

An application is pending seeking approval to assign the authorization for LPTV station W17CR, Plainview, New York, from Catholic Views Broadcasts, Inc. to WLNY-TV Inc. (which currently owns no broadcast stations but is affiliated with WLNY Limited Partnership). An individual, Jose Luis Rodriguez, who claims some sort of right to operate a LPTV station on channel 17 on Long Island under the call sign W17CH,* filed a petition to deny the assignment application. Most of the allegations advanced in the petition are directed against Catholic Views.** While it is believed that the allegations relating to WLNY-TV Inc. do not raise a character issue, it is possible that they could be construed to do so and, therefore, this matter is being reported in the instant application for informational purposes. The petition does not relate to LPTV station W27CD whose license is being sought herein or any other station licensed to WLNY Limited Partnership.

WLNY-TV Inc. filed responses to the petition to deny and related pleadings establishing that Rodriguez's pleadings should be summarily dismissed or denied not only because the allegations therein are unsupported by an affidavit of Rodriguez as required by the FCC rules, but also because they are baseless, if not frivolous. In a reply pleading, Rodriguez alleges without any support that WLNY-TV Inc.'s participation in the construction of W17CR was improper, even though the W17CR assignment application included a full disclosure of WLNY-TV Inc.'s participation, including the fact that the station was completely constructed and operated under Catholic Views' supervision and control in accordance with FCC rules and policies. Rodriguez also alleges that the station was improperly constructed at a site which differed from the site specified in the W17CR construction permit. However, Catholic Views' consulting engineer submitted an affidavit pointing out that Rodriguez incorrectly used NAD83 coordinates in plotting the site on the internet, whereas using the correct NAD27 coordinates the station was constructed at the exact location specified in the construction permit.

* The FCC database (CDBS) does not recognize the existence of any such station on Long Island and there does not appear to be any FCC authorization permitting the operation of the station.

** Rodriguez also filed pleadings against a granted minor modification application and pending license application filed by Catholic Views in connection with its LPTV station.