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COUNSEL

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JAMES K. EDMUNDSON
ELLEN MANDELL EDMUNDSON

December 17, 2002

Marlene H. Dortch, Esquire
Secretary
Federal Communications Commission
236 Massachusetts Avenue, N.E.
Suite 110
Washington, D.C. 20002

RECEIVED

DEC 17 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

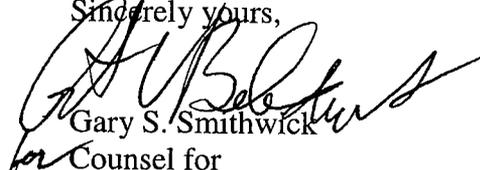
In re: Saga Communications of Tuckessee, LLC
WVVR(FM), Hopkinsville, KY
Facility ID No. 73970
File No. BLH-19900625KA

Dear Ms. Dortch:

On behalf of Saga Communications of Tuckessee, LLC, licensee of commercial FM Station WVVR(FM), Channel 262C, Hopkinsville, Kentucky (Facility I.D. No. 73970), transmitted herewith is the original and four copies of its "Response of Saga Communications of Tuckessee, LLC, to Order to Show Cause" why Saga's license for WVVR(FM) should not be modified to specify Channel 262C0 in Lieu of Channel 262C.

If any question arises in connection with this submission, please contact undersigned counsel.

Sincerely yours,



Gary S. Smithwick
for Counsel for

Saga Communications of Tuckessee, LLC

GSS/sls
Enclosures\
cc: Mr. Michael Mehigan, FCC
Mr. Brian Butler, FCC
Michelle H. Hulse, President, WSJD, Inc.

Before the
Federal Communications Commission
Washington, DC 20554

In re:)
License of)
)
SAGA COMMUNICATIONS OF)
TUCKESSEE, LLC) **WVVR(FM), Hopkinsville, KY**
73 Kercheval Ave.) Facility ID No. 73970
Grosse Pointe Farms, MI 48236) BLH-19900625KA
)
and)
)
Application of)
)
WSJD, INC.) File No. BPH-20020801AAJ
For modification of license of)
WSJD(FM), Princeton, IN Fac. ID 55111)
[Triggering Application – Affected Station: WVVR]

To: The Secretary of the Commission

RESPONSE OF
SAGA COMMUNICATIONS OF TUCKESSEE, LLC
TO ORDER TO SHOW CAUSE

Saga Communications of Tuckessee, LLC (“Saga”), licensee of commercial FM Station WVVR(FM), Channel 262C, Hopkinsville, Kentucky (Facility ID No. 73970 – BLH-19900625KA), by its attorneys and pursuant to Section 316(a) of the Communications Act of 1934, as amended, and Sections 1.87 and 73.3573, Note 4, of the Commission’s Rules, hereby SHOWS CAUSE WHY ITS LICENSE FOR WVVR(FM) **SHOULD NOT BE MODIFIED TO SPECIFY CHANNEL 262C0 IN LIEU OF CHANNEL 262C.**

This expression of Saga’s intention to seek authority to modify Station WVVR’s technical facilities is the result of the filing of a “triggering” application (File

No. BPH-20020801AAJ) by WSJD, Inc., licensee of WSJD(FM), Princeton, IN, that requests the downgrade of WVVR to Class C0.

This responds to the Commission's Order to Show Cause contained in its letter dated November 21, 2002, addressed to Saga affording Saga 30 days from the date of the letter to show cause why its license for WVVR should not be modified to specify Channel 262C0 in lieu of Channel 262C.¹ This Statement makes that showing.

Attached hereto as Exhibit A is a statement signed by the president of Saga that expresses Saga's intention to file, within 180 days subsequent to the show cause response due date, an acceptable application for a construction permit to modify Station WVVR's technical facilities to attain minimum Class C height above average terrain ("HAAT") to at least 451 meters HAAT, which will preserve Class C status for WVVR.

By letter dated October 31, 2002, Saga's Aeronautical Consultant submitted to the FAA on Form 7460-1 a Notice of Proposed Construction or Alteration and requested aeronautical evaluation of a height increase of the WVVR tower to 1,294 feet (overall height above mean sea level: 2,079 feet). On November 6, 2002, the FAA acknowledged receipt of Saga's Notice and assigned the proposed construction Aeronautical Study No. 2002-ASO-420-OE. A copy of Saga's Notice and the FAA's acknowledgement are attached hereto as Exhibit B.

In light of the foregoing, Saga respectfully requests the Commission to accept this Statement and dismiss the "triggering application" (File No. BPH-20020801AAJ) filed by WSJD, Inc.

¹ The Commission's letter erroneously orders Saga to show cause why its license for WVVR should not be modified to specify Channel 295C0 in lieu of Channel 295C. This is an obvious typographical error since WVVR operates on Channel 262C.

Respectfully submitted,

**SAGA COMMUNICATIONS
OF TUCKESSEE, LLC**



By: _____

Gary S. Smithwick
Its Attorney

SMITHWICK & BELENDIUK, P.C.
5028 Wisconsin Avenue, N.W., Suite 301
Washington, D.C. 20016
(202) 363-4050

December 17, 2002

EXHIBIT A

EXHIBIT A

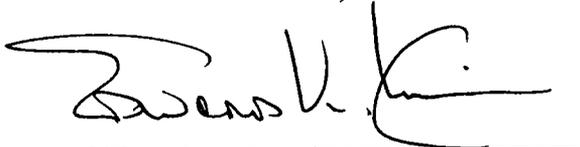
**STATEMENT OF SAGA COMMUNICATIONS OF TUCKESSEE, LLC
EXPRESSING ITS INTENTION TO ATTAIN MINIMUM CLASS C HAAT**

This responds to the Commission's letter dated November 21, 2002, addressed to Saga Communications of Tuckessee, LLC ("Saga") affording Saga 30 days from the date of the FCC's letter to show cause why its license for WVVR(FM), Hopkinsville, KY (Facility I.D. No. 73970), should not be modified to specify Channel 262C0 in lieu of Channel 262C. The FCC's letter orders Saga to show cause "why its license SHOULD NOT BE MODIFIED to specify Channel 295C0 in lieu of Channel 295C." This is an obvious typographical error, since WVVR is licensed to operate on Channel 262C. Nonetheless, this Statement makes the required showing that Saga's license should not be modified from its existing Channel 262C. **Saga hereby expresses its intention to seek authority to modify Station WVVR's technical facilities to attain minimum Class C height above average terrain ("HAAT") to at least 451 meters HAAT by filing, within 180 days subsequent to the show cause response due date, an acceptable application for a construction permit to increase the antenna height of WVVR to at least 451 meters HAAT.**

This expression of intention is the result of the filing of a "triggering" application (File No. BPH-20020801AAJ) filed by WSJD, Inc., licensee of WSJD(FM), Princeton, IN, that requests the downgrade of WVVR to Class C0. As required by Note 4 to Section 73.3573 and the Commission's November 21, 2002, letter, Saga is serving on WSJD, Inc., a copy of its FAA submissions related to its efforts to modify the WVVR facility.

Executed this 16 day of December, 2002.

**SAGA COMMUNICATIONS
OF TUCKESSEE, LLC**



President

EXHIBIT B

JOHN P. ALLEN
AIRSPACE CONSULTANTS, INC.
P.O. BOX 1008
FERNANDINA BEACH, FL 32035-1008*

JOHN P. ALLEN
MARY C. LOWE

TELEPHONE (904) 261-6523
FAX (904) 277-3651

October 31, 2002

Mr. Earl Newalu
Federal Aviation Administration
Southern Regional Office/ASO-520
P. O. Box 20636
Atlanta, Georgia 30320

Dear Earl:

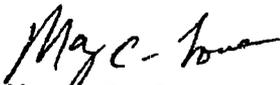
The purpose of this letter is to request an aeronautical evaluation on the enclosed proposed height increase to an existing antenna tower application located near Cadiz, KY.

Preliminary review indicates that the proposed antenna application does exceed the standards for determining obstructions to the navigable airspace as set forth in Subpart C of Part 77. At the conclusion of your internal evaluation, please circularize this proposal to the interested aeronautical community for their comments.

MARKING & LIGHTING: AVIATION ORANGE & WHITE PAINT, RED LIGHTS

If you have any questions, please do not hesitate to call. Thank you for your cooperation in this matter.

Sincerely,


Mary C. Lowe
President

Enclosure

cc: Greg Urbiel (Cadiz)



Federal Aviation Administration
Southern Regional Office
1701 Columbia Avenue-ASO-520
College Park, GA 30337

AERONAUTICAL STUDY No.
2002-ASO-6130-OE
PRIOR STUDY No.
1987-ASO-420-OE

Issued Date: 11/6/2002

GREG URBIEL
SAGA COMMUNICATIONS, INC
73 KERCHEVAL AVE, STE 201
GROSSE POINTE, MI 48236

**** THIS IS NOT A DETERMINATION ****

The Federal Aviation Administration has received your notice concerning:

Structure Type: Antenna Tower
Location: CADIZ, KY
Latitude: 36-56-58 NAD83
Longitude: 87-40-18
Heights: 1294 feet above ground level (AGL)
2079 feet above mean sea level (AMSL)

NOTE: If the coordinates of your notice were submitted in NAD 27 datum, they have been converted to NAD 83 datum as shown above. NAD 83 datum will be referenced on all future correspondence and will be used for the purpose of this study.

Your notice has been assigned Aeronautical Study Number 2002-ASO-6130-OE and we are in the process of conducting an aeronautical study to determine the affect on air navigation. A determination or response will be forthcoming.

Please inform involved consultants of this correspondence.

If you have any questions, please contact Sandy Brodnax at (404)305-5618. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2002-ASO-6130-OE.

(REC)

Frequency Data for ASN 2002-ASO-6130-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
100.3	0	MHz	100	KW

CERTIFICATE OF SERVICE

I, Sherry Schunemann, a secretary in the law offices of Smithwick & Belendiuk, P.C., do hereby certify that copies of the foregoing RESPONSE OF SAGA COMMUNICATIONS OF TUCKESEE, LLC, TO ORDER TO SHOW CAUSE have been served by first class certified United States mail, return receipt requested, postage prepaid (or by hand delivery, if indicated), this 17th day of December, 2002, upon the following:

Mr. Michael Mehigan*
Audio Division
Media Bureau
Federal Communications Commission
Mail Stop 1800B3
445 Twelfth Street, S.W.
Washington, DC 20554

Mr. Brian Butler*
Supervisory Engineer
Audio Division
Media Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

WSJD, Inc.
c/o Michelle H. Hulse, President
P. O. Box 210283
Nashville, TN 37221
(Certified Mail, Return Receipt Requested)

*Hand Delivered


Sherry Schunemann