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November 1, 2002

**VIA HAND DELIVERY**

Ms. Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
Washington, DC 20554

**Re: Request for Dismissal of  
KPLT-FM, Paris, Texas (Facility ID No. 35484)  
Application for Construction Permit  
FCC File No. BPH-19990224IC**

*and*

**Request for Contingent and Expedited Treatment of  
KPLT-FM, Paris, Texas (Facility ID No. 35484)  
Application for Construction Permit  
FCC File No. \_\_\_\_\_**

Dear Ms. Dortch:

On behalf of East Texas Broadcasting, Inc., this letter respectfully requests that the pending construction permit application for KPLT-FM, Paris, Texas (FCC File No. BPH-19990224IC) be dismissed concurrently with the acceptance of the applications identified in the following sentence. A new application requesting identical facilities for KPLT-FM (FCC File No. \_\_\_\_\_) and contingent treatment with an application filed on behalf of KDXX(FM) (FCC File No. 20021101AAU) have been concurrently electronically filed today, and are attached for your convenience.

Furthermore, East Texas respectfully requests expedited processing and grant of the newly filed construction permit application for KPLT-FM. This application requests a minor modification to the facilities of KPLT-FM (FCC File No. \_\_\_\_\_) and contingent treatment with an application filed on behalf of KDXX(FM)(FCC File No. 20021101AAU).

The above referenced application was filed as a replacement for an earlier application (FCC File No. BPH-19990224IC), but an amendment requesting identical facilities was denied

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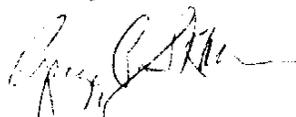
as untimely in a letter from Brian Butler to the licensee, dated October 9, 2002 (attached). Thus, East Texas has requested dismissal of the original application and filed the captioned application as a replacement.

East Texas submits that expedited processing of this replacement application is appropriate for the following reasons. First, processing of the original application (FCC File No. BPH-19990224IC) was significantly delayed as a result of a change in Commission processing staff and the attendant reassignment process. The original application itself was filed in February of 1999. The amendment which was denied was filed June 28, 2002, but was returned on October 9, 2002. As noted earlier, this application was filed as part of an agreement with another licensee, and was contingent upon a grant of a construction permit authorizing changes in the facilities of KDXX(FM), Lewisville, TX (FCC File No. BPH-20020628ABS). The agreement under which these applications were filed would likely expire before the refiled KPLT-FM application would be granted under the normal processing procedures. In view of the necessity to refile new applications, the parties have negotiated an extension of the agreement until December 31, 2003. However, the same time pressures that created the need for the original deadline date of March 2003 continue to exist, and expedited processing would greatly assist allowing each party to meet its obligations under the agreement.

East Texas respectfully notes that the application presents no serious engineering issues, requests no rule waivers, and is otherwise grantable as filed. For these and the reasons described above, East Texas submits that expedited processing and grant of the construction permit application for KPLT-FM, Paris, TX (FCC File No. \_\_\_\_\_) is appropriate in these circumstances and requests that the Commission act with all due speed.

Should further information be desired in connection with this request, kindly communicate directly with this office.

Sincerely,



Gregg P. Skall

cc: Brian Butler, Federal Communications Commission  
Michael Mehigan, Federal Communications Commission