

EXHIBIT 32

Section 307(b) Considerations

The proposed change of community of license of Station KJDX(FM) from Susanville to Pollock Pines presents a preferred alignment of channels under the Commission's allotment priorities.

The proposed community of license, Pollock Pines, has previously been determined by the Commission to be a community meriting its own local audio transmission service. In File No. BPED-19970626MD the Commission granted a construction permit for a new noncommercial educational FM station in Pollock Pines; that station was, however, never built, and the permit was cancelled on October, 2006. As a result, Pollock Pines, although deserving of local service, presently has none. Pollock Pines is not in any Urbanized Area, nor would the proposed KJDX(FM) facilities deliver a 60 dBu signal to any portion of an Urbanized Area. Accordingly, this is a preferential arrangement under Priority 3 (first local service) of the Commission's FM Allotment Priorities as set out at, *e.g.*, *Revision of FM Assignments and Procedures*, 90 FCC2d 88, 92 (1982).¹

¹ The proposed modification would result in no new daytime "white area". However, as demonstrated in the Engineering Exhibit, a *de minimis* number of persons – approximately 129 – would no longer receive a protected service contour at night. The Commission has previously determined that, in assessing the impact of white or gray area gains or losses, it will deem gains or losses of that magnitude to be *de minimis*. See *Wallace, Idaho et al.*, 16 FCC Rcd 9591 (Allocations Branch 2001) (creation of gray area of 150 people deemed *de minimis*); *Freer, Texas et al.*, 19 FCC Rcd 4742 (Audio Division 2004) (creation of gray area of 178 persons deemed *de minimis*); *El Dorado, Texas et al.*, 21 FCC Rcd 3572 (Audio Division 2006) (elimination of white area of 124 persons deemed *de minimis*). The proposed facilities will provide new FM service to more than 115,000 persons.

A total of four aural transmission services (Stations KHJQ(FM), KJAR(FM), KLZN(FM) and KSUE(AM)) will remain in Susanville after the removal of Station KJDX(FM) while, as noted, Station KJDX(FM) will provide a first transmission service to Pollock Pines.