

From: [Victoria McCauley](#)
To: [Chris Imlay](#); [Robert Gates](#)
Cc: [Thomas Monahan](#); [Gary James](#); [Tom Ray](#)
Subject: RE: W253AF, Bennington, VT
Date: Wednesday, October 16, 2019 12:01:00 PM
Attachments: [image001.png](#)

Dear Mr. Imlay—

I apologize for not including you on the original letter. I would have included you on the cc if I had seen your name in CDBS as the contact representative. All of the applications still have Russell Fox, even though he sent a letter withdrawing his name. Do please update CDBS with the correct information. We sent the letter to the licensee by certified mail, return receipt, and although we got the certified receipt back, we haven't gotten the postcard.

You are granted additional time to respond. The due date will be October 28, 2019. I will make a note of it in our records.

Sincerely,
Vicky

Victoria M. McCauley
Attorney/Advisor
Audio Division
Media Bureau
202 418 2136
Victoria.McCauley@fcc.gov



For FCC Official Use Only

From: Chris Imlay <chris@imlaylaw.com>
Sent: Wednesday, October 16, 2019 11:23 AM
To: Victoria McCauley <Victoria.McCauley@fcc.gov>; Robert Gates <Robert.Gates@fcc.gov>
Cc: Thomas Monahan <thomasfmonahan@hotmail.com>; Gary James <gjamesshow@aol.com>;
Tom Ray <tomray@tomrayconsulting.com>
Subject: Fwd: W253AF, Bennington, VT

Greetings, Vicky and Rob:

Thanks to Rob for forwarding the Commission's September 18, 2019 status inquiry letter to my client, Absolute Broadcasting, LLC pertaining to W253AF, Nashua, New Hampshire. I am not sure what happened to the original of the letter, but this morning is the first I have heard of it, and the

station staff reports that they have not seen it either, until today. As you likely know, the FM translator that is the subject of this inquiry letter is the subject of numerous pleadings filed by Absolute and by Saga Communications. Absolute most recently did address the allegations raised by Saga relative to the placing of W253AF on the air in its most recent of these numerous, unadjudicated pleadings.

I notice that Gary Smithwick, counsel for Saga, is a copy recipient on this letter but I, as counsel for Absolute, am not. It is impossible for me to coordinate with my client and respond to this letter this week, because I am currently, and will for the rest of this week be, in Wisconsin at the Wisconsin Broadcasters Association annual conference. I will be back in my office Monday, October 21 and can prepare and submit a response to this letter on behalf of Absolute that day, but not before. I hope that, since I was not copied with the September 18 letter, the Audio Division will indulge me on this. Thank you.

Kind regards, Chris Imlay

----- Forwarded message -----

From: **Thomas Monahan** <thomasfmonahan@hotmail.com>

Date: Wed, Oct 16, 2019 at 9:29 AM

Subject: Fwd: W253AF, Bennington, VT

To: Chris Imlay <chris@imlaylaw.com>, gjamesshow@aol.com <gjamesshow@aol.com>

Gents, Has this been addressed ? Thanks, Tom

Sent from my iPad

Begin forwarded message:

From: Robert Gates <Robert.Gates@fcc.gov>

Date: October 16, 2019 at 10:25:17 AM EDT

To: Tom Monahan <thomasfmonahan@hotmail.com>

Subject: W253AF, Bennington, VT

Tom,

I am hoping that you have seen this.

Please see the attached.

Rob Gates

Electronics Engineer

Audio Division

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Christopher D. Imlay
Booth, Freret & Imlay LLC

14356 Cape May Road
Silver Spring, MD 20904-6011
(301) 384-5525 telephone
(301) 384-6384 facsimile
chris@imlaylaw.com
chris.imlay@gmail.com



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