

FEDERAL COMMUNICATIONS COMMISSION

**445 12th STREET SW
WASHINGTON DC 20554**

MAY 13 2015

**MEDIA BUREAU
AUDIO DIVISION**

APPLICATION STATUS: (202) 418-2730
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Wilks License Company-Denver, LLC
6470 E. Johns Crossing, Suite 450
Duluth, GA 30097

In Re: KIMN(FM), Denver, CO
Facility ID No.: 59597
Wilks License Company-Denver, LLC
BPH-20150428AAL

Dear Applicant:

This letter refers to the above-captioned minor change application to change antenna pattern, effective radiated power, and transmitter location.

An engineering study of the application reveals that the proposed directional antenna violates 47 C.F.R. § 73.316(b). Specifically, the application proposes a directional antenna pattern that has a maximum to minimum ratio of more than 15 dB. This constitutes an acceptance defect.

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 your opportunity for corrective amendment pursuant to 47 C.F.R. § 73.3522.

Further action on the subject application will be withheld for a period of thirty days from the date of this letter to provide the applicant an opportunity to respond. 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. Furthermore, failure to respond within this time period will result in the dismissal of the application for failure to prosecute pursuant to 47 C.F.R. § 73.3568(a)(1).

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Miles S. Mason, Esq.