

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, SW
WASHINGTON, DC 20554

DEC 07 2015

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/mb/audio/

PROCESSING ENGINEER: Tung Bui
TELEPHONE: (202) 418-2778
FACSIMILE: (202) 418-1410/1411
MAIL STOP: 1800B3
INTERNET ADDRESS: tung.bui@fcc.gov

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

NRG License Sub, LLC.
2875 Mt. Vernon Road SE
Cedar Rapids, IA 52403

In re: KQKQ-FM, Council Bluffs, IA
Facility ID No.: 43238
NRG License Sub, LLC.
BLH-20021211AAA

KSAJ-FM, Burlingame, KS
Facility ID No.: 18055
Alpha Media Licensee LLC
BPH-20070118AEN

Dear Licensee:

In accordance with procedures adopted by the Commission, this letter constitutes notification to NRG License Sub, LLC ("NRG") of the filing of a minor change application (BPH-20070118AEN) by Alpha Media Licensee ("Alpha Media")¹, licensee of Station KSAJ-FM, Burlingame, KS. Alpha Media's application proposes that NRG's license be modified to specify Class C0 in lieu of Class C pursuant to Note 4 of 47 C.F.R. § 73.3573.²

The staff has tentatively concluded that the Alpha Media's application meets the requirements of § 73.3573, NOTE 4 and is otherwise acceptable for filing.³ Accordingly, IT IS ORDERED, that pursuant to Section 316(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 316(a), and pursuant to Section 1.87 of the Commission's Rules, NRG, licensee of Station KQKQ-FM,

¹ As last amended on March 18, 2007.

² See 1998 Biennial Regulatory Review—Streamlining of Radio Technical Rules in Parts 73 and 74 of the Commission's Rules, Second Report and Order in MM Docket No. 98-93, FCC 00-368 15 FCC Rcd 21649 (2000).

³ In order to be considered in compliance with NOTE 4, the triggering application must: 1) be short-spaced to the Class C station, but be fully spaced if it were a Class C0; 2) include a certification that no alternative channel is available at the proposed location without any other changes to the table of allotments; and 3) be served on the licensee of the affected Class C station. The triggering application may utilize § 73.215, as is the case here.

SHALL SHOW CAUSE why its license SHOULD NOT BE MODIFIED to specify Channel 253C0 in lieu of Channel 253C. NRG may, not later than 30 days from the date of this letter, file a written statement to express its intention to seek authority to modify Station KQKQ-FM's technical facilities to attain minimum Class C HAAT; or, alternatively, as provided for by NOTE 4 cited above, otherwise challenge the triggering application. If NRG chooses to seek authority to modify KQKQ-FM's facilities, an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT must be on file with the Commission 180 days subsequent to the show cause response due date. Failure to file a construction permit application within this time period will result in the automatic downgrade of KQKQ-FM's licensed facilities.⁴ Furthermore, NRG must serve Alpha Media with copies of any FAA submissions related to its efforts to modify the KQKQ-FM facility.

Further action on the subject application will be withheld for thirty days from the date of this letter to provide an opportunity to reply. Failure to respond to this letter will result in the automatic downgrade of KQKQ-FM's license pursuant to Note 4 of § 73.3573. Please note that responses must be submitted to the Secretary of the Commission in triplicate and must be served on all parties.

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: John Burgett, Esq. (via email)
Kathleen A. Kirby, Esq. (via email)

⁴ Failure to build pursuant to the subsequently authorized construction permit will also result in the automatic downgrade of KQKQ's licensed facilities.