

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
OBLP, AUDIO DIVISION
TECHNICAL PROCESSING GROUP
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio

PROCESSING ENGINEER: Joe Szczesny
TELEPHONE: (202) 418-2700
FACSIMILE: (202) 418-1410
MAIL STOP: 1800B2-JBS
INTERNET ADDRESS: jszczesn@fcc.gov

OCT 22 2009

Raymond Benedict
2175 K Street NW
Washington, DC 20037

In re: CBS Radio Holdings Inc. (CBS)
KPTK(AM), Seattle, Washington
Facility Identification Number: 6387
File Number: BP-20090713ABK

Dear Mr. Benedict:

This letter is in reference to the above-captioned minor change application filed by CBS to change the nighttime standard pattern. We noted that a request for waiver of Section 73.182 was submitted in the application. We will grant the waiver and the application for the reasons shown below.

The applicant requested a waiver of Section 73.182 because the proposed nighttime RSS contribution towards co-channel station KFXX(AM), Portland, Oregon does not reduce by 10% as required by the rules. In support of the waiver request, CBS contends that it needs the proposed standard pattern change to approximate the existing licensed augmented standard pattern, and to effectively maintain the existing licensed coverage area as it wants to file a Method of Moments (MoM) proof of performance. CBS asserts that the change is involuntary because the daytime pattern is proven by the MoM, and that the Commission policy requires that the nighttime must be done the same way. We agree with these findings, and we find that a grant of waiver of Section 73.182 is in the public interest.

Accordingly, the request for waiver of Section 73.182 is GRANTED, and the application (File No. BP-20090713ABK) is hereby GRANTED.

Sincerely,



Son Nguyen
Supervisory Engineer
Audio Division
Media Bureau

cc: Thomas S. Gorton
Stephen Hildebrandt, Assistant Secretary