

Request for Waiver of 47 C.F.R. Section 73.509

Educational Media Foundation ("EMF") desires to increase the power and service area of station KKLM, Corpus Christi, TX. This proposal is engineered so as to NOT CAUSE interference to any existing station, known application or allocation. However, the proposed increased service area would RECEIVE interference from the following second adjacent facilities:

| Facility ID | Status | Call Sign (or File #) | City of License | Exhibit |
|-------------|--------|-----------------------|------------------|---------|
| 91069 | LIC | KKWV | Aransas Pass, TX | 18-2A |
| 91097 | LIC | KIFR | Alice, TX | 18-2B |

Again, this proposal will not cause interference to the above applications as KKLM's proposed interfering 100 dBu contour will not overlap the applications' protected 60 dBu contour. KKLM's proposed protected contour would, however, receive prohibited overlap from the applications listed above. The area of "overlap received" from the above referenced facilities will be approximately:

| Call Sign (or File #) | Square km | Total area of KYLV's proposed 60 dBu |
|-----------------------|-----------|--------------------------------------|
| KKWV | 23.94 | 0.30% |
| KIFR | 12.77 | 0.16% |

The grant of this waiver request will allow KKLM to increase its overall coverage area by 1,489 square kilometers, an increase of 22.76%. It will provide new service to an estimated 36,536 persons, an increase of 8.49%. This waiver request is nearly identical to the requests made by the licensees of WCPE(FM) and WCCE(FM) in Educational Information Corporation, 6 FCC Rcd 2207 (1991). WCPE(FM) requested a waiver in its application to permit *de minimus* overlap "received," and WCCE(FM) requested a waiver in its application to permit *de minimus* overlap "caused." In recognition of the importance of affording noncommercial educational stations the flexibility to expand and meet the growing demand for service, the Commission granted both waiver requests. The instant request fully satisfies the criteria established by the Commission for waiver of Section 73.509 of the Commission's rules as it pertains to overlap received*.

Significant service will be maintained and enhanced by the proposed expansion of KKLM, and the overlap area is very small and well within the scope of the Commission's waiver policy. Clearly, this benefit heavily outweighs the potential for interference in an area that constitutes less than 1% (total) of the station's proposed service area. Accordingly EMF respectfully submits that a waiver of Section 73.509(a) of the Commission's rules is justified in this instance.

* EMF wishes to emphasize that its request is not at all similar to the second waiver request made by WCPE in Educational Information Corporation, 1997 FCC LEXIS 2636 (May 20, 1997). Unlike here, WCPE was seeking a waiver of overlap "caused" in that second case.

Exhibit 18-2A

KKLM.P

Latitude: 27-44-29 N
Longitude: 097-36-09 W
ERP: 13.80 kW
Channel: 204
Frequency: 88.7 MHz
AMSL Height: 277.0 m
Horiz. Pattern: Omni
Prop Model: None

KKWV

BLED20081017AHC
Latitude: 27-52-02 N
Longitude: 097-13-07 W
ERP: 28.00 kW
Channel: 201
Frequency: 88.1 MHz
AMSL Height: 118.0 m
Horiz. Pattern: Directional

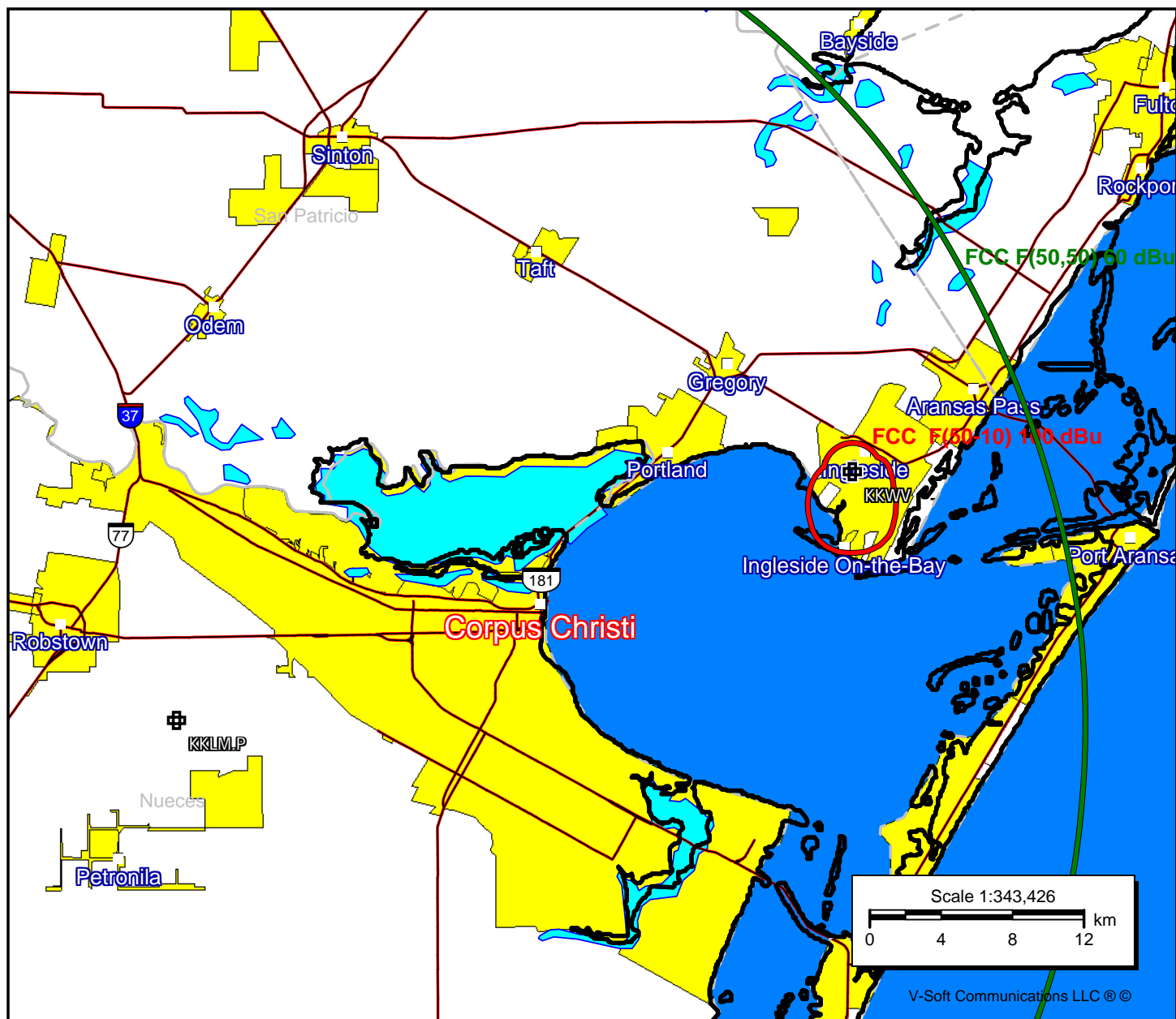


Exhibit 18-2A1

Overlap Population Report
KKLM.P (204) / KKWV (201)

Overlap Area Type: Intersection
Areas Included:

KKLM.P (204): FCC F(50-50) 60.00 dBu (FCC HAAT)
KKWV (201): FCC F(50-10) 100.00 dBu (FCC HAAT)

Population Database: 2010 US Census (PL)

Total Population: 6,210
Housing Units: 2,366
Overlap Area: 23.94 sq. km

Exhibit 18-2B

KKLM.P

Latitude: 27-44-29 N
Longitude: 097-36-09 W
ERP: 13.80 kW
Channel: 204
Frequency: 88.7 MHz
AMSL Height: 277.0 m
Horiz. Pattern: Omni
Prop Model: None

KIFR

BLED20100428AFQ
Latitude: 27-45-08 N
Longitude: 098-07-55 W
ERP: 23.00 kW
Channel: 202
Frequency: 88.3 MHz
AMSL Height: 183.0 m
Horiz. Pattern: Directional

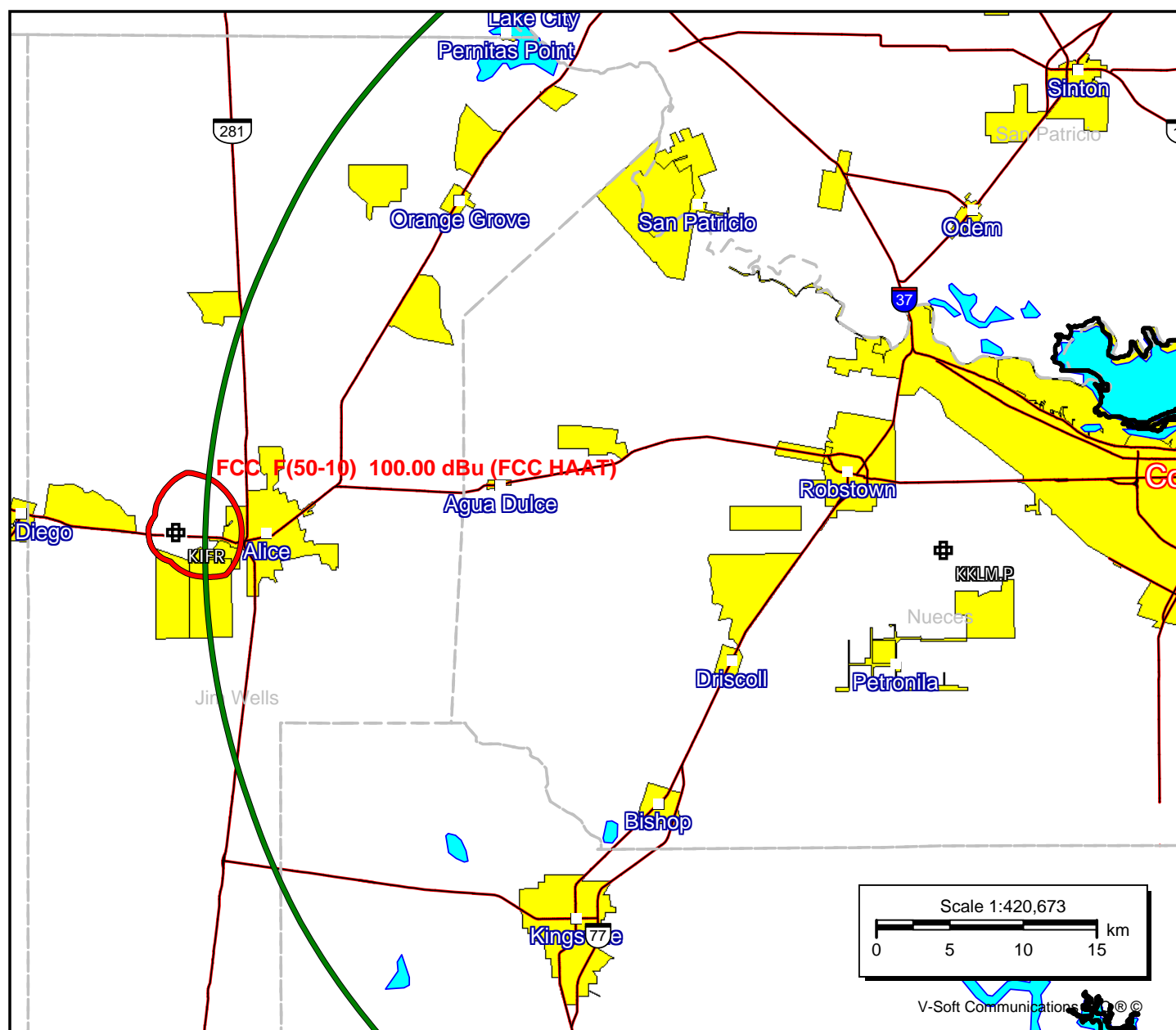


Exhibit 18-2B1

Overlap Population Report
KKLM.P (204) / KIFR (202)

Overlap Area Type: Intersection
Areas Included:

KKLM.P (204): FCC F(50-50) 60.00 dBu (FCC HAAT)
KIFR (202): FCC F(50-10) 100.00 dBu (FCC HAAT)

Population Database: 2010 US Census (PL)

Total Population: 3,150
Housing Units: 1,218
Overlap Area: 12.77 sq. km
