

FEDERAL COMMUNICATIONS COMMISSION

**445 12th STREET SW
WASHINGTON DC 20554**

**MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/**

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JAN 13 2009

Ochoa Broadcasting Corp.
Calle 4 #C-62
Urb. Villa Palmira
Humacao, Puerto Rico 00741

Re: Ochoa Broadcasting Corp.
WALO(AM), Humacao, PR
Facility Identification Number: 50011
BP-20081028ABU


Dear Applicant:

The staff has under consideration the above-captioned application for a modification of AM broadcast station WALO, Humacao, Puerto Rico to relocate its transmitting antenna.

An engineering review of the application reveals that the proposed nighttime operation would increase the existing RSS to co-channel station HIAU-D, Puerto Plata, Dominican Republic, in violation of Regional Agreement for the Medium Frequency Broadcasting Service in Region 2. Specifically, the proposal will increase the RSS from 2.60 mV/m, to 2.64 mV/m. We suggest that applicant modify the proposal to protect these above mentioned Region 2 stations to avoid ITU (International Telecommunication Union) notification, which is a very lengthy process and may only result in an objection.

Accordingly, further action on the subject application will be withheld for a period of thirty days from the date of this letter to provide you an opportunity to respond. Failure to respond within this time period will result in the dismissal of the application pursuant to 47 C.F.R. § 73.3568. Please note that any amendment must be submitted in the same manner as the original application. For questions concerning foreign stations protections, please contact George Fehlner of International Bureau at (202) 418-2197.

Sincerely,



Son Nguyen
Supervisory Engineer
Audio Division
Media Bureau

cc: Francisco R. Montero, Esq.
Grafton Olivera