

Exhibit 19 Potential Waiver Request Multiple Applications 73.3520

With respect to FCC Rules 73.3520 it is the applicant's belief this does not apply to non-commercial FM stations. Open Media Corporation, Memorandum Opinion and Order, 8 FCC Rcd 4070 (1993) states

"As noted, Section 73.3555(f) of the Commission's Rules provides that the multiple ownership rules do not apply to NCE-FM stations. Accordingly, it is clear that both NIU and REBF may each have more than one noncommercial educational station in the Rockford market. With respect to the alleged violation of Section 73.3517 of the Commission's Rules, there are no contingent applications. If either NIU or REBF had filed individually for Channel 213, the application could have been granted. The only reason that neither the NIU nor REBF application for Channel 202 could have been granted was because they were mutually exclusive with one another for that channel. Thus, there is no violation of Section 73.3517. Furthermore, the purpose of Section 73.3518 "is to avoid the waste of Commission resources, prejudice to other applicants, and delay of service which arises when the Commission must process applications by the same person or entity." Valley Broadcasting Co., 58 RR 2d 945, 948(1985). It is designed to prevent the filing of multiple applications "not all of which can be granted." Id. Since we have before us NCE-FM applications, all of which may be granted, Section 73.3518 is simply inapplicable. **Nor is there any violation of Section 73.3520 of our Rules. Rule 73.3520 is premised on there being a limit to the number of stations which may be owned by any one licensee in the same community. However, since the multiple ownership rules do not apply to NCE-FM operations, neither NIU nor REBF is precluded from owning and operating more than one NCE-FM facility in the market. Thus, it follows that each may have more than one application pending at the same time for a given market. Accordingly, the proposals of NIU and REBF do not violate Sections 73.3517, 73.3518 and 73.3520 of our Rules."**

There has been no Non-commercial FM service in the service area of this station, ever, with the exception of coverage for a mere 462 persons in the far north part of the proposed service area of our Class C2 application on channel 209

Over the years no one has applied for any NCE stations. Because of this the applicant is making an effort to bring the coverage area up to speed with a small Class A FM of 300 watts and a C2 channel each offering different formats.

IF FCC rule 73.3520 is found to be applicable to FM NCE stations for any reason, applicant requests a waiver of this rule in order to bring service to the area. If the waiver is needed but not granted, the FCC decides that multiple applications are not allowed, and that the applicant cannot have more than one application at a time, then we request dismissal of the Class A FM on 88.9 Mhz, Channel 205 FCC file number 0000165964.

The instant application was the first filed application of the group with the lowest file number and should remain.