

ORIGINAL

Federal Communications Commission

FCC 99-271  
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Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of	MICHEL CAJUSTE)	MM Docket No. 99-25
	637 ELTON ST)	
Creation of a Low	BROOKLYN NY 11208)	RM-9208
Power Radio Service	LA VOIX DE LA VERITE)	RM-9242
	92.1 FM NY)	

ORDER ON RECONSIDERATION

Adopted: October 1, 1999

Released: October 1, 1999

By the Commission:

1. In the *Notice of Proposed Rule Making* in MM Docket No. 99-25, FCC 99-6 (released February 3, 1999), 64 Fed Reg 7577 (February 16, 1999), the Commission proposed to establish rules authorizing the operation of new, low power FM (LPFM) radio stations. The *Notice* established comment and reply comment dates of April 12, 1999 and May 12, 1999, respectively. In response to petitions for extension of the comment and reply comment periods,<sup>1</sup> the comment and reply comment dates were extended to June 1, 1999 and July 1, 1999 to provide parties more time to prepare engineering and other studies. In response to requests for further extensions of the comment and reply comment periods,<sup>2</sup> we granted a 60-day extension of the comment period to August 2, 1999, and of the reply comment period to September 1, 1999, to afford petitioners time to complete their technical studies.

2. After the close of the comment period, the Commission received petitions to extend the reply

<sup>1</sup> Lucent Digital Radio, a developer of in-band on-channel digital radio technology, requested an extension, so that comments would have been due July 12, and reply comments would have been due August 11, 1999. The National Association of Broadcasters, the Consumer Electronics Manufacturers Association, and all of the state broadcaster organizations, including the District of Columbia and Puerto Rico and the Walt Disney Company requested 90-day extension of the comment date to July 12, 1999, and a 150-day extension of the reply comment date to October 11, 1999. These petitions were supported by Saga Communications, which stated that it needed additional time to conduct a technical analysis. The petitions were opposed by the Amherst Alliance and several individuals.

<sup>2</sup> The Corporation for Public Broadcasting and National Public Radio requested a 60-day extension of the comment period. The National Association of Broadcasters requested a 60-day extension at a minimum, but requested a further extension until field testing could be completed for the In Band On Channel (IBOC) digital radio system (which it believes will be completed by December 15, 1999). A number of individuals and groups, including the Amherst Alliance, Minority Media and Telecommunications Council, REC Networks, and the Committee on Democratic Communications, National Lawyers Guild opposed any extension.

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comment period.<sup>3</sup> On August 31, 1999 the Commission issued an *Order* in MM Docket 99-25, FCC 99-233 (released August 31, 1999) granting a sixteen (16) day extension of the reply comment period, until September 17, 1999. By thus extending the reply comment period, the *Order* granted in part the request of Greater Media and deferred further action on Greater Media's request.

3. On September 3, 1999 Greater Media filed an informal letter request for action on the outstanding portion of its request for an extension. On September 10, 1999, the United Church of Christ filed an Opposition to Greater Media's letter.

4. On September 17, 1999 the Commission issued an *Order* MM Docket 99-25, FCC 99-254 (released September 17, 1999) extending the reply comment period in this proceeding for fourteen (14) days following the release of a Notice of Proposed Rule Making regarding digital audio broadcasting, a date which the Commission anticipates will be November 5, 1999.

5. On September 22, 1999, the Amherst Alliance and several individuals ("Petitioners") filed a Motion for Reconsideration of the Commission's September 17 *Order* extending the reply comment deadline. Petitioners' Motion was supported by a Reply to Petition for Reconsideration filed by REC Networks and the Arizona Microradio Association on September 26, 1999. Petitioners assert that the Commission's decision to extend the reply comment deadline on the day reply comments were due did not provide them with adequate notice of the extension. Petitioners therefore seek to roll back the reply comment deadline to October 1, 1999, or, in the alternative, to limit any reply comments filed after October 1, 1999 to discussions of digital audio broadcasting.

6. Petitioners assert that they have been prejudiced by the extension of the reply comment period on the date reply comments were due. We do not believe that prejudice resulted from granting such extension on that date. The *Order* extending the reply comment period was formally released and was immediately posted on our website. Further, the timing and substance of our action did not deprive Petitioners of opportunity to participate in our proceedings. Rather, at most, it prompted Petitioners to file their reply comments, and subject them to the scrutiny of others, earlier than they might have had they known of the extension. In our view, this does not constitute harm or prejudice requiring remedial action by the Commission, particularly since Petitioners, like other parties, may revise their replies during the extension period.

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<sup>3</sup> The New York State Thruway Authority requested a 16-day extension of the reply comment period, and Greater Media, Inc. requested an extension of the reply comment period for sixty (60) days or for a period of forty-five (45) days after the release of a Notice of Proposed Rule Making regarding the implementation of digital audio broadcasting. The Greater Media petition was supported by joint comments of Big City Radio, Inc., Clear Channel Communications and Delmarva Broadcasting, and comments of the National Association of Broadcasters. The Office of Communication, Inc. of the United Church of Christ, *et al.*, the Amherst Alliance, and the National Lawyers Guild Committee on Democratic Communications opposed Greater Media's request for an extension of the reply comment period.

7. Accordingly, IT IS ORDERED that the Motion for Reconsideration of the Reply Comment Extension Deadline established by the Commission's *Order* extending the reply comment period in this proceeding is DENIED.

FEDERAL COMMUNICATIONS COMMISSION

Magalie Roman Salas  
Secretary

The Voice of Truth  
La Voix de la Verite  
637 Elton St  
Brooklyn, Ny 11208

Exhibit #31 a

### ENVIROMENT ASSESSMENT

This site is a 20'x78' 9 3/4" and 36' feet high three, story brick building with a raporte of 20'x24 which will house the voice of the truth's studio on 637 Elton St., Brooklyn Ny .

The Antenna Structure is a Rohn Model 25G with 10 foot sections weighing approximately 40 lbs each. This tower will be bolted to the back of the main building and retained by 3 sets of guy wires of 5/16 inches diameter.

The site's zoning is C1 3 in R6 area defined as commercial zoning. After public notice was given and publicized in the PERIODICAL HAITI OBSERVATEUR and distributed in many churches. The residents of the community welcomed the project, because of the importance of its cultural impact. And its is also a substitution to a drug distribution center that had occupied this premises during these past years.

**FCC 340**

**APPLICATION FOR CONSTRUCTION PERMIT FOR  
NONCOMMERCIAL EDUCATIONAL BROADCAST STATION**

(Carefully read instructions before filing form) Return only form to FCC

NOV 16 1999

FCC MAIL ROOM

Section I - GENERAL INFORMATION

FOR COMMISSION USE ONLY FILE NO.
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1. Name of Applicant <b>MICHEL CAJUSTE</b>		
Street Address or P.O. Box <b>637-ELTON ST</b>		
City <b>BROOKLYN</b>	State <b>N.Y.</b>	ZIP Code <b>11208</b>
Telephone Number (include Area Code) <b>718-346-1373</b>		

Send notices and communications to the following person at the address below:		
Name <b>MICHEL CAJUSTE</b>		
<b>LAVOIX DELA VERITE</b>		
Street Address or P.O. Box <b>637 ELTON ST</b>		
City <b>BROOKLYN</b>	State <b>N.Y.</b>	ZIP Code <b>11208</b>
Telephone Number (include Area Code) <b>718-346-1373</b>		

2. This application is for:  AM  FM  TV

(a) Channel No. or Frequency <b>92.1 221 Fm</b>	(b) Principal Community	City	State
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(c) Check one of the following boxes:

- Application for NEW station
- MAJOR change in licensed facilities: call sign: \_\_\_\_\_
- MINOR change in licensed facilities: call sign: \_\_\_\_\_
- MAJOR modification of construction permit: call sign: \_\_\_\_\_  
File No. of construction permit: call sign: \_\_\_\_\_
- MINOR modification of construction permit: call sign: \_\_\_\_\_  
File No. of construction permit: call sign: \_\_\_\_\_
- AMENDMENT to pending application: Application File Number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?  Yes  No

If Yes, state:

Call letters <b>WVUS</b>	Community of License	
	City	State

**SECTION V-B - FM BROADCAST ENGINEERING DATA**

**FOR COMMISSION USE ONLY**

File No. \_\_\_\_\_  
 SSB Referral Date \_\_\_\_\_  
 Referred By \_\_\_\_\_

Name of Applicant \_\_\_\_\_

Call Letters (if issued) \_\_\_\_\_

Is this application being filed in response to an application filing window?  Yes  No  
 If Yes, specify closing date: \_\_\_\_\_

Purpose of Application: (check appropriate boxes)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Construct a new (main) facility            | <input type="checkbox"/> Construct a new auxiliary backup facility                         |
| <input type="checkbox"/> Modify existing construction permit for main facility | <input type="checkbox"/> Modify existing construction permit for auxiliary backup facility |
| <input type="checkbox"/> Modify licensed main facility                         | <input type="checkbox"/> Modify licensed auxiliary backup facility                         |

If purpose is to modify, indicate below the nature of change(s) and specify the file number(s) of the authorizations affected.

- |   |  |
|---|--|
| <input type="checkbox"/> Antenna supporting structure height                      | <input type="checkbox"/> Effective radiated power  |
| <input type="checkbox"/> Antenna height above average terrain                     | <input type="checkbox"/> Frequency                 |
| <input type="checkbox"/> Antenna location   | <input type="checkbox"/> Class                     |
| <input type="checkbox"/> Main Studio location per 47 C.F.R. Section 73.1125(b)(2) | <input type="checkbox"/> One-Step processing       |
| <input type="checkbox"/> Directional Antenna                                      | <input type="checkbox"/> Other (summarize briefly) |

File Number(s) \_\_\_\_\_

**1. Allocation:**

Channel No. <b>221</b>	Principal community to be served:		
	County <b>KING</b>	City or Town <b>BROOKLY</b>	State <b>N.Y</b>

- Class (check only one box below)
- |                             |                             |                            |                             |
|-----------------------------|-----------------------------|----------------------------|-----------------------------|
| <input type="checkbox"/> A  | <input type="checkbox"/> B1 | <input type="checkbox"/> B | <input type="checkbox"/> C3 |
| <input type="checkbox"/> C2 | <input type="checkbox"/> C1 | <input type="checkbox"/> C |                             |

**2. Exact location of antenna.**

(a) Specify address, city, county and state. If no address, specify distance and bearing relative to the nearest town or landmark.

(b) Geographical coordinates (to nearest second). If mounted on element of an AM array, specify coordinates of center of array. Otherwise, specify tower location. Specify South Latitude and East Longitude where applicable; otherwise, North Latitude or West Longitude will be presumed. (The Commission requires coordinates based on NAD 27.)

Latitude	°	'	"	Longitude	°	'	"
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**Section II - LEGAL QUALIFICATIONS**

Name of Applicant

MICHEL CAJUSTE

1. Applicant is: (check one box below)

- (a) governmental or public educational agency, board or institution
- (b) private nonprofit educational institution
- (c) nonprofit educational corporation
- (d) other (specify)

2. For applicants 1(c) or (d), describe in an Exhibit the nature and educational purposes of the applicant.

Exhibit No.

3. For applicants 1(c) or 1(d) applying for a new noncommercial educational television station only, describe in an Exhibit how the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural and civic segments of the principal community to be served.

Exhibit No.

4. Describe in an Exhibit how the proposed station will be used, in accordance with 47 C.F.R. Section 73.503 or Section 73.621, for the advancement of an educational program.

Exhibit No.

5. Is there any provision contained in any by-laws, articles of incorporation, partnership agreement, charter, statute or other document which would restrict the applicant in advancing an educational program or complying with any Commission rule, policy or provision of the Communications Act of 1934, as amended?

Yes  No

If Yes, provide particulars in an Exhibit.

Exhibit No.

**CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS**

6. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction B to Section II.)

Yes  No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

Yes  No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.

7. Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant, in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

Yes  No

If the answer is Yes, attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

Exhibit No.

Section II - LEGAL QUALIFICATIONS (Page 2)

PARTIES TO THE APPLICATION

8. Complete the following Table with respect to all parties to this application.

(NOTE: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

**INSTRUCTIONS:** If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificates or other ownership interests, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership ownership interests or are subscribers to such interest. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or ownership interests. If applicant is a governmental or public educational agency, board or institution, fill out columns (a), (b), and (c) as to all members of the governing board and chief executive officers.

Name and Residence Address(es)  (a)	Office Held  (b)	Director or Member of Governing Board		% of: Ownership (O) or Voting Stock (VS) or Membership (M)  (d)
		Yes	No	
MICHEL CAJUSTE	DIRECTOR	yes		OWNERS (M)
PASTER LOUIS JEAN	(S) DIRECTOR	yes		(M)
EDVIA PREVO	TREASURER	yes		
JEFFRE MONDESIRE	SECRETARY	yes		(M)

**Section II - LEGAL QUALIFICATIONS (Page 4)**

9. Does the applicant, or any party to the application, have a petition to migrate to the expanded band (1605-1705 (kHz)) or a permit or license either in the existing band or expanded band that is held in combination with the AM facility proposed to be modified herein?  Yes  No

If Yes, provide particulars as an Exhibit.

Exhibit No. \_\_\_\_\_

10. Does the applicant or any party to the application have, or have they had, any interest in:
- (a) a broadcast station, or pending broadcast station application before the Commission?  Yes  No
  - (b) a broadcast application which has been dismissed with prejudice by the Commission?  Yes  No
  - (c) a broadcast application which has been denied by the Commission?  Yes  No
  - (d) a broadcast station, the license of which has been revoked?  Yes  No
  - (e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?  Yes  No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No. \_\_\_\_\_

- (1) Name of party having interest;
- (2) Nature of interest or connection, giving dates;
- (3) Call letters of stations or file number of application or docket; and
- (4) Location.

**Section V-B - FM BROADCAST ENGINEERING DATA (Page 2)**

3. Will the antenna be mounted on an antenna structure which has been registered with the Commission?  Yes  No  
 If Yes, provide the seven digit registration number and proceed to item 8. \_\_\_\_\_

4. Has the owner of the antenna structure filed an application for registration with the Commission?  Yes  No  
 If yes, provide the date FCC Form 854 was filed and proceed to item 8. \_\_\_\_\_

5. Applicant certifies that antenna structure meets 6.10 meter (20 feet) exception rule and therefore does not require registration. In other words, the overall height of the entire structure is not more than 6.10 meters (20 feet) above the ground or the antenna does not extend more than 6.10 meters (20 feet) above a man-made structure (structure built for a purpose other than mounting an antenna, i.e., building, water tank, silo, fire tower, etc.).  Yes  No  
 If yes, skip items 6 and 7.

6. Antenna structure will be shielded by existing structures of a permanent and substantial character or by natural terrain or topographic features of equal or greater height, and would be located in the congested area of a city, town or settlement where it is evident beyond all reasonable doubt that the structure is so shielded that it will not adversely affect safety in air navigation.  Yes  No  
 If yes, submit as an Exhibit a detailed explanation and/or diagram to support your claim and skip to item 8. 

Exhibit No.
-------------

7. Antenna structure does not meet FAA notification criteria as defined under 47 C.F.R. Section 17.7 and therefore does not require registration.  Yes  No

8. Is the supporting structure the same as that of another station(s) or proposed in another pending application(s)?  Yes  No  
 If Yes, give call letter(s) or file number(s) or both. \_\_\_\_\_

If proposal involves a change in height of an existing structure, specify existing height above ground level including antenna, all other appurtenances, and lighting, if any. \_\_\_\_\_

9. Does the application propose to correct previous site coordinates?  Yes  No  
 If Yes, list old coordinates.

Latitude 40 ° 39 . 38 "	Longitude 73 ° 53 . 40 "
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10. Has the FAA been notified of the proposed construction?  Yes  No  
 If Yes, give date and office where notice was filed and attach as an Exhibit a copy of FAA determination, if available. 

Exhibit No.
-------------

Date \_\_\_\_\_ Office where filed \_\_\_\_\_

11. List all landing areas within 8 km of antenna site. Specify distance and bearing from structure to nearest point of the nearest runway.

	Landing Area	Distance (km)	Bearing (degrees True)
(a)	_____	_____	_____
(b)	_____	_____	_____

**Section V-B - FM BROADCAST ENGINEERING DATA (Page 3)**

12. (a) Elevation: *(to the nearest meter)*

(1) Of the site above mean sea level;

6.00 meters

(2) Of the top of supporting structure above ground *(including antenna, all other appurtenances, and lighting, if any)*; and

24.00 meters

(3) Of the top of supporting structure above mean sea level [(a)(1) + (a)(2)].

30.00 meters

(b) Height of radiation center: *(to the nearest meter)* H = Horizontal; V = Vertical

(1) Above ground;

30.00 meters (H)

30.00 meters (V)

(2) Above mean sea level [(a)(1) + (b)(1)]; and

36.00 meters (H)

36.00 meters (V)

(3) Above average terrain.

30.480 meters (H)

\_\_\_\_\_ meters (V)

13. Attach as an Exhibit sketch(es) of the supporting structure, labeling all elevations required in Question 12 above, except item 12(b)(3). If mounted on an AM directional array element, specify heights and orientations of all array towers, as well as location of FM radiator.

Exhibit No.  
V-B.13

14. Effective Radiated Power:

(a) ERP in the horizontal plane \_\_\_\_\_ kw (H\*) 100 kw (V\*)

Is beam tilt proposed?

Yes  No

If Yes, specify maximum ERP in the plane of the tilted beam, and attach as an Exhibit a vertical elevation plot of radiated field.

Exhibit No.

\_\_\_\_\_ kw (H\*) \_\_\_\_\_ kw (V\*)

\*Polarization

15. Is a directional antenna proposed?

Yes  No

If Yes, attach as an Exhibit a statement with all data specified in 47 C.F.R. Section 73.316, including plot(s), and tabulations of horizontally and vertically polarized radiated components in terms of relative field.

Exhibit No.

16. Will the main studio be located within the 70 dBu or 3.16 mV/m contour?

Yes  No

If No, attach as justification an Exhibit pursuant to 47 C.F.R. Section 73.1125.

Exhibit No.

**Section V-B - FM BROADCAST ENGINEERING DATA (Page 4)**

17. Are there: (a) within 60 meters of the proposed antenna, any proposed or authorized FM or TV transmitters, or any nonbroadcast (*except citizens band or amateur*) radio stations; or (b) within the blanketing contour, any established commercial or government receiving stations, cable head-end facilities, or populated areas; or (c) within ten (10) kilometers of the proposed antenna, any protected or authorized FM or TV transmitters which may produce receiver-induced intermodulation interference?  Yes  No

If Yes, attach as an Exhibit a description of any expected, undesired effects of operations and remedial steps to be pursued if necessary, and a statement accepting full responsibility for the elimination of any objectionable interference (including that caused by receiver-induced or other types of modulation) to facilities in existence or authorized or to radio receivers in use prior to grant of this application. (See 47 C.F.R. Section 73.315(b), 73.316(d) and 73.318.)

Exhibit No.

18. Attach as an Exhibit a 7.5 minute series U.S. Geological Survey topographic quadrangle map that shows clearly, legibly, and accurately, the location of the proposed transmitting antenna. This map must comply with the requirements set forth in Instruction D for Section V. Further, the map must clearly and legibly display the original printed contour lines and data as well as latitude and longitude markings, and must bear a scale of distance in kilometers.

Exhibit No.

19. Attach as an Exhibit (name the source) a map which shows clearly, legibly, and accurately, and with the original printed latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.

- (a) The proposed transmitter location, and the radials along with profile graphs have been prepared;
- (b) The 1 mV/m predicted contour and, for noncommercial educational applicants applying on a commercial channel, the 3.16 mv/m contour; and
- (c) The legal boundaries of the principal community to which the station is or will be licensed.

20. Specify area in square kilometers (1 sq. mi. = 2.59 sq. km.) and population (latest census) within the predicted 1 mv/m contour.

Area 39950 sq. km.      Population 19708000

21. Attach as an Exhibit a map (*Sectional Aeronautical charts where obtainable*) showing the present and proposed 1 mv/m (60 dbu) contours.

Enter the following from Exhibit above:

Gain Area \_\_\_\_\_ sq. km.  
 Loss Area \_\_\_\_\_ sq. km.  
 Present Area \_\_\_\_\_ sq. km.

Percent change (gain area plus loss area as divided by present area times 100%) \_\_\_\_\_

If 50% or more, this constitutes a major change. Indicate in question 2(c), Section 1, accordingly. See 47 C.F.R. Section 73.3573(a)(1).)

**Section V-B - FM BROADCAST ENGINEERING DATA (Page 5)**

22. For an application involving an auxiliary backup facility only, attach as an Exhibit a map (*Sectional Aeronautical Chart or equivalent*) which shows clearly, legibly, and accurately, and with latitude and longitude markings and a scale of distance in kilometers:

Exhibit No. \_\_\_\_\_

- (a) the proposed auxiliary 1 mv/m contour; and
- (b) the 1 mv/m contour of the licensed main facility for which the applied-for facility will be auxiliary. Also specify the file number of the license. See 47 C.F.R. Section 73.1675.

File No. \_\_\_\_\_

23. Terrain and coverage data (*to be calculated in accordance with 47 C.F.R. Section 73.313*)

Source of terrain data: (*check only one box below*)

- Linearly interpolated 30-second database
- 7.5 minute topographic map

(Source: USGS, USC, USCE AND NYC)

- Linearly interpolated 3-second database
- Other (summarize)

Are more than eight radials being used to calculate HAAT?  Yes  No

If Yes, specify how many radials are being used. Please note the radials must be evenly spaced and start with the 0 degree radial. \_\_\_\_\_

Radial bearing (degrees True)	Height of radiation center above average elevation of radial from 3 to 16 km (meters)	Predicted Distances to the 1 mV/m contour (kilometers)	If operating on Commercial Channel 3.16 mv/m contour (kilometers)
0	30.480		
45	30.480		
90	30.480		
135	30.480		
180	30.480		
225	30.480		
270	30.480		
315	30.480		

**Allocation Studies**

(See Subpart C of 47 C.F.R. Part 73)

24. Is the proposed antenna location within 320 kilometers (199 miles) of the common border between the United States and Mexico?  Yes  No

If Yes, attach as an Exhibit a showing of compliance with all provisions of the Agreement between the United States of America and the United Mexican States concerning Frequency Modulation Broadcasting in the 88 to 108 MHz band.

Exhibit No. \_\_\_\_\_

Section V-C - TV BROADCAST ENGINEERING DATA (Page 5)

20. Terrain and coverage data (to be calculated in accordance with 47 C.F.R. Section 73.684)

Source of terrain data: (check only one box below)

- Linearly interpolated 30-second database (Source: \_\_\_\_\_)
- 7.5 minute topographic map
- Other (briefly summarize)

Radial bearing (degrees True)	Height of radiation center above average elevation of radial from 3 to 16 km (meters)	Predicted Distances		
		To the City Grade Contour (kilometers)	To the Grade A contour (kilometers)	To the Grade B contour (kilometers)
*				
0				
45				
90				
135				
180				
225				
270				
315				

\*Radial through principal community, if not one of the major radials. This radial should NOT be included in the calculation of HAAT.

21. Environmental Statement. (See 47 C.F.R. Section 1.1301 et seq.)

- (a) Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact?  Yes  No

If you answer Yes, submit as an Exhibit an Environmental Assessment required by 47 C.F.R. Section 1.1311.

Exhibit No.

- (b) If No, explain briefly why not.

- (c) Pursuant to OST Bulletin No. 65, October 1985, entitled "Evaluating Compliance with FCC-Specified Guidelines for Human Exposure to Radiofrequency Radiation," the applicant must explain in an Exhibit what steps will be taken to limit the RF radiation exposure to the public and to persons authorized access to the tower site. In addition, where there are multiple contributors to radiofrequency radiation, you must certify that the established RF radiation exposure procedures will be coordinated with all stations.

**CERTIFICATION**

I certify that I have prepared this Section of this application on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name (Typed or Printed) <i>MICHEL CAJUSTE</i>	Relationship to Applicant (e.g., Consulting Engineer)
Signature <i>Michel Cajuste</i>	Address (include ZIP Code)
Date <i>11-5-99</i>	Telephone No. (include Area Code)

FOR LOW POWER RADIO  
100 WATT PLEASE  
GIVE ME A CHANCE TO BE HAVE  
THE RADIO 92.1 FM PLEASE

Proposed Brooklyn Site  
10-01-07-1454-37  
US2650011037000

Field Intensity(Bu/m)

<input type="checkbox"/>	Greater than 70000
	Area: 80.94 km
	Population: 1117000
	Households: 380000
<input type="checkbox"/>	Less than 700000
	Area: 38950.59 km
	Population: 13700000
	Households: 8858000

