

Request for Waiver of Section 73.1125

Southern California Public Radio ("SCPR"), proposed assignee of the license for KLFH (FM), Ojai, California, Fac. ID No. 60140, respectfully requests that, upon consummation of the assignment, the Commission waive the main studio rule, 47 C.F.R. § 73.1125, to permit SCPR to operate KLFH as a "satellite" of KPCC(FM), California, Fac. ID No. 51701. As demonstrated below, grant of this request will promote "operation of the station in the public interest" consistent with precedent. 47 C.F.R. § 73.1125(b)(2).

. SCPR also is the licensee of noncommercial educational station KVLA(FM), Cochella, CA, which is authorized by the FCC to operate as a "satellite" of KPCC (FM). SCPR provides programming and other services to KPCC pursuant to a public service operating agreement.

The Commission has stated previously that, absent a waiver, the "main studio must, at a minimum, maintain full-time managerial and full-time staff personnel." *Jones Eastern of the Outer Banks, Inc*, FCC 91-175 ¶ 9 (rel. June 19, 1991); see also *Salem Broadcasting, Inc*, DA 91-804 (rel. July 2, 1991). However, the Commission also has recognized the advantages accruing to noncommercial broadcasters from consolidated operations:

In the past, we have recognized the benefits of centralized operations for noncommercial educational stations, given the limited funding available to these stations, and we have granted waivers to state and regional public television and radio networks to operate "satellite" stations that do not necessarily meet the requirements of a main studio.

Main Studio and Program Origination Rules, 3 FCC Rcd 5024, 5027 (1988). SCPR respectfully submits that a similar result is warranted here.

Waiver of Section 73.1125 would substantially promote SCPR's ability to deliver educational programming that will serve the needs of Ojai residents. Upon grant of this request, SCPR will satisfy the public needs and interests of residents of Ojai by the following means:

- SCPR will promote interaction with residents of Ojai by meeting regularly (at least quarterly) with community leaders and members of the general public to ascertain the needs and interests of the community of license. SCPR management will consider the input it receives from local residents in making its programming decisions to ensure that KLFH responds to the needs and interests of its community of license.
- SCPR will maintain a toll-free telephone line and an email address by which residents of the Ojai area can reach SCPR management with programming suggestions and to express

concerns about KLFH's operations.

- SCPR will maintain a robust website to enable local residents to receive extensive information about SCPR's programming and to provide a link for residents to communicate concerns about KLFH's operations to station management. The site will contain descriptions of all programming, online audio sources, and local events.
- SCPR will make the contents of KLFH's local public inspection file available on line, which will provide residents of Ojai with easy access to the station's public records.

The Commission has relied on similar representations in finding that waivers of the main studio rule for stations controlled by SCPR serve the public interest. *See, e.g.*, FCC File No. BALED-20080611AAB, granting a waiver of 47 CFR 73.1125 for KBXO, now KVLA, to specify operation on a noncommercial basis and waiving the main studio rule, and decisions cited therein. (The Waiver was granted to American Public Media Group, the parent organization of SCPR. APMG thereafter assigned the license to KVLA to SCPR upon FCC consent.)

SCPR submits that it will be able to ascertain and satisfy the interests and needs of the residents of the Ojai area, and therefore, SCPR respectfully requests that the Commission waive Section 73.1125 to permit SCPR to operate KLFH as a satellite of KPCC.