

FEDERAL COMMUNICATIONS COMMISSION

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**MEDIA BUREAU
AUDIO DIVISION
TECHNICAL PROCESSING GROUP
APPLICATION STATUS: (202) 418-2730
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DEC 08 2014

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Centro Cristiano De Vida Eterna
8230 Antoine Dr.
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In re: KPAL(FM), Palacios, TX
Centro Cristiano De Vida Eterna
Facility ID No. 174451
BPED-20140910ADR
Petition for Reconsideration

Dear Applicant:

This is in reference to: (1) the above-captioned application dismissed on October 21, 2014, and (2) the amendment and Petition for Reconsideration filed on November 5, 2014. The applicant requests reconsideration of the staff's October 21, 2014 dismissal of the above-captioned application.

By letter dated October 21, 2014, the staff informed KPAL that the application, as originally filed, was in violation of 47 C.F.R. § 73.511. Specifically, the application proposed a Class A facility with 2 kilowatts effective radiated power (ERP) at 285 meters antenna height above average terrain (HAAT). The 1 mV/m contour reference distance for the proposed facility was 36 kilometers. Section 73.211(a)(3) requires Class A facilities to have a 1 mV/m contour reference distance that does not exceed 28 km. Thus, the application specified a Class C3 facility. This constituted an acceptance defect.¹

On November 5, 2014, KPAL submitted a petition for reconsideration requesting reinstatement nunc pro tunc and a minor amendment. The amendment modified the ERP, the antenna height, and the directional antenna pattern. However, the application is still in violation of 47 C.F.R. § 73.511. Specifically, the application proposes a Class A facility with 1 kilowatt ERP at 272 meters antenna (HAAT). The 1 mV/m contour reference distance for the proposed facility is 30 kilometers. Section 73.211(a)(3) requires Class A facilities to have a 1 mV/m contour reference distance that does not exceed 28 km. Thus, the application continues to specify a Class C3 facility. The amendment, therefore, fails to eliminate the problem which resulted in the dismissal of the original application. Accordingly, KPAL's petition for reconsideration will be denied.²

In light of the above, KPAL's November 5, 2014 Petition for Reconsideration IS HEREBY DENIED. This action is taken pursuant to 47 C.F.R. § 0.283.

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Dan J. Alpert
Bob Morrow

¹ The letter also specified the following violations: (1) 47 C.F.R. Section 73.509 with respect to KYBJ and KHVT; and (2) 47 C.F.R. Section 73.510(a). These violations were resolved by the November 5, 2014 amendment.

² In addition, had the petition for reconsideration been granted, the application, as amended, proposes a directional antenna pattern that violates 47 C.F.R. Section 73.510(b). Specifically, the application proposes a directional antenna pattern that has a maximum to minimum ratio of more than 15 dB. This constitutes an acceptance defect.