

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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September 9, 2013

Francisco Montero
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209-3801

Re: WLUZ (FM), Levittown, PR
La Gigante Siembra
Facility Identification Number: 11520
Construction permit application
BPED-20130905ABW

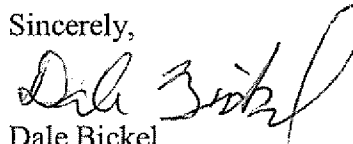
Dear Counsel:

On September 5, 2013, La Gigante Siembra, licensee of WLUZ (FM), filed construction permit application BPED-20130905ABW seeking a change in transmitter site, an increase in power and antenna height above average terrain, and the use of a directional antenna. This application was occasioned by notice given to the licensee on August 28, that WLUZ must vacate its licensed transmitter site within 15 days. Prompt processing is needed for the station to maintain service.

Presently, WLUZ is licensed to operate from a site in Levittown, PR. The application proposes an 18.9 km change in transmitter site. The applicant reports that the existing second-adjacent contour overlaps caused to WCRP, Guyama, PR and WPUC-FM, Ponce, PR, would be reduced from 2 sq. km (containing 8,213 persons in the heart of Levittown) to 1 sq. km (containing 925 persons) in a more rural location. Waiver of Section 73.509 is requested by the applicant, to permit these changes.

We find that waiver of Section 73.509 is warranted here. The proposal creates a smaller area of prohibited contour overlap with WCRP and WPUC-FM, affects much less population, and moves the existing overlap area out of a densely populated location. The proposal also allows WLUZ to significantly expand its 60 dBu coverage area without causing prohibited contour overlap to or receiving prohibited contour overlap from stations or applications, other than WCRP and WPUC-FM. Accordingly, the requested waiver of Section 73.509 IS GRANTED, and construction permit application BPED-20130905ABW IS ALSO GRANTED.

Sincerely,



Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: La Gigante Siembra