

2018 APR 11 PM 2:30

Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

In the Matter of )  
 )  
MOUNTAIN COMMUNITY )  
TRANSLATORS, LLC )  
 )  
Facility No. 138167 )  
 )  
Licensee of FM Translator Station K275CP )  
Phoenix, Arizona )

Accepted / Filed

APR 10 2018

Federal Communications Commission  
Office of the Secretary

To: Office of the Secretary  
Attention: Chief, Media Bureau (Audio Division)

**Objection to Interference Complaint**

Mountain Community Translators, LLC (“MCT”) files this Objection to the Interference Complaint filed by Rocket Radio, Inc. (“Rocket”). Rocket has a license application that has been pending for two years for K275CL Phoenix, Arizona. It alleges that FM Translator K275CP licensed to MCT is causing impermissible interference to K275CL (the Rocket Translator). The Rocket complaint should be dismissed for failure to establish interference by K275CP (“Translator” or “K275CP”) to the regularly received signal of K275CL.

Rocket, submits two defective interference complaints-- one from Robert Roy Stricklin and another from Beverly Cole. Neither independently identifies the source of interference but both have been spoon fed the source. Beverly Cole “states she is now being interfered with by another station bleeding over.” She then purports to claim that the interfering station is “translator K275CP, facility ID 138167.” Ms. Cole cannot identify the type of programming causing interfering and yet she proports to be able to identify the facility ID and call sign. The

Robert Strickland statement suffers from the same credibility deficiency in identifying the source of the interference. In addition, his statement seems to have originated from Victoria Low, who it seems is related to John Low, the owner of Rocket. See attached Technical Statement.

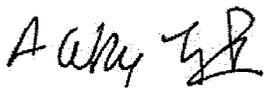
Aside from the questionable legitimacy of the two interference complaints, if there is any interference it would not be caused by the Translator but by KDIF-LP, Phoenix Arizona (Facility ID 195405). This is 100 watt facility operating on channel 275 that is located more than 3 miles closer to K246CH than the Translator.

Lastly, given the fact that the Rocket license application has now been pending for over 2 years and that material issues have been raised regarding the construction of the Rocket Translator, it should not be entitled to any protection. The bona fides of the Rocket Translator build out must be established before other legitimately licensed facilities are required to address any interference issues to a facility that may have well be unauthorized.

Wherefore, Rocket's Interference Complaint should be summarily dismissed.

Respectfully submitted,

MOUNTAIN COMMUNITY TRANSLATORS, LLC

BY:   
A. Wray Fitch III

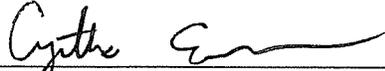
Gammon & Grange, P.C.  
8280 Greensboro Drive, Suite 140  
McLean, VA 22102-3807  
(703) 761-5000  
awf@gg-law.com

April 10, 2018

## CERTIFICATE OF SERVICE

I, Cynthia Evans, do hereby certify that a copy of the foregoing "Objection to Interference Complaint" was mailed by First Class U.S. Mail, postage prepaid, this 10<sup>th</sup> day of April 2018, to the following:

John Low  
ITV.com Inc.  
4501 Broadway  
Miami, AZ 85539

  
\_\_\_\_\_  
Cynthia Evans

## **TECHNICAL STATEMENT**

## **TECHNICAL STATEMENT**

This Technical Statement is in support of an opposition to the Interference Complaint filed by Rocket Radio, Inc. (“RR”) against FM translator station K275CP Phoenix, Arizona, facility ID 138167. Mountain Community Translators, LLC (“MCT”) is the licensee of K275CP.

RR filed an Interference Complaint under 74.1203 received by the Commission on March 19<sup>th</sup>, 2018 against K275CP. RR is the licensee of K246CH Tuba City, Arizona, facility ID 155722. It has a pending license application, BLFT-20160404ACM for a new operation on channel 275D as K275CL Phoenix, Arizona. But this application has been pending for almost two years likely because of an informal objection filed against K246CH basically asserting it was improperly constructed. RR is asserting that K275CP is interfering with its K246CH new operation on channel 275D (102.9 mhz).

## **BACKGROUND**

K275CP Phoenix, Arizona began operation on channel 275D since its license application was filed on December 16<sup>th</sup>, 2016 (BLFT-20161216AAG). K275CP did file for a minor power increase at the same transmitter site which it implemented on July 19<sup>th</sup>, 2017, (BLFT-20170719AAV), and was later granted by the Commission on July 31<sup>st</sup>, 2017. It has been operating with these technical facilities from then to the present day. K275CP is a fill-in translator for KIHP(AM) Mesa, Arizona, facility ID 19468. K275CP was relocated from Willcox, Arizona as part of the Commission’s AM revitalization efforts.

K246CH Tuba City, Arizona has been operating on channel 275D as authorized by a Construction Permit, BPFT-20160129AVI, under program test authority by the filing of a license application, BLFT-20160404ACM. However, this license application has yet to be granted

because of an Informal Objection filed by Linda C. Corso filed on September 26<sup>th</sup>, 2016. The objection basically asserts that the new operation of K246CH on channel 275D was not constructed properly. K246CH is a fill-in translator for KIKO(AM), 1340 khz, Apache Junction, Arizona, facility ID 72477.

### DISCUSSION

RR claims that K275CP is interfering with its operation of K246CH on channel 275D. In an attempt to back up this claim, it has provided two listener interference complaint letters. One from a Beverly Cole dated February 22<sup>nd</sup>, 2018 and the other from Robert Roy Stricklin dated March 13<sup>th</sup>, 2018. Both of these complaints do not reference any “new” interference being caused to K246CH. K275CP had been operating normally on channel 275 (102.9 mhz) for over a year by the time and date of these complaints. Both complaints only seem to express their “wish” or desire to listen to their station or “favorite DJ” on K275CL (which is still really K246CH as licensed) on 102.9 mhz.

The obvious prompting or compelling generation of these two interference complaints is not because of any new or modified operation of K275CP on 102.9, but several other mitigating factors as follows:

- 1) The primary station being rebroadcast has changed formats several times in the past year. It recently changed to a “Classic Country” format and being marketed as “The Bull 1340”. This new format debuted in mid-February 2018. Both listener complaints are dated after this latest format change. Sometime prior to February 2018, KIKO(AM) carried a Spanish Christian format. See the Wikipedia page attached as Exhibit 2 for more details.

- 2) The claimed interference to K246CH is not clearly identified in the complaints. The fact is there is another class D facility operating on channel 275 or 102.9 since February 2017, or KDIF-LP Phoenix, Arizona, facility ID 195405. Its 100 watt signal is actually located physically closer to the operation of K246CH than the operation of K275CP by some 3.5 kilometers. See the predicted 60 dB $\mu$  predicted coverage contours for K275CP, KDIF-LP and K246CH at Exhibit 1. KDIF-LP operates with a non-directional antenna, whereas K275CP operates with a very directional antenna with a major null in the approximate direction of K246CH. Thus, making it quite likely that any negative interference to K246CH may more likely be coming from KDIF-LP, not K275CP.
- 3) MCT believes that the two listener interference complaints may have been prompted by advertising not only with on-air announcements, but also by the stations web page ([www.bull1340.com](http://www.bull1340.com)) since its new Country format was debuted. See the attached Exhibit 3 and a linked letter form to be filled out from the web page attached as Exhibit 4. The advertisement even states "*This is very important as it will help us eliminate this interference so you can enjoy your Country music with a clear channel the valley*" and it goes on to state "*This will help us get this other station off our frequency*". MCT has also learned that KIKO(AM) has been running on air advertising with a similar message. Thus, MCT believes these two complaints were prompted and coached by station personnel when submitting their written statements. This is especially apparent when reviewing the written complaint by Robert Roy Stricklin. At the top of Exhibit 2 of RR's complaint, it shows that the letter is an email sent from "victoria low" from the email address [v.low@att.net](mailto:v.low@att.net). This email

address is the one of record for the owner of RR, or John Low. It was sent on March 5, 2018 to the email address of Robert Roy Stricklin, or [wb7cam@cox.net](mailto:wb7cam@cox.net). Mr. Stricklin's complaint is then dated March 13<sup>th</sup>, 2018, or after the email form was emailed to him. Thus, it can be concluded, that this letter was sent to Mr. Stricklin from the owner of RR for him to sign and then sent back to the owner of RR. This seriously questions the validity of this complaint and any others for that matter. Both complaints basically mirror the linked form on the KIKO(AM) website.

Lastly, as mentioned above, the operation of K246CH has yet to be granted a license to operate as K275CL Phoenix, Arizona on channel 275D to date. This is apparently because of an Informal Objection filed by Linda C. Corso against the license application for K246CH, BLFT-20160404ACM, on September 26<sup>th</sup>, 2016. In its informal objection, it basically asserts that the Construction Permit for K246CH, BPFT-20160129AVI for its operation on channel 275D was not constructed properly. K246CH was apparently operating with a directional antenna mounted at the wrong height pointed in the wrong azimuth, and with an incorrect power level. This appears to be confirmed by RR's owner John Low's own admission in a declaration sent to the Commission much later on June 22, 2017 (long after the licensed operation of K275CP on channel 275D). RR's owner admits that K246CH had been improperly built, but corrective actions have since been taken to bring K246CH into compliance with the terms of its original Construction Permit. While this has not yet been independently confirmed, and the Commission has yet to take any action in this matter to date, it is clear that the operation of K246CH was

not technically compliant for quite some time. See the attached copy of the signed Declaration at Exhibit 5 for details.

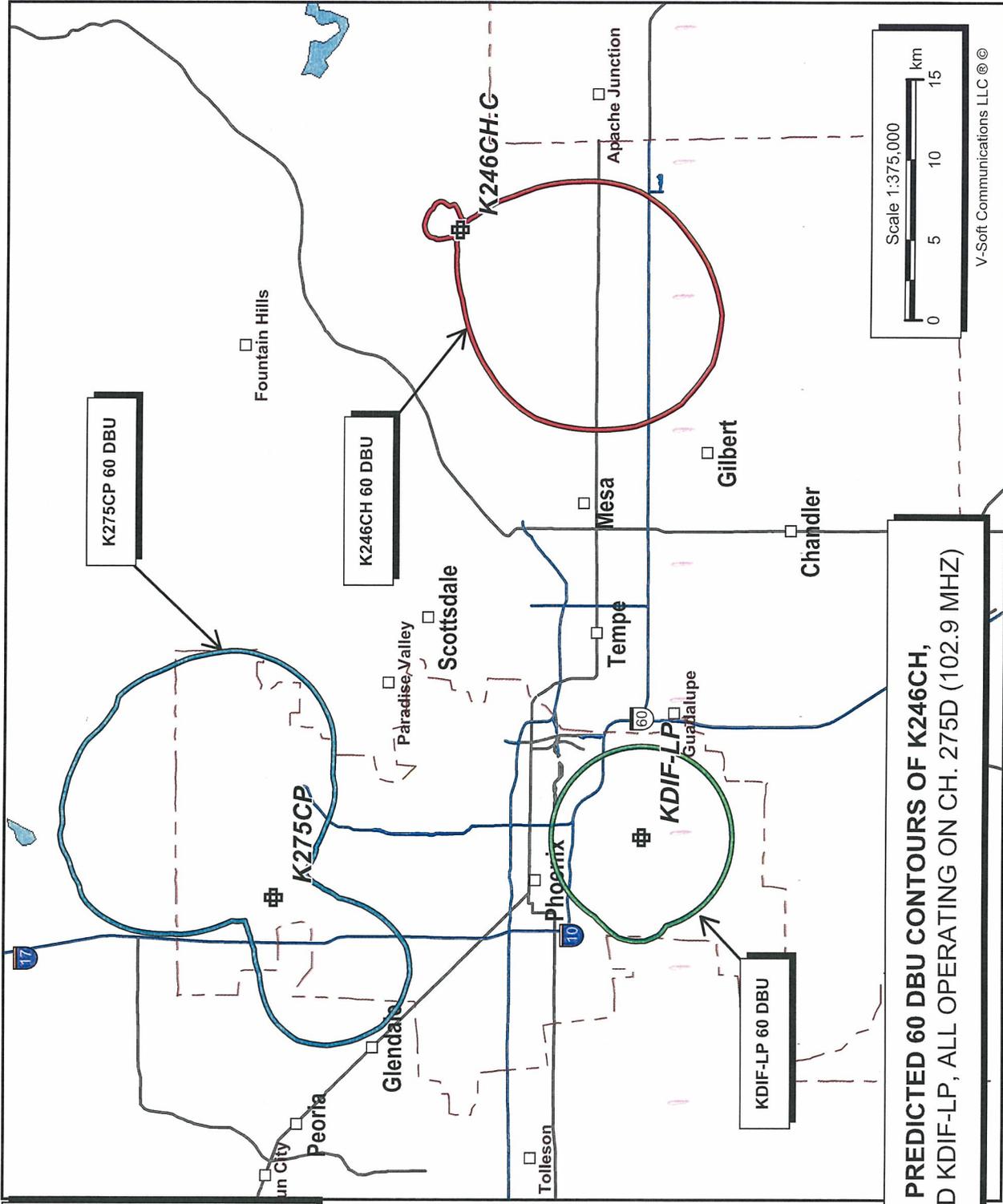
### CONCLUSION

MCT has investigated the Interference Complaint filed by RR in regards to its translator K275CP. It is MCT's belief that the two listener interference complaints submitted by RR have been coached and prompted by RR ownership and/or station personnel. MCT also questions their validity as being any "newly" generated interference issues by K275CP since they are dated over a year from the original operation of K275CP on channel 275D. They do not clearly identify K275CP as the interfering station, plus a new LPFM, KDIF-LP Phoenix, also on channel 275D, has signed on after K275CP was licensed on 275D. KDIF-LP is physically located closer to the operation of K246CH now operating on channel 275D. Lastly, K246CH has yet to be licensed on channel 275D because of several technical issues that the Commission has yet to rule on. Since K275CP has long since been licensed to operate on channel 275D at its present tower site location for well over a year, it should be precluded from any negative actions by the Commission prompted from the yet to be licensed operation of K246CH until its technical issues have been fully resolved.

Respectfully Submitted,

Victor A Michael, Jr.  
Sole Member/Technical Consultant  
K275CP/Mountain Community Translators, LLC  
87 Jasper Lake Road  
Loveland, CO 80537  
970-669-9200  
[vicmichael@aol.com](mailto:vicmichael@aol.com)  
Dated: March 29<sup>th</sup>, 2018

**K275CP**  
 BLFT20170719AAV  
 Latitude: 33-35-39 N  
 Longitude: 112-05-08 W  
 ERP: 0.15 kW  
 Channel: 275  
 Frequency: 102.9 MHz  
 AMSL Height: 661.0 m  
 Elevation: 645.0 m  
 Horiz. Pattern: Directional  
 Vert. Pattern: No  
 Prop Model:



**EXHIBIT 1 - PREDICTED 60 DBU CONTOURS OF K246CH, K275CP AND KDIF-LP, ALL OPERATING ON CH. 275D (102.9 MHZ)**

# KIKO (AM)

**KIKO** (1340 AM) is a radio station licensed to serve Apache Junction, Arizona, United States. The station is owned by 1TV.com, Inc.

KIKO was originally licensed to Miami, Arizona, and operated as a full-service station under Willard Shoecraft, who owned the station from its sign-on in 1958 until 1986, and again from 1988 until his death in 2000. The station remained in the Shoecraft family until it was sold to its current owner in 2008. It was assigned the KIKO call letters by the Federal Communications Commission.<sup>[1]</sup>

In 2011, KIKO was issued a U.S. Federal Communications Commission (FCC) construction permit to move to a new transmitter site, change the city of license to Apache Junction, Arizona and decrease night power to 930 watts. It will use a short (85 foot) low efficiency fiberglass whip antenna. It commenced operations from this site in December 2014, simulcasting sister station KIKO-FM in Claypool until December 2015, when it temporarily went silent and came back with a brokered Spanish Christian format called "Voz y Visión Radio" on December 21, 2015 <sup>[2]</sup> and added FM translator K247CF 97.3 (licensed to Payson, but broadcasts from Usery Mountain in east Mesa), which experiences considerable interference from co-owned KIKO-FM, broadcasting on the same frequency. KIKO's license for its new facilities were granted on January 12, 2016.<sup>[3]</sup>

Voz y Visión Radio ended broadcasts over KIKO in late 2017, and was replaced by a temporary simulcast of KIKO-FM. In February, 2018, the station changed formats to Classic Country calling itself "The Bull" and simulcasting on translator K246CH at 102.9 FM (licensed to Phoenix, but primarily serving Mesa).

## KIKO

<b>City</b>	Apache Junction, Arizona
<b>Branding</b>	The Bull
<b>Frequency</b>	1340 kHz
<b>Translator(s)</b>	102.9 K246CH Phoenix
<b>Format</b>	Classic Country
<b>Power</b>	1,000 watts (day) 930 watts (night)
<b>Class</b>	C
<b>Facility ID</b>	72477
<b>Transmitter coordinates</b>	33°22′56″N 111°32′09″W
<b>Owner</b>	John Low (1TV.com, Inc.)
<b>Sister stations</b>	KIKO-FM
<b>Webcast</b>	Listen Live ( <a href="http://s15.total-streaming.com:7000/QATest">http://s15.total-streaming.com:7000/QATest</a> )
<b>Website</b>	<a href="http://bull1340.com">bull1340.com</a> ( <a href="http://www.bull1340.com">http://www.bull1340.com</a> )

## Ownership

In December 2007, 1TV.Com (John Low, president) reached an agreement to acquire KIKO and KIKO-FM from Shoecraft Broadcasting for a reported \$1.025 million.<sup>[4]</sup> *Broadcasting & Cable* reported that the deal called for a \$50,000 escrow deposit plus \$725,000 cash at closing, then an additional \$250,000 upon the FCC's issuance of a construction permit allowing 1TV.com to upgrade the facilities of KIKO-FM to Class C3. The FCC granted this voluntary transfer of license on February 19, 2008.<sup>[5]</sup>

## References

- "Call Sign History" ([http://licensing.fcc.gov/cgi-bin/ws.exe/prod/cdbs/pubacc/prod/call\\_hist.pl?Facility\\_id=72477&Callsgn=KIKO](http://licensing.fcc.gov/cgi-bin/ws.exe/prod/cdbs/pubacc/prod/call_hist.pl?Facility_id=72477&Callsgn=KIKO)). *FCC Media Bureau CDBS Public Access Database*.
- "Voz y Visión Facebook page" (<https://www.facebook.com/vozyvisionministries/timeline/>). *Facebook.com*.

3. "AM Broadcast Station License" ([http://licensing.fcc.gov/prod/cdbs/pubacc/Auth\\_Files/1664831.pdf](http://licensing.fcc.gov/prod/cdbs/pubacc/Auth_Files/1664831.pdf)) (PDF). *FCC Media Bureau CDBS Public Access Database*.
4. "Deals" (<http://www.broadcastingcable.com/article/CA6524007.html>). *Broadcasting & Cable*. 2008-01-21.
5. "Report No. 46675" ([http://www.fcc.gov/Daily\\_Releases/Daily\\_Business/2008/db0219/DOC-280270A2.txt](http://www.fcc.gov/Daily_Releases/Daily_Business/2008/db0219/DOC-280270A2.txt)). *FCC Broadcast Actions*. 2008-02-19.

## External links

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- [Query the FCC's AM station database for KIKO \(https://transition.fcc.gov/fcc-bin/amq?call=KIKO\)](https://transition.fcc.gov/fcc-bin/amq?call=KIKO)
- [Radio-Locator Information on KIKO \(https://radio-locator.com/info/KIKO-AM\)](https://radio-locator.com/info/KIKO-AM)
- [Query Nielsen Audio's AM station database for KIKO \(https://www1.arbitron.com/sip/displaySip.do?surveyID=W118&and=am&callLetter=KIKO\)](https://www1.arbitron.com/sip/displaySip.do?surveyID=W118&and=am&callLetter=KIKO)

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EXHIBIT 3, KIKO(AM) WEB PAGE



A banner for the "Chandler Gun Show" held from "April 28-29, 2018". It includes the "GUN RADIO AZGUNRADIO.COM" logo and the address "American Legion Post 35 2240 W Chandler Blvd Chandler, AZ 85224". A red button on the right says "CLICK HERE TO RECEIVE \$2.00 OFF".

HOME CLASSIC COUNTRY MUSIC LISTEN HERE JOIN BULL CROWD ADVERTISING ABOUT US ON-AIR PERSONALITIES CONTACT US

ANNOUNCEMENT



Listen to 102.9FM Classic Country!

Mesa listeners If you turned on 102.9FM and you are getting interference, please print out the form below and fill out completely. Scan and email to V.Low@att.net. If you are mailing it, the address is 4501 Broadway, Miami Az 85539...attention Lucy Rodriguez. This is very important as it will help us eliminate this interference so you can enjoy your Country music with a clear channel in the valley. Thank you in advance for being a loyal Classic Country 1340 AM The Bull Listener.

Read more info

Click on the link below and form will appear in PDF format...print, fill out completely, scan, and email or mail back.

[Interference letter KIKO 102.9FM](#)

This will help us get this other station off our frequency.

Thanks for your help!

1 month ago in [Announcement](#)

A black button with white text that says "LISTEN LIVE" and a red button with white text that says "CLICK HERE".

A white button with a black border and the word "FACEBOOK" in black text.

A small icon for "Bull 1340am 888" featuring the bull head logo.

A "Like Page" button with a thumbs-up icon and the names "Len Novin 6a-12p" and "Jim West 12p-6p".

Be the first of your friends to like this



An icon for "Bull 1340am on Saturday" featuring the bull head logo.

A great day with the gang at Trucks Only with Mayor of Apache Junction [Jeff Serdy](#) and me [Len Novin](#)!





I can not adequately hear BPFT-20160129AVI translator station K275CL (FM) at 102.9 MHz from the following area/area(s):

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BPFT-20160129AVI

My reception of the K275CL (FM) at 102.9 MHz signal (on 102.9 MHz) is now being interfered with by another station signal bleeding over to 102.9 MHz I wish to continue to listen to K275CL (FM) 102.9 MHz at the above location without being subject to interference caused by the interfering co-channel signal (102.9, translator K275CP, facility ID 138167).

Other than being a listener of K275CL (FM) at 102.9 MHz. I am not employed by the licensee of K275CL (FM) at 102.9 MHz . I understand that this statement may be filed with the Federal Communication Commission to protect the K275CL (FM) at 102.9 MHz signal and state under penalty of perjury that this statement is true and accurate.

Signed: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

Daytime Phone number: \_\_\_\_\_

Date: \_\_\_\_\_

The location description is the physical address of regular listening at home. Work, etc. If regular listening location is in a vehicle, then the location description identifies the points between which the regular listening takes place-such as the two exits or mile markers between which the regular listening takes place., or the cross streets for the road location where the listening regularly takes place.

I can not adequately hear BPFT-20160129AVI translator station K275CL (FM) at 102.9 MHz from the following area/area(s):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

EXHIBIT 5 - DECLARATION LETTER IN REGARDS TO THE CONSTRUCTION OF K246CH

JOHN LOW DECLARATION

I am John Low, president of Rocket Radio Corporation, licensee of FM Translator station K246CH/K275CL Tuba City, Arizona.

Rocket Radio leases K275CL tower site space in Mesa, Arizona, from Action Tower Company. Bart Henderschott, president of Action Tower Company, advised me that Dap-com is the site management team for the Action Tower Site. I hired Dap-com to construct K275CL facilities according to all parameters specified in BPFT-20160129AVI, to monitor ongoing station operations, to maintain station equipment/operations in full compliance with FCC requirements, and keep me advised. I believed that Dap-com familiarity with the tower site might facilitate K275CL construction and operation. I reside in California and have never personally visited the K275CL installation authorized by in BPFT-20160129AVI. I have relied on Action Tower Company and Dap-com to advise me as to communications site issues.

In early April 2016, Dap-com told me that the K275CL construction permit facilities were constructed as authorized, all conditions were satisfied, and the station was ready to commence automatic program test operation. At that time, based on my relationship with Action Tower Company I had no reason to doubt these representations. I asked Dap-com to supply required information to my consulting broadcast engineer, Joe DiPietro, so that he could prepare the necessary FCC application for broadcast license to cover the construction permit. K275CL commenced program test authority on April 4, 2016, and Rocket Radio filed a license application in File No. BLFT-20160404ACM certifying that the station was constructed as authorized.

In September 2016, Linda Corso, licensee of station KRDE San Carlos, Arizona filed a Petition to Deny the K275CL license application pending in FCC File No. BLFT-20160404ACM. The petition makes a number of claims, including that K275CL was not constructed or operating as authorized and that I falsely certified to that effect in FCC File No. BLFT-20160404ACM. After review of KRDE's petition, I called Bart Henderschott, and asked for his participation to review the current status, advise me as to his findings and, if needed, correct any issues that may exist at his site.

After he investigated, Mr. Hendershott informed me that the K275CL antenna had been mounted at height lower than authorized by the station construction permit, and oriented at an incorrect azimuth.

I was astounded to learn that, despite what was previously told to me and lead me to believe, K275CL had not been constructed or operated as authorized. In my position as president of Rocket Radio, I certified that statements contained in the applications for broadcast license of station K275CL (FCC file No BLFT-20160404ACM) were true, complete and correct to the best of my knowledge and belief. I would like to emphasize that when I filed the subject application that I believed all of the statements contained therein were true, complete and correct based on Dap-com's representations to me.

Mr. Hendershott told me that he was working on scheduling a tower climber to hang the antenna correctly pursuant to the construction permit and verify the compliance of all station operating parameters. Mr. Henderschott advised me that all corrections were completed, supervised by him, and verified with the parameters specified in FCC Construction Permit File No. BPFT-20160129AVI, on October 7, 2016. Mr. Henderschott confirms that K275CL has operated with compliant program test authority since that date.

As I reside in California and want to ensure ongoing K275CL compliance with FCC rules, Rocket Radio has implemented a compliance program with Action Tower Company and has taken other steps to guarantee that such events do not reoccur and that Rocket Radio implements the requisite degree of care expected of Commission licensees.

Rocket Radio has entered into understanding with the owner of Action Tower Site wherein Mr. Henderschott will supervise, install, and regularly review K275CL installations to make sure Rocket Radio equipment is always within compliance. Any future installation or modification will be done under supervision by Mr. Henderschott and he will send written verification to me that will include photos, showing any installation is within compliance with any given construction permit.

Mr. Henderschott will also implement remedial training with regard to FCC licensing procedures to assure adequate management responsibility and supervision for installations at his site., Mr. Henderschott has assured me if any Action Tower or management team employee is found to be involved in any violation of its or the FCC's rules and policies, such individuals will be subject to strict disciplinary action, including termination.

I recognize that, while I did not intentionally seek to mislead the Commission, my certification contained material mistakes and misstatements of fact. I sincerely regret any misstatements which were contained in my certification to the Commission and am embarrassed that I mistakenly provided incorrect information.

This statement is made under penalty of perjury as true and correct to the best of my personal knowledge and belief.



John Low

Date: June 22, 2017