



Federal Communications Commission
Washington, D.C. 20554

August 17, 2023

SENT VIA CERTIFIED MAIL AND ELECTRONIC MAIL

Geoffrey Stratman
142 Stormville Rd
Hopewell Junction, NY 12533
Kb2dx@icloud.com

RE: Informal Objection
LMS File No. 0000212390
WNYJ-LD, Newburgh, NY
Facility ID No. 127912

Dear Mr. Stratman,

This is in regard to the Informal Objection¹ (Objection) filed on March 11, 2023, in opposition to the Renewal Application² (Application) for the above captioned low power television (LPTV) station (Station or WNYJ) licensed to Venture Technologies Group, LLC (Licensee). The Objection opposes the renewal of Station's license on the grounds that the Station's operation is preventing the reception of full power television station WHPX-TV, New London, Connecticut (WHPX), Facility ID 51980, in violation of section 74.703 of the Commission's rules (Rules).³ Licensee filed an opposition on August 7, 2023, arguing that the Objection should be denied on the grounds that the WHPX signal is not viewable at 142 Stormville Rd, Hopewell Junction, NY 12533, the address provided as part of the Objection.⁴

Both WNYJ and WHPX operate on RF channel 28. Section 74.703(b) of the Rules states that it is the responsibility of a LPTV station operating on the same channel (aka co-channel) as any full power TV broadcast station to correct, at its own expense, any condition of interference to the direct reception of the full power station.⁵ According to the rule, interference will be considered to have occurred when "reception of a regularly used signal is impaired by the signals radiated by the low power TV station....regardless of the quality of the reception or the strength of the signal to be used."⁶ Utilizing the Commission's TVStudy software, a Longley-Rice model analysis does not predict reception of WHPX at location specified in Hopewell Junction, NY.⁷ The Objection provides no other evidence of interference

¹ Informal Objection of Geoffrey Stratman to Renewal of License for WNYJ-LD, LMS File No. 0000212390 (Filed Mar. 11, 2023).

² Application of Venture Technologies Group, LLC for Renewal of License, LMS File No. 0000208583 (Filed Jan. 30, 2023). WNYJ-LD is a low power digital television station. In this case, as is permitted, Venture Technologies Group, LLC filed to renew the Station's license with other commonly licensed stations on a single renewal application.

³ 47 CFR § 74.703(b).

⁴ Opposition of Venture Technologies Group, LLC to Informal Objection of Geoffrey Stratman, LMS File No. 0000219017 (Filed Aug. 7, 2023) (Opposition).

⁵ *Id.*

⁶ *Id.*

⁷ We note that while the Opposition provides a Longley-Rice study, in reaching this conclusion Video Division staff conducted its own analysis.

preventing the reception of WHPX. Therefore, we find that WHPX cannot be considered a “regularly used signal” whose reception is being “impaired” by WNYJ at the location specified in Hopewell Junction, NY.⁸

Accordingly, by this letter, the Objection is **DENIED**.⁹

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau

Cc (via electronic mail):
Mark Denbo, Esq. (Counsel for Station)

⁸ The Objection also requests that we require the Station to either change to another frequency, channel share, or go off-the-air. Even if interference to the direct reception of WHPX could be substantiated, the proper recourse would first be requesting the Station to undertake remedial efforts to eliminate the interference. Only if such remedial efforts failed could we require the Station to suspend operation. The Station could then seek to operate on a new channel either through our displacement rule, 47 CFR 74.787(a)(4) or a channel sharing arrangement, 47 CFR 74.799. The process of finding a new channel is one that is undertaken by the licensee, not the Commission.

⁹ The pending Application will be acted on under separate staff action.