

FEDERAL COMMUNICATIONS COMMISSION

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

MAR 27 2009

**MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: WWW.FCC.GOV/MB/AUDIO/**

**PROCESSING ENGINEER: Khoa Tran
TELEPHONE: (202) 418-2700
FACSIMILE: (202) 418-1410
MAIL STOP: 1800B3
INTERNET ADDRESS: Khoa.Tran@fcc.gov**

Bitterroot Valley Calvary Chapel
700 North 4th Street
Hamilton, MT 59840

In Re: NEW(FM), Victor, MT
Facility ID # 176603
Bitterroot Valley Calvary Chapel
("BVCC")
BNPED-20071019AUF

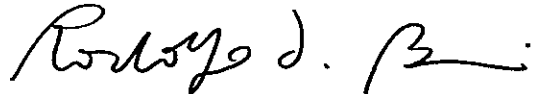
Dear Applicant:

This letter refers to the above-captioned application for a new non-commercial educational FM facility to serve Victor, MT.

An engineering review of the application reveals that the application fails to comply with 47 C.F.R. § 73.525(e)(3)(iii) with respect to TV Channel Six Station KTVM(TV), Butte, MT. Specifically, our calculations show that the city grade contour (77 dBu) of NBC network affiliate station KECI-TV, Missoula, MT does not fully encompass the predicted interference area to KTVM. Therefore, BVCC can not exclude the entire population within the predicted interference area. This constitutes an acceptance defect.

In light of the above, Application BNPED-20071019AUF is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a) and is HEREBY DISMISSED. These actions are taken pursuant to 47 C.F.R. § 0.283.

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Harry C. Martin