

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, SW
WASHINGTON, DC 20554

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

MAR 10 2014

ENGINEER: James Bradshaw
TELEPHONE: (202) 418-2700
FACSIMILE: (202) 418-1410/1411
MAIL STOP: 1800B3
INTERNET ADDRESS: james.bradshaw@fcc.gov

New York Catholic Radio, Inc.
3 Neptune Road, Suite A 19D
Poughkeepsie, NY 12601

Re: NEW-LP, Poughkeepsie, NY
Facility ID No. 192814
New York Catholic Radio, Inc.
BNPL-20131114BGP

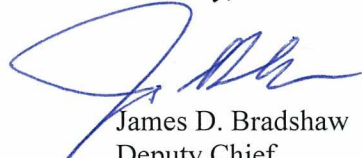
Dear Applicant:

The staff has under consideration the above-captioned application for a new low power FM (LPFM) station.

An engineering study has revealed that the proposal fails to meet the minimum power and antenna height requirements of 47 C.F.R. § 73.811. Specifically, the application proposes an effective radiated power (ERP) of 10 watts in an attempt to submit a successful second-adjacent waiver. However, we calculate the height above average terrain (HAAT) at this site to be 40 meters. Therefore, the proposed facility would create an average 60 dBu contour distance of approximately 3.6 km. Pursuant to Section 73.811, the minimum required 60 dBu contour distance is 4.7 kilometers. The application does not address this deficiency and will be dismissed.

Accordingly, in light of the above, application BNPL-20131114BGP is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a)¹ and IS HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. § 0.283

Sincerely,



James D. Bradshaw
Deputy Chief
Audio Division
Media Bureau

cc: Dennis J. Kelly

¹ Under the Public Notice entitled "Commission States Future Policy on Incomplete and Patently Defective AM and FM Construction Permit Applications," FCC 84-366, released August 2, 1984, the Commission indicated that it would reinstate applications *nunc pro tunc* where the original application was dismissed and where a minor curative amendment was filed within thirty days. Please note that any amendment submitted for this purpose must be received within 30 days of the Public Notice of the dismissal of the application and must correct ALL acceptance defects with the application. This includes any defects that may not have been identified in the dismissal letter.