

Before the
FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

In re:

Charles Crawford) FL BNPFT-20130923ABF NEW
NEW FM TRANSLATOR) Miami, Florida)
Carl Tutera (File No. BNPFT -200303117MBE
To: The Secretary) Petition for Reconsideration
Attn: The Chief, Media Bureau) filed 06/18/2013 by Carl Tutera
) Supplement Filed 06/19/2013 by Carl Tutera
) "Tutera" Re-Instated 05/06/2014

PETITION FOR DISMISAL

By way of background to this petition, the petitioner originally filed its application in the filing window of 2003 on Channel 282 and in the settlement window established by the FCC after being MX'd with the Charles Crawford application, filed an amendment to move to another channel which resulted in a conflict with the Crawford application and as a result of the two applications trying to both use another channel. "Tutera" in an additional amendment filed ask for a PETITION FOR RECONSIDERATION, when the FCC dismissed its amended application.

"Tutera"s, petition for reconsideration filed in June of 2013 demonstrated that the Crawford amendment violated the FCC's allocation rules and therefore should not have been accepted, and therefore could not have served as the basis for Tutera's dismissal.

Tutera asserts that a conflict existed and that Tutera believed that its original application should never have been dismissed but in lieu of the FCC recent action of reinstatement it is now ready to file its dismissal of its petition.

Carl Tutera ("Tutera"), applicant, hereby respectfully petitions for a dismissal of its pending amended FM translator application on Channel 228 (BNPFT-20030317MBE) mutually-exclusive with the application of Charles Crawford, FCC File No. BNPFT-20130923ABF, Facility ID No 158312

"Tutera", takes this action as a result of the relief and the reinstatement of its original application on 5/6/2014 by the Media Bureau of the FCC stating the following: Petition for Reconsideration granted in part and application reinstated to pending status 5/6/2014 - no letter sent.

Application will be included in a future long-form filing window - to be announced by Public Notice.

In view of the foregoing, Carl Tutera respectfully submits that the Bureau in granting it's reinstatement of its original application filed in the translator filing window of 2003 on Channel 282, on the frequency of 104.3 FM, Kendall/Miami, Florida, withdraws its petition for reconsideration of the mutually exclusive amended application with the Charles Crawford application.

Respectfully Submitted

Carl Tutera

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