productions
Innerphase Video Productions

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From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Mon, Feb 15, 1999 9:15 AM
Subject: ?

Citizens Alert Our Bill Of Rights and Constitution Under Assault by:

Billy Tauzin Congressman:
Federal Building
Room 107
423 Lafayette Street
Houma, Louisiana 70360

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Ed Fritz
NAB National Association Of Broadcasters:
And
The Right Wing Of The Republican Party:

FCC ADOPTS NPRM!

Thursday morning, January 28th, the FCC adopted the NPRM (Notice of Proposed Rule Making) regarding Low-Power FM (LPFM). This means the low-power radio is becoming a legal reality! The full text of the NPRM is available at the FCC in plain text or WordPerfect format or here at ARD in the Acrobat PDF format, but the basic concept of the NPRM is the creation of a 3-level LPFM service:

*LP-1,000 -- 1,000 watts of power with protected contour of 9 miles *LP-100 -- 100 watts of power with protected contour of 3.5 miles *Micro Class -- 1 to 10 watts of power, protected 1-2 miles

Top Legislator Blasts FCC Microradio Proposal
(Last updated 6:26 PM ET February 11)
By Aaron Pressman

WASHINGTON (Reuters) - The top Republican in the House of Representatives overseeing communications policy Thursday blasted a plan to allow thousands of new low-powered radio stations.

Rep. Billy Tauzin of Louisiana said the Federal Communications Commission plan for so-called microradio would reduce the audience and advertising revenue of current stations and possibly create severe interference.This statement by Tauzin is a Obtrusive and Contrary to laws and customs of our Nation,Tauzin and the NAB are Stealing my right to Own an operate a Free Enterprize Business in the United States,they are Stealing my Freedom Of Expression,an my Civil Rights and my Free Speech !
The FCC "is an agency out of control that demands congressional action to straighten it out," Tauzin said at a luncheon meeting of the National Association of Broadcaster's group of top radio executives.

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Tauzin chairs the House Commerce Committee's communications subcommittee. The luncheon meeting, in a private dining room of the Ritz-Carlton Hotel in Arlington, Va., included billionaire Lowry Mays, co-founder of Clear Channel Communications Inc.

New Internet and satellite radio broadcasters were adding new voices to the

airwaves, while current radio and television stations were being underutilized, possibly providing outlets for unheard viewpoints, Tauzin argued.

"Are the stations we have now enough? Are they utilized properly?" Tauzin asked. In some television markets, the children's program "Barney" was shown on public television 15 times a day, Tauzin said.

But FCC Chairman William Kennard urged Tauzin to talk to the educational, religious and community groups that support the microradio plan before opposing the idea.

"There is enough room for the voices of churches, schools, and neighborhood groups as well as established radio companies," Kennard said in a statement released after Tauzin spoke. "I'm sure that Chairman Tauzin does not want to limit Americans' choices to whom or what they can hear on the radio. I hope that when he speaks with the church and community leaders who I have spoken with, he will see the benefits of low-power FM."

After also accusing the FCC of "coercion and extortion" when it reviewed industry merger deals, Tauzin said he planned to introduce legislation to revamp the agency's structure and powers.

"I will need your help, I will need your guidance and I will need you counsel," the lawmaker told the radio station owners.

Tauzin also said he would introduce a bill to repeal a provision of the 1996 Telecommunications Act that subsidizes Internet connections for schools and libraries.

The education rate, or e-rate, discount is funded from fees added to long distance telephone calls. The program came under fire from some Republicans last year who dubbed it the "Al Gore tax."

Before speaking, Tauzin sent a letter to FCC chairman William Kennard calling the microradio initiative "ill-advised."

"I request that you take no further action on this agenda," Tauzin wrote.

Last month, the FCC proposed creating hundreds or even thousands of new FM radio stations broadcasting at 1,000 watts down to as little as one watt. Commercial stations typically broadcast at 6,000 watts or more, requiring expensive equipment and massive antenna towers.

The proposal was issued for public comment and could be revised or put on hold after the brief comment period.

Supporters of the plan said they were somewhat surprised by Tauzin's opposition.

"There's a disconnect between yesterday's rhetoric and today's," said Andrew Schwartzman, president of the Media Access Project, a nonprofit law firm backing the microradio supporters.

"I would have thought that the FCC's use of the Communications Act to end protectionism and permit the entry of hundreds or thousands of new

businesses into the most dynamic and growing part of our economy is something Billy Tauzin would be pushing not stopping," Schwartzman said

Mr.D'Alessandro
94 Angola Estates
Lewes,Delaware,19958
302-945-1554

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From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Fri, Feb 5, 1999 9:44 AM
Subject: ?

Date: Feburay 5,1999
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554
Subject:Member # 8512 7568 1596 4858 ACLU

LPFM Service:

Dear Chairman Kennard and Commissioners:

Check these very serious concerns:

I hope i am not a kiljoy !

But the more i look at this NPRM i get the sensation that i am being made to believe what not is true.The purpose of LPFM Service was to have Woman,Blacks,and Minoritys to have and opportunity to enter the Radio Broadcast Industry,the main setback was financial,so the FCC gave us a false appearance,they are doing what Congress Mandated them to do 1998 Biennial Regulatory Review Proceedings.what they did was give us 1 to 10 watts ????????.they have 100 watts and 1000 watts already they changed a few rules,example electronic fileing which they where going to do anyway. my problem is i dont have the finance for a 100 or 1000 watt station,they gave me nothing 1 to 10 watts and that is not Guaranteed.

does anyone have $30,000.00 and or $100,000.00 to loan me.

i cant get a loan i am on Disability,i suffer from Chronic Pain Syndrome.

all i want is 50 watt station.

MORE INFO

DON WRITES:

The Low Power Radio Service should be designed to be as AFFORDABLE AS POSSIBLE -- and this includes NOT forcing people to choose between expensive upgrades and being "bumped".

REPLY:

AGREEE ! While equipment upgrades will be somewhat costly (although probably not excessive) The APPLICATION fees for ALL should be kept to a minimum. Engineering
studies etc. and associated cost for LP1000 may prevent many from applying.

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DON:

If we don't keep the Low Power Radio Service AS AFFORDABLE AS POSSIBLE, how

are we going MAXIMIZE PARTICIPATION by People Without Much Money?

REPLY: Good Point & Good Question !

DON:

I didn't put in all of this time and energy just so we could put a few more people On The Air -- and then watch those people pull in the drawbridge to keep all the others out.

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REPLY:

Yes Don, It would be easy for some to fall into this trap at the expense of others.
We MUST remember and be reminded what brings
us here in the first place & what we have been fighting for..and must KEEP focused while moving ahead.

God Bless
Joey Dee

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99-25

From: Jessica Glass <godbox@ix.netcom.com>
To: FCC Chairman William Kennard <wkennard@fcc.gov>, C...
Date: Sat, Jan 30, 1999 8:06 PM
Subject: Freeing the Airwaves

Dear Charman Kennard, and Commissioners Ness, Tristani, Furchtgott-Roth and Powell,

We applaud your decision to propose new rules to permit low-power radio licenses, as reported in the Business Section of the NY Times, January 29, 1999 (F.C.C. Offers Low-Power FM Stations).

We encourage you to expedite these new rules as soon as possible, enabling thousands of people to exercise their right to free speech on the radio. We stand with the Committee on Democratic Communications of the National Lawyers Guild on the absolute necessity for a separate tier of stations that are non-commercial, non-profit, and locally owned and programmed. Only under these conditions can the public truly enjoy their inherent rights to use of the airwaves that belong to us all.

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In addition, your strong words debunking the smokescreen regularly put forth by opponents of low-power broadcasting were refreshing. As we know, intereference by "radio pirates" with licensed stations' signals is not a major concern or reality. However, it is more convenient on the part of these broadcasters to cite such a concern than admit to greed, to feeling threatened by the prospect of losing audience, and to the treatment of citizens solely as market share. It may also help to be reminded that since 1990, the only complaints of interference with aviation transmissions were traced to licensed broadcasts.

Furthermore, let us ask the REAL pirates of the airwaves to please stand up! Let us challenge the robber barons in our midst to perform a truly civic duty to the American people by voluntarily giving up at least one bloated 100,000 watt station per market. The results of such an action would eliminate any concerns about interference from micro-broadcasters.

The FCC's initiative in this matter can certainly be praised. And if non-commercial low-power licensing is enacted, this FCC will be heralded for using its power to make it possible for those who want to assert their First Amendment rights on the public airwaves. This decision will make history for the democratization of media in this country.

Yours Truly,
Jessica Glass
Member, NY Free Media Alliance

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Media for Change <<< NEW YORK FREE MEDIA ALLIANCE >>> Changing the Media

listserve: nyfreemedia@tao.ca
voicemail: (212) 969-TOFM

website: http://nyfree.media.xs2.net

CC: "Free the Media Now!" <media-l@tao.ca>, Eric Galat...

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From: "Joseph D'Alessandro" <jdman@magpage.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Sat, Feb 6, 1999 9:41 AM
Subject: ?

Office of the Secretary
Federal Communications Commission
The Portals
445 Twelfth Street, S.W.
Washington, D.C. 20554

Date: 2-6-99
From: Mr.Joseph D'Alessandro
94 Angola Estates
Lewes,Delaware 19958
302-945-1554
Subject:Member # 8512 7568 1596 4858 ACLU

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Dear Chairman and Commissioners:

I am on Disability,i cant get a Loan,can you Help !!!!

Some More Concerns:

I am not thrilled with how high the power level is for a LP1000, however you need to see that it IS Primary. VERY important. Rather than fight LP1000, I would suggest supporting primary service for LP100. If they would offer "Primary" to LP100 then many people (like me) would do LP100 instead of LP1000. A 1000 is not ridiculously high. Don't go off trying to kill LP1000. It is the ONLY proposed Primary service you are being offered for now. Upgrade LP100 instead.

Mr.D'Alessandro

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From: <BLKONBLK99@aol.com>
To: K2DOM.K2PO1(WKENNARD)
Date: Thu, Feb 4, 1999 2:05 PM
Subject: microradio

dear mr. kennard....i strongly praise you on your desire to increase miniority ownership. i recall the program set up in the 70's for miniorities to increase our ownership, however, i was only in my twenties back then unable to take advantage of much of anything...much less such a great undertaking. being a professional radio veteran for the past twenty-five years i have always had the desire to own a radio station or two. lacking needed capital and any knowledge of the very detailed licensing process or knowledge of how one could obtained a listing of available obtainable properties that are for sale... with particular interest in those properties in forclosure or facing or other problems.

at any rate, with the prospects of low powered fm's becoming available it offers me and the many like me with nothing more than alot of experience in the industry and
alot of ideas an opportunity that i have longed for. back in march, last year, i even bought time at a local station which sold block time to begin broadcasting seven nights a week. just as i was about to turn that corner and start bringing advertisers on board we ran out of money. i borrowed money from friends, family and foe and was able to keep us afloat for a few months....we spent roughly about $30,000 between paying for the block time, creating the media packets, contacting ad agencies, making up flyers and placing advertisement etc./// i don't know what the overall cost of setting up a highly efficient and professional low powper facility would be. but i do know that if we had something that was ours that trying to bring in ad
dollars would not have been hard and time consuming....rather than a block of time
all the programming would have been ours and that's an easier sell.

mr. kennard.....i look forward to the prospects of ownership under your reign as chairman of the FCC. i wish you much success in all your endeavors.... thank you so very much....b. smith

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From: "Hugh D'Andrade" <hughd@sirius.com>
To: K2DOM.K2PO1(GTRISTAN,MPOWELL,SNESS,WKENNARD),K2DOM...
Date: Thu, Feb 4, 1999 7:27 PM
Subject: Micro-Powered Radio

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I am writing to let you know that I am very supportive of the FCC's recent consideration of liscencing micro-powered radio stations (100 watts and under). However, I feel strongly that any new liscencing arrangement for micro-broadcasting should include the following restrictions:

1. Non-commercial

2. Strict local ownership

3. Primarily local programming

4. Strict "one-to-a-customer" ownership limits

5. Extremely simplified and streamlined registration or licensing procedures

Our airwaves are currently overflowing with commercial voices, often owned by large corporations with no ties to the community being served. These suggestions, as proposed by The Committee on Democratic Communications of the National Lawyers Guild (CDC), would ensure that a new micro-broadcasting agreement from the FCC would not simply lead to more corporate-owned stations dominating our news and our culture.

I am aware the FCC has in the past taken a hard-line, repressive approach to dealing with micro-broadcasters. The fact that the FCC is considering a change in policy in this regard is to be applauded, but every effort must be made to ensure that the airwaves are shared responsibly by communities to extend and enhance our democratic culture, not to enrich the private sector.

Thank you for your time,

Hugh D'Andrade

HUGH D'ANDRADE
Illustration & Graphic Design
hughd@sirius.com
415.970.9571 fax 415.345.8564
41 Sutter Street, #1306, SF CA 94104

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From: John Pluchino <j.pluchino@worldnet.att.net>
To: K1DOM.K1PO1(BKENNARD)
Date: Thu, Feb 4, 1999 10:22 AM
Subject: Comments to the Chairman

John Pluchino (j.pluchino@worldnet.att.net) writes:

I am in favor of low power frequency radio for neighborhood radio.
I represent Hudson County Technical Schools, in North Bergen, N.J.
We have a radio statio that broadcasts internally. We are looking for an outlet.
We are presently set to broadcast over the Internet.
However, we would like a neigborhood presence. Hudson County has no radio station that it can call its own. We would like to be that presence in Hudson County.
When I ran for state senator in 1998, one of the critical problems that I perceived was lack of identity for Hudson County.
A radfio station could be a galvanizing force for the County and allow its citizens a voice in this otherwise commercially driven media. Please let me know what your decision will be concerning low power frequencies.
Corporations and commercially driven broadcasting should not be the only voices heard over the airwaves. Give the local nieigborhoods a chance to be heard. Thankyou .. John Pluchino

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