

# Radiotechniques

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Exhibit 10 - Waiver Request  
WATB - Decatur, GA  
Way Broadcasting Licensee, LLC  
May 2004

This is a request for a waiver of the provisions of FCC Rules and Regulations section 73.24(g) to the extent that the population within the 1.0 V/m contour exceeds 1.0 % of the overall population within the 25 mV/m contour when including the prisoner population of a large jail. More than half of the population within the 1.0 V/m contour consists of prisoners within the Decalb County Jail. According to the Information Office of the Dekalb County Sheriff, inmates are not permitted radios in their cells.

The total population in the day 1 V/m contour is 4900 persons calculated from the 2000 Census by taking the 15 second database and establishing a grid centered on the population centroids, then taking the population of each centroid and multiplying by the fraction of the grid surrounding the centroid which is within the 1.0 V/m contour. This evaluates each 15 second grid as having a uniform population density. This methodology is appropriate, as the 1.0 V/m contour covers only a relatively small number of grids. The 1.0 V/m contour encompasses Decalb County Jail with a prisoner population of 2,785 which is included in the above total.

The population within the 25 mV/m contour is 242,069 persons. The 1 V/m contour covers 2.02% of the total population, but only 0.88 % of the non prisoner population. (Calculated by reducing both the 1 V/m population and the 25 mV/m population by the number of prisoners) Since inmates within the jail are not permitted radios, this population should be subtracted from the total.

The Night 1.0 V/m encompasses less than 300 persons.

The licensee recognizes its responsibility to “resolve all reasonable complaints of blanketing interference within the 1 V/m” contour.

A waiver of FCC Rules 73.24(g) is warranted in this instance because the substance of the rule is met, since the percentage of population within the 25 mV/m effected by the blanketing contour is readily met when the prisoner population is subtracted. Additionally, this application provides substantial interference reduction in other areas making the application clearly in the public interest.