

*Law Offices*  
***Putbrese Hunsaker & Trent, P.C.***

*John C. Trent*

*Of Counsel:*

*Cary S. Tepper\**

*Howard Weiss*

*Keith E. Putbrese (Retired)*

*David M. Hunsaker*

*(1944-2002)*

*\*Not Admitted in Virginia*

*A Professional Corporation*  
*200 S. Church Street*  
*Woodstock, Virginia 22664*

*Tel: (540) 459-7646*  
*Fax: (540) 459-7656*  
*Website: [www.phtpclaw.com](http://www.phtpclaw.com)*

March 29, 2018

Via E-Mail Only

Anne Goodwin Crump, Esq.  
Susan A. Marshall, Esq.  
Fletcher, Heald & Hildreth, PLC  
1300 North 17<sup>th</sup> Street  
11<sup>th</sup> Floor  
Arlington, VA 20554

Re: FM Translator W248CA, St. Petersburg, FL (FCC Facility ID No. 156011); BLFT-20170815AAH; Interference Complaint Filing by WPCV (FM) - Hall Communications, Inc.

Dear Anne & Susan:

I am in receipt of your "Update to Interference Complaint and Request for Immediate Suspension of Authority to Broadcast" ("Update") filed Tuesday. In the Update you confirm that your client Hall Communications, Inc. ("Hall") and Neal Ardman of NIA Broadcasting, Inc., ("NIA") have reached a verbal agreement ("Agreement") pertaining to interference. Specifically, the parties agreed that NIA would not interfere with reception of WPCV in Hillsborough County, Florida and WPCV would not object to any interference in Pinellas County, Florida. As part of that Agreement, NIA filed a modification of its facility (see BPFT-2018117ACJ). You confirm that NIA did file the modification application which was granted on March 6, 2018, but further state that to Hall's knowledge, the new facility has not been constructed. Please be advised that NIA completed construction on this facility Tuesday March 27<sup>th</sup> and an FCC Form 350 License to Cover Application was filed yesterday (see BLFT-20170328AAW). This new facility meets the spirit of the Agreement between the parties.

Had Hall's engineers simply returned Mr. Ardman's telephone calls and e-mails over the past two weeks, they would have known he was completing the project. Instead it appears that Hall wanted to be antagonistic rather than be cooperative.

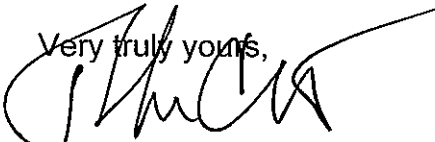
You state in the Update that your client's operation manager, Michael Jerger, and station engineer, Jeff Crews, had visited the NIA translator tower site. You report that Engineer Crews found that the NIA translator antenna was oriented incorrectly and that it was the wrong antenna. NIA disputes this assertion. I have attached a photo of the NIA translator tower site. This instant tower is used by multiple broadcasters, not just NIA, so therefore how did Hall know which antenna was the one being used by NIA? You then continue in the Update to make the sweeping statement that Hall doubts that NIA's future

operations at 130 watts with a two-bay antenna will further reduce interference. No engineering data is submitted to back this claim. If Hall's engineer was checking on NIA's translator on March 16<sup>th</sup>, why wouldn't he contact Mr. Ardman? Mr. Ardman was willing then and is still willing now to meet for tests to put this matter to bed.

Should NIA's new Translator facility not meet the goals of the Agreement, NIA is totally committed to address any interference issue that might arise in Hillsborough County. You had sent me an e-mail dated November 9, 2017 whereby you had indicated that Hall had its consulting engineer run a study to determine whether there were any other channels to which NIA could relocate. You said that the engineer indicated there were three additional channels to which NIA could be relocated, albeit at somewhat reduced power. Should NIA have to go that route and change channels, we need to know *what* those possibilities are that Hall determined would be available. NIA will be glad to pay Hall's consultant to provide us that information or reimburse Hall for that information.

Please coordinate with Hall on this matter. If they want to drive the new signal with Mr. Ardman and his consulting engineer please let us know as soon as possible (Mr. Ardman is in Tampa until Friday). As previously indicated, your client can contact Mr. Ardman directly: his office telephone number is - (912) 510-4600 and his e-mail address is - [neal@closingremarks.tv](mailto:neal@closingremarks.tv) OR, you can coordinate with this office to set up something.

If you have any questions, please contact this office.

Very truly yours,  
  
John C. Trent

cc w/attachment: Parul P. Desai, Esq., FCC Audio Division (*via e-mail only*)  
Neal Ardman (*via e-mail only*)



