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April 10, 2013

Mr. Woodrow Michael Warren
P.O. Box 723
Lakeview, OR 97630

In re: KLCR(FM), Lakeview, OR
Woodrow Michael Warren
Facility ID No.: 82295
BPH-20130307AAF

Dear Mr. Warren:

This letter refers to the above-captioned minor change application for FM Station KLCR(FM) to correct the transmitter location coordinates, antenna height above average terrain (HAAT) and antenna radiation center above mean sea level (RCAMSL).

The proposal is short-spaced by 13.1 kilometers to the construction permit facility (File No.: BNPH-20110630AEI) of first-adjacent channel Class A FM Station KHAL(FM), Cedarville, California (Facility ID No. 189542) on Channel 238A. The actual spacing is 75.9 kilometers while the required spacing pursuant to 47 C.F.R. § 73.207 is 89 kilometers. KHAL's construction permit facility protects KLCR's license facility (BLH-20030423ABH) pursuant to 47 C.F.R. § 73.215. However, because KLCR is proposing to move closer to KHAL, the proposal violates § 73.207. Accordingly, the application is unacceptable for filing and must be amended.¹

Pursuant to 47 C.F.R. § 73.3522, "... an applicant whose application is found to meet the minimum filing requirements, but nevertheless is not complete and acceptable, shall have the opportunity in the 30 day period specified in the FCC staff's deficiency letter to correct all deficiencies in the tenderability and acceptability of the underlying application, including any deficiency not specifically identified by the staff." Additionally, 47 C.F.R. § 73.3564 states that "[a]pplications with uncorrected tender and/or acceptance defects remaining after the opportunity for corrective amendment will be dismissed with no further opportunity for amendment." See Appendix B in the *Report and Order* in MM Docket No. 91-347. This letter constitutes the one opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3522.

¹ The application would be acceptable if processing pursuant to § 73.215 were requested with respect to KHAL.

Accordingly, further action on the subject application will be withheld for a period of thirty (30) days from the date of this letter to provide you an opportunity to amend. Failure to correct all tender and acceptance defects within the thirty days from the date of this letter will result in the dismissal of the application with no further opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3564.

Sincerely,

Arthur E. Doak

Arthur E. Doak
Senior Engineer
Audio Division
Media Bureau