

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

2014 OCT -7 A 5:47

In Re: LPFM Applications:

United Mountain Defense---BNPL 20131112BGO

The Neighborhood Center---BNPL 20131115AHG

Appalachia Community Fund---BNPL 20131113AFH

TO: MEDIA BUREAU

OPPOSITION

In the recent filing window for LPFM stations, there were 4 applicants for channel 280 (103.9 MHz) for Knoxville, Tennessee, the applicant herein and the three listed above. These applications are mutually exclusive and will be decided, according to the Commission's rules on the point system. All of the applications were accepted for filing by the Commission on September 5, 2014 and thus this Opposition is timely filed within the 30 window.

The purpose of this opposition is to show possible collusion in violation of Section 47 CFR 73.5002 as well as other possible defects in the above listed applications. The driving force behind all three of the above applications is activist group known as the Prometheus Radio Project who in this case, was able to get three applicants for the same frequency at the same location in an effort to combine points in the FCC point system for LPFM stations as against any single applicant as is the case here.

We will take each of the above applications and discuss separately.

I. United Mountain Defense---BNPL 20131112BGO

- (1) This application as well as the other two referenced above, propose to use the SAME ADDRESS as their transmitter location. The address of the studio, 800 N 4th Avenue, Knoxville, TN, the radiated power, and the technical portion of all three applications are identical and prepared by the same consultant, Prometheus Radio Group. (*See Exhibit 1 herein*).
- (2) The phone number for the Main Studio in Section III Question 3 is not a local Knoxville number, but rather a number from Morristown TN some 40 miles to the north. The applicant misrepresented to the Commission the phone number of the studio and should be disqualified from the consideration.

- (3) See also discussion below concerning 2nd adjacent channel interference.
- (4) It should be noted that the applicant is a newspaper publisher in the same community as covered by the proposed broadcast station.

II. The Neighborhood Center---BNPL 20131115AHG

- (1) Again this application was prepared by the Prometheus Radio Project apparently by recruiting groups in the area to apply for the same frequency, same transmitter site, and same technical attributes as the others in an attempt to increase the chances of gaining more points in the point system by combining the three applicants points in a joint agreement entered into by the three applicants. *(See Exhibit 2 herein.)*
- (2) It is interesting to note that in Section IV Question 1 the claim is made by the applicant, The Neighborhood Center established community presence on July 15, 1969. However, the verification that was submitted in Exhibit 2 attachment 2 of their application titled Neighborhood Center State Incorporation was dated October 11, 2011. This a material defect because the Section IV question is used to settle mutually exclusive application conflicts.
- (3) It is interesting to note that 6 of the 8 board members of The Neighborhood Center show their residence as the SAME ADDRESS...800 N 4th Avenue, Knoxville. The other two members show their address to be the same, 2433 E 5th Avenue, Knoxville, just around the corner from the same as the first 6. *(See Exhibit 3 herein.)*
- (4) The phone number for the Main Studio in Section III Question 3 is not a local Knoxville number, but rather a number from Morristown TN some 40 miles to the north. The applicant misrepresented to the Commission the phone number of the studio and should be disqualified from the consideration.
- (5) See also discussion below concerning 2nd adjacent channel interference.

III. Appalachia Community Fund---BNPL 20131113AFH

- (1) This application was prepared by the Prometheus Radio Project apparently by recruiting groups in the area to apply for the same frequency, same transmitter site, and same technical attributes as the others in an attempt to increase the chances of gaining more points in the point system by combining the three applicants points in a joint agreement entered into by the three applicants.
- (2) Only 1 of the 11 Board members/officers of this application are located within 20 miles of the transmitter site as required in Section III Question 1(a).
- (3) This is an activist group whose local address, 507 S Gay Street Suite 1120, Knoxville, TN appears to be a drop box for some 58 other non profit groups and there is no campus associated with the location nor 75% of its Board members residing within 20 miles of the proposed transmitter site. There should be no points allowed in Section III Question 1(a) as the application fails in its showing. This is a funding group and not an educational institution as evidenced by their charter and their statement.
- (4) Again the phone number for the Main Studio in Section III Question 3 is not a local Knoxville number, but rather a number from Morristown TN some 40 miles to the north.. This is the same phone number for the studios in all three applications.
- (5) See also discussion below concerning 2nd adjacent channel interference.

- (6) The applicant misrepresented to the Commission the phone number of the studio and its qualifications as a local educational organization and should be disqualified from the consideration

IV. DISCUSSION

It is very obvious that the three applications herein discussed were prepared and submitted for the express purpose of usurping the FCC rules on collusion (Section 73.5002 and 1.2105(c) of FCC Rules) and ultimately entering into some joint agreement and attempting to use a combined point total as against any competitor, in this case, the petitioner here. All three applications: (1) used the same consultant, Prometheus Radio Group; (2) purposed the same transmitter site, 35-57-52.58N X 83-55-6.11 W; (3) Used the same studio telephone number , 423-277-77162, which is not even located in the Knoxville area, but rather assigned to Morristown TN some 40 miles to the north of the transmitter site and a long distance call to Knoxville; (4) have the same exhibits in their application for Exhibits 11 and 14 and (5) one applicant, Appalachia Community Fund, has no campus, is not an educational organization but rather an activist funding group, and only one of 11 board members/officers resides within 20 miles of the transmitter site.

The points awarded for the various applications should be INDIVIDUAL and not combined, regardless of any agreement to the contrary between the applicants as to do so, would be to circumvent the Commission Rules on collusion. The points awarded should be as follows based on the Commission criteria as one point for each of the following factors: (1) Established community presence for 2 years; (2) pledge to originate local programming for at least 8 hours per day; (3) pledge to maintain a publicly accessible main studio that has local program origination capability; (4) can certify that it qualifies for a point under both the local program origination and the main studio criteria; (5) can certify that none of the members have any other broadcast interests; and (6) a tribal applicant:

United Mountain Defense---BNPL 20131112BGO-----5

The Neighborhood Center---BNPL 20131115AHG-----5

Appalachia Community Fund---BNPL 20131113AFH-----0 (A nonprofit but not an educational organization with a campus and 75% of the members are NOT LOCAL.)

7th Day Church of God---BNPL 20131112BJG (*Petitioner*)---5

The three remaining applicants, United Mountain Defense, Neighborhood Center and 7th Day Church of God are equal in points. So then the Commission has to look at who will serve the best public interest under the Communication Act. The Commission's engineering staff should determine the number of potential listeners from each of the three...two of them at 21 watts and one with a 100 watts of coverage as well as the 2nd adjacent channel interference and the number of people that will impact.

There are serious questions concerning the applications and possible collusion (Section 1.2105(c) of the Commission Rules, that should be considered by the Commission when considering a grant of construction permit for the station in Knoxville, Tennessee.

The Commission should not allow the three applicants to combine points in making its determination.

The second adjacent channel interference issue should be addressed by the Commission for the common transmitter site for the three applicants. Assuming that the second adjacent channel interference extends out approximately 100 feet from the applicants' antenna, the interference will affect approximately 852 people and possibly others who are located within the building and adjacent areas of the antenna site. The applicants claim that the interference zone does not *"contact occupants...and thus that no population would be subject to interference from the proposed station..."* (applicants' applications in question 11 section VI). That is subject to Commission review. (See Exhibit 4 showing photograph of proposed site and interference area.)

Dated: October 3, 2014

7th Day Church of God

By Mark Carr, Pastor

Box 70635
Knoxville, TN 37938

CERTIFICATION

I hereby certify that a copy of this Opposition has been sent via US Mail postage prepaid on October 4, 2014 to the following:

Appalachian Community Fund
507 S Gay Street
Suite 1120
Knoxville, TN 37902

The Neighborhood Center
800 N Fourth Avenue
Knoxville, TN 37917

United Mountain Defense
Box 1921
Knoxville, TN 37901



Mark Carr

EXHIBIT 1

Same Studio Location

Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded a point for each of the following:

1. Established community presence.		
<p>a. Nonprofit educational organizations. The applicant certifies that, for a period of at least two years prior to the date of this application, it has existed as a nonprofit educational organization and has been physically headquartered, has had a campus, or has had seventy-five percent of its board members residing within 16.1 kilometers (10 miles), for the top 50 urban markets, or 32.1 kilometers (20 miles), outside the top 50 urban markets, of the coordinates of the proposed transmitting antenna.</p> <p>An applicant claiming a point under 1a. must submit an exhibit documenting its established community presence. See instructions.</p>		<input checked="" type="radio"/> Yes <input type="radio"/> No [Exhibit 10]
<p>b. Tribes and Tribal organizations. The applicant certifies that it is a Tribe and that its Tribal Lands are within the service area of the proposed LPFM station; or that it is a Tribal organization owned or controlled by a Tribe (or Tribes) and its (or their) Tribal Lands are within the service area of the proposed LPFM station.</p>		<input type="radio"/> Yes <input checked="" type="radio"/> No
<p>c. Public Safety Radio Service. The applicant certifies that it is a Public Safety Radio Service licensee to the date of this application.</p>	<p>EXHIBIT 1 United Mountain Defense BNPL 2013112BGO</p>	<input type="radio"/> Yes <input checked="" type="radio"/> No
2. Local program origination. The applicant certifies that it has local programming per day.		<input checked="" type="radio"/> Yes <input type="radio"/> No
<p>3. Main studio. The applicant pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, is staffed at least 20 hours per week between 7 a.m. and 10 p.m., and is located within 16.1 kilometers (10 miles) of the proposed site for the transmitting antenna for applicants in the top 50 urban markets and 32.1 kilometers (20 miles) for applicants outside the top 50 urban markets.</p> <p>The applicant claiming a point under 3. must provide the proposed address and telephone number for the main studio.</p>		<input checked="" type="radio"/> Yes <input type="radio"/> No
<p>Address: 800 NORTH 4TH AVE.,</p>		
City KNOXVILLE	State or Country (if foreign address) TN	Zip Code 37917-
Telephone Number (include area code) 4232777162	E-Mail Address (if available) BIRDHOUSE.KNOXVILLE@GMAIL.COM	
4. Local program origination and main studio. The applicant certifies that it qualifies for a point under both the local program origination and the main studio criteria.		<input checked="" type="radio"/> Yes <input type="radio"/> No
5. Diversity of ownership. The applicant certifies that neither it nor any party to the application holds an attributable interest in any other broadcast station.		<input checked="" type="radio"/> Yes <input type="radio"/> No
6. Tribes or Tribal organizations. The applicant certifies it is a Tribe proposing to locate its transmitting antenna site on its Tribal Lands, or a Tribal organization proposing to locate its transmitting antenna site on the Tribal Lands of the Tribe or Tribes that own or control more than 51 percent of the organization.		<input type="radio"/> Yes <input checked="" type="radio"/> No

Section IV - Involuntary Time-Share Information

New station and major change applicants must complete the following questions.

<p>This information will be used only for selection among mutually exclusive applications for new LPFM stations and major modification of authorized LPFM stations and only in the event that two or more applications are tied after the point analysis. See 47 C.F.R. Section 73.872.</p>	
<p>1. Established Community Presence: Provide the date on which the applicant qualified 08/12/2005 (mm/dd/yyyy) as local. See 47 C.F.R. Section 73.853(b).</p>	

<p>9. Anti-Drug Abuse Act Certification. Applicant certifies that neither the applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
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Section III - Point System Factors

New station and major change applicants must complete the following questions.

Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded a point for each of the following:

<p>1. Established community presence.</p>								
<p>a. Nonprofit educational organizations. The applicant certifies that, for a period of at least two years prior to the date of this application, it has existed as a nonprofit educational organization and has been physically headquartered, has had a campus, or has had seventy-five percent of its board members residing within 16.1 kilometers (10 miles), for the top 50 urban markets, or 32.1 kilometers (20 miles), outside the top 50 urban markets, of the coordinates of the proposed transmitting antenna.</p> <p>An applicant claiming a point under 1a. must submit an exhibit documenting its established community presence. See instructions.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 10]</p>							
<p>b. Tribes and Tribal organizations. The applicant certifies that it is a Tribe and that its Tribal Lands are within the service area of the proposed LPFM station; or that it is a Tribal organization owned or controlled by a Tribe (or Tribes) and its (or their) Tribal Lands are within the service area of the proposed LPFM station.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>							
<p>c. Public Safety Radio. The applicant certifies that it has provided public safety radio service to the date of this application.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>							
<p>2. Local program origination. The applicant certifies that it has provided local program origination for at least 15 minutes per day.</p>		<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>						
<p>3. Main studio. The applicant pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, is staffed at least 20 hours per week between 7 a.m. and 10 p.m., and is located within 16.1 kilometers (10 miles) of the proposed site for the transmitting antenna for applicants in the top 50 urban markets and 32.1 kilometers (20 miles) for applicants outside the top 50 urban markets.</p> <p>The applicant claiming a point under 3. must provide the proposed address and telephone number for the main studio.</p>		<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>						
<p>Address: 800 N 4TH AVE</p> <table border="1" data-bbox="129 1520 1239 1650"> <tr> <td>City KNOXVILLE</td> <td>State or Country (if foreign address) TN</td> <td>Zip Code 37917-</td> </tr> <tr> <td>Telephone Number (include area code) 4232777162</td> <td colspan="2">E-Mail Address (if available) BIRDHOUSE.KNOXVILLE@GMAIL.COM</td> </tr> </table>		City KNOXVILLE	State or Country (if foreign address) TN	Zip Code 37917-	Telephone Number (include area code) 4232777162	E-Mail Address (if available) BIRDHOUSE.KNOXVILLE@GMAIL.COM		
City KNOXVILLE	State or Country (if foreign address) TN	Zip Code 37917-						
Telephone Number (include area code) 4232777162	E-Mail Address (if available) BIRDHOUSE.KNOXVILLE@GMAIL.COM							
<p>4. Local program origination and main studio. The applicant certifies that it qualifies for a point under both the local program origination and the main studio criteria.</p>		<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>						
<p>5. Diversity of ownership. The applicant certifies that neither it nor any party to the application holds an attributable interest in any other broadcast station.</p>		<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>						
<p>6. Tribes or Tribal organizations. The applicant certifies it is a Tribe proposing to locate its transmitting antenna site on its Tribal Lands, or a Tribal organization proposing to locate its transmitting antenna site on the Tribal Lands of the Tribe or Tribes that own or control more than 51 percent of the organization.</p>		<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>						

EXHIBIT 1
The Neighborhood Center
BNPL 20131115AHG

Section IV - Involuntary Time-Share Information

<p>unfair competition; fraudulent statements to another governmental unit; or discrimination?</p> <p>If the answer is "No," attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and a description of the disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 C.F.R. Section 1.65, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.</p>	<p>[Exhibit 9]</p>
<p>8. Unlicensed Operation. The applicant certifies, under penalty of perjury, that neither the applicant nor any party to the application has engaged in any manner, individually or with other persons, groups, organizations, or other entities, in the unlicensed operation of any station in violation of Section 301 of the Communications Act of 1934, as amended, 47 U.S.C. Section 301.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>9. Anti-Drug Abuse Act Certification. Applicant certifies that neither the applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>

Section III - Point System Factors

New station and major change applicants must complete the following questions.

Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded a point for each of the following:

<p>1. Established community presence.</p>	
<p>a. Nonprofit educational organizations. The applicant certifies that, for a period of at least two years prior to the date of this application, it has existed as a nonprofit educational organization and has been physically headquartered, has had a campus, or has had seventy-five percent of its board members residing within 16.1 kilometers (10 miles), for the top 50 urban markets, or 32.1 kilometers (20 miles), outside the top 50 urban markets, of the coordinates of the proposed transmitting antenna.</p> <p>An applicant claiming a point under 1a. must submit an exhibit documenting its established community presence. See instructions.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> <p>[Exhibit 10]</p>
<p>b. Tribes and Tribal organizations. The applicant certifies that it is a Tribe and that its Tribal Lands are within the service area of the proposed LPFM station; or that it is a Tribal organization owned or controlled by a Tribe (or Tribes) and its (or their) Tribal Lands are within the service area of the proposed LPFM</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>c. Public Safety Radi to the date of this ap safety radio service</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>EXHIBIT 1 Appalachia Community Fund BNPL 20131113AFH</p>	
<p>2. Local program origin: programming per day.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>3. Main studio. The applicant pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, is staffed at least 20 hours per week between 7 a.m. and 10 p.m., and is located within 16.1 kilometers (10 miles) of the proposed site for the transmitting antenna for applicants in the top 50 urban markets and 32.1 kilometers (20 miles) for applicants outside the top 50 urban markets.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
<p>The applicant claiming a point under 3. must provide the proposed address and telephone number for the main studio.</p>	
<p>Address: 800 N 4TH AVE,</p>	

City KNOXVILLE	State or Country (if foreign address) TN	Zip Code 37917-
Telephone Number (include area code) 4232777162	E-Mail Address (if available) BIRDHOUSE.KNOXVILLE@GMAIL.COM	
4. Local program origination and main studio. The applicant certifies that it qualifies for a point under both the local program origination and the main studio criteria.		<input checked="" type="radio"/> Yes <input type="radio"/> No
5. Diversity of ownership. The applicant certifies that neither it nor any party to the application holds an attributable interest in any other broadcast station.		<input checked="" type="radio"/> Yes <input type="radio"/> No
6. Tribes or Tribal organizations. The applicant certifies it is a Tribe proposing to locate its transmitting antenna site on its Tribal Lands, or a Tribal organization proposing to locate its transmitting antenna site on the Tribal Lands of the Tribe or Tribes that own or control more than 51 percent of the organization.		<input type="radio"/> Yes <input checked="" type="radio"/> No

Section IV - Involuntary Time-Share Information

New station and major change applicants must complete the following questions.

This information will be used only for selection among mutually exclusive applications for new LPFM stations and major modification of authorized LPFM stations and only in the event that two or more applications are tied after the point analysis. See 47 C.F.R. Section 73.872.	
1. Established Community Presence: Provide the date on which the applicant qualified 09/15/1986 (mm/dd/yyyy) as local. See 47 C.F.R. Section 73.853(b).	
Applicant certifies that it has remained local at all times since this date.	<input checked="" type="radio"/> Yes <input type="radio"/> No

Section V - Certification

The applicant certifies that the statements in this application are true, complete, and correct to the best of its knowledge and belief, and are made in good faith.

The applicant acknowledges that all certifications and attached Exhibits are considered material representations.

The applicant acknowledges that the submission of false or misleading statements will subject the applicant to fines, revocation of license(s), and applicable criminal penalties.

The applicant hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by licensee or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing MARGO MILLER	Typed or Printed Title of Person Signing EXECUTIVE DIRECTOR ACF
Signature	Date 11/12/2013

Section VI - LPFM Engineering, Tech Box

TECHNICAL SPECIFICATIONS

Applicants must list technical specifications accurately. Contradictory data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.

TECH BOX

EXHIBIT 2
Appalachia Community Fund
BNPL 20131113AFH

I certify that I have prepared Section 7 (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name PAUL BAME	Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER		
Signature	Date 11/11/2013		
Mailing Address PROMETHEUS RADIO PROJECT P.O. BOX 42158			
City PHILADELPHIA	State or Country (if foreign address) PA	Zip Code 19101-	
Telephone Number (include area code) 9709883849	E-Mail Address (if available) BAME@RISEUP.NET		

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Attachment 2

Description
State incorporation letter
IRS affirmation letter
describes the applicant's educational program and how its proposed station will be used to advance its educational program

Attachment 10

Description
Invoice with address and date
2nd proof physical location within broadcast area
3rd invoice with date and address
IRS affirmation letter
4th proof been in broadcast range
Bilaws listing educational mission
State incorporation letter

Exhibit 11

Description: SECOND-ADJACENT WAIVER EXHIBIT

APPLICATION REQUESTS A WAIVER FOR A LOCATION WHICH IS SHORT-SPACED ON A SECOND-ADJACENT CHANNEL WITH BMLH19890601KB, CALLSIGN WIMZ-FM, CLASS C, STATUS LIC, KNOXVILLE, TN, CHANNEL 278, FACILITY ID 61046[3]

UNDESIRE-TO-DESIRED RATIO METHOD

BMLH19890601KB F(50,50) SIGNAL: 89.3 DBU [1][2]
 SECOND-ADJACENT PROTECTION: + 40 DB
 INTERFERENCE-ZONE BOUNDARY: 129.3 DBU
 DISTANCE TO 129.3 DBU: 14 M (HAAT = 53 M, ERP <= 0.0321 KW) [1]

THE ANTENNA IS PROPOSED TO BE MOUNTED ABOVE THE TOP OF A BUILDING SUCH THAT THE RADIATION CENTER IS 16 METERS ABOVE THE TOP-MOST OCCUPIED FLOOR. THE INTERFERENCE ZONE PENETRATES UNOCCUPIABLE MECHANICAL AND STORAGE AREAS, AND DOES NOT CONTACT OCCUPANTS NOR DOES IT INTERSECT WITH NEARBY OCCUPIED STRUCTURES OR MAJOR ROADWAYS, THUS NO POPULATION WILL BE SUBJECT TO INTERFERENCE FROM THE PROPOSED STATION ACCORDING TO THE UNDESIRE-D-TO-DESIRED RATIO METHOD.

[1] TVFMFS_METRIC() C-LANGUAGE SUBROUTINE AS DISTRIBUTED BY THE FCC. AT DISTANCES LESS THAN OR EQUAL TO 1.5 KM, TVFMFS_METRIC() USES THE FREE-SPACE METHOD.

[2] FCC HAAT CALCULATOR WEB PAGE,
[HTTP://TRANSITION.FCC.GOV/MB/AUDIO/BICKEL/HAAT_CALCULATOR.HTML](http://transition.fcc.gov/mb/audio/bickel/haat_calculator.html)

[3] CDBS DATABASE DOWNLOADED 2013-10-30 07:59:11

Attachment 11

Exhibit 14

Description: RF SAFETY EXHIBIT

ANTENNA IS TO BE MOUNTED ABOVE A RAISED ELEVATOR MACHINERY CUPOLA ROOF. THE CUPOLA AND ITS ROOF DO NOT SATISFY RF SAFETY WORKSHEET DISTANCE REQUIREMENTS. APPLICANT WILL RESTRICT ACCESS TO THE CUPOLA, ITS ROOF, AND THE MAIN BUILDING ROOF, BENEATH WHICH THE RF SAFETY WORKSHEET DISTANCES ARE SATISFIED.

Attachment 14

6.	Height of Radiation Center Above Ground Level: 66 meters	
7.	Power and height limitations. By checking "Yes", the applicant acknowledges that it will be authorized to operate within the parameters defined in 47 C.F.R. Section 73.811 as calculated based on the data specified herein.	<input checked="" type="radio"/> Yes <input type="radio"/> No

An explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

8.	a. Interference. The applicant certifies that the proposed facility complies with all pertinent distance separation requirements of 47 C.F.R. Section 73.807.	<input type="radio"/> Yes <input checked="" type="radio"/> No See Explanation in [Exhibit 11]
	Note: New station applications that fail to meet all of the co-channel and first-adjacent channel separation requirements set forth in 47 C.F.R. Section 73.807 will be returned and will not be provided an opportunity to file a curative amendment.	
	An applicant seeking a waiver of second-adjacent channel minimum distance separation requirements must submit an exhibit demonstrating that the proposed station operations will not result in interference to any authorized radio service. See instructions for additional information.	
b.	Interference to Translator or Booster Input Signals. The applicant certifies that the proposed facility complies with all pertinent requirements of 47 C.F.R. Section 73.827(a).	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 12]
	Note: Where Section 73.827(a) is applicable, an applicant must certify that the proposed facility complies with the distance separation requirements set forth in that section or demonstrate that "no actual interference" would occur based on either the signal strength ratio showing or minimum distance separation formula set forth in 47 C.F.R. Section 73.827(a) or an alternative technical arrangement agreed to by both the applicant and the affected FM translator or FM booster station.	
9.	TV Channel 6 Interference (Channel 201-220). The applicant certifies that the proposed facility complies with 47 C.F.R. Section 73.825.	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 13]
10.	National Environmental Policy Act. The applicant certifies, based on its completion of Worksheets 2 and 3 and its review of the instructions to this application that the proposed facility is excluded (permissible radiofi environments). Unl attached General E	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 14]

EXHIBIT Z
The Neighborhood Center
BNPL 20131115AHG

THE FOLLOWING PREPARER'S CERTIFICATION MUST BE COMPLETED AND SIGNED.

PREPARER'S CERTIFICATION

I certify that I have prepared Section V (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name PAUL BAME	Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER	
Signature	Date 11/15/2013	
Mailing Address PROMETHEUS RADIO PROJECT P.O. BOX 42158		
City	State or Country (if foreign address)	Zip Code



Exhibit 11

Description: SECOND-ADJACENT WAIVER EXHIBIT

APPLICATION REQUESTS A WAIVER FOR A LOCATION WHICH IS SHORT-SPACED ON A SECOND-ADJACENT CHANNEL WITH BMLH19890601KB, CALLSIGN WIMZ-FM, CLASS C, STATUS LIC, KNOXVILLE, TN, CHANNEL 278, FACILITY ID 61046[3]

UNDESIRE D-TO-DESIRED RATIO METHOD

BMLH19890601KB F(50,50) SIGNAL: 89.3 DBU [1][2]
SECOND-ADJACENT PROTECTION: + 40 DB
INTERFERENCE-ZONE BOUNDARY: 129.3 DBU
DISTANCE TO 129.3 DBU: 14 M (HAAT = 53 M, ERP <= 0.0321 KW) [1]

THE ANTENNA IS PROPOSED TO BE MOUNTED ABOVE THE TOP OF A BUILDING SUCH THAT THE RADIATION CENTER IS 16 METERS ABOVE THE TOP-MOST OCCUPIED FLOOR. THE INTERFERENCE ZONE PENETRATES UNOCCUPIABLE MECHANICAL AND STORAGE AREAS, AND DOES NOT CONTACT OCCUPANTS NOR DOES IT INTERSECT WITH NEARBY OCCUPIED STRUCTURES OR MAJOR ROADWAYS, THUS NO POPULATION WILL BE SUBJECT TO INTERFERENCE FROM THE PROPOSED STATION ACCORDING TO THE UNDESIRE D-TO-DESIRED RATIO METHOD.

[1] TVFMFS_METRIC() C-LANGUAGE SUBROUTINE AS DISTRIBUTED BY THE FCC. AT DISTANCES LESS THAN OR EQUAL TO 1.5 KM, TVFMFS_METRIC() USES THE FREE-SPACE METHOD.

[2] FCC HAAT CALCULATOR WEB PAGE,
[HTTP://TRANSITION.FCC.GOV/MB/AUDIO/BICKEL/HAAT_CALCULATOR.HTML](http://transition.fcc.gov/mb/audio/bickel/haat_calculator.html)

[3] CDBS DATABASE DOWNLOADED 2013-10-30 07:59:11

Attachment 11

Exhibit 14

Description: RF SAFETY EXHIBIT

ANTENNA IS TO BE MOUNTED ABOVE A RAISED ELEVATOR MACHINERY CUPOLA ROOF. THE CUPOLA AND ITS ROOF DO NOT SATISFY RF SAFETY WORKSHEET DISTANCE REQUIREMENTS. APPLICANT WILL RESTRICT ACCESS TO THE CUPOLA, ITS ROOF, AND THE MAIN BUILDING ROOF, BENEATH WHICH THE RF SAFETY WORKSHEET DISTANCES ARE SATISFIED.

Attachment 14

8.	<p>a. Interference. The applicant certifies that the proposed facility complies with all pertinent distance separation requirements of 47 C.F.R. Section 73.807.</p> <p>Note: New station applications that fail to meet all of the co-channel and first-adjacent channel separation requirements set forth in 47 C.F.R. Section 73.807 will be returned and will not be provided an opportunity to file a curative amendment.</p> <p>An applicant seeking a waiver of second-adjacent channel minimum distance separation requirements must submit an exhibit demonstrating that the proposed station operations will not result in interference to any authorized radio service. See instructions for additional information.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No See Explanation in [Exhibit 11]</p>
	<p>b. Interference to Translator or Booster Input Signals. The applicant certifies that the proposed facility complies with all pertinent requirements of 47 C.F.R. Section 73.827(a).</p> <p>Note: Where Section 73.827(a) is applicable, an applicant must certify that the proposed facility complies with the distance separation requirements set forth in that section or demonstrate that "no actual interference" would occur based on either the signal strength ratio showing or minimum distance separation formula set forth in 47 C.F.R. Section 73.827(a) or an alternative technical arrangement agreed to by both the applicant and the affected FM translator or FM booster station.</p>	<p><input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 12]</p>
9.	<p>TV Channel 6 Interference (Channel 201-220). The applicant certifies that the proposed facility complies with 47 C.F.R. Section 73.825.</p>	<p><input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 13]</p>
10.	<p>National Environmental Policy Act. The applicant certifies, based on its completion of Worksheets 2 and 3 a facility is excluded if facility will not have permissible radiofrequency environments). Unless attached General Env</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 14]</p>

EXHIBIT 2
United Mountain Defense
BNPL 20131112BGO

THE FOLLOWING PREPARER'S CERTIFICATION MUST BE COMPLETED AND SIGNED.

PREPARER'S CERTIFICATION

I certify that I have prepared Section V (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name PAUL BAME	Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER	
Signature	Date 11/05/2013	
Mailing Address PROMETHEUS RADIO PROJECT P.O. BOX 42158		
City PHILADELPHIA	State or Country (if foreign address) PA	Zip Code 19101-
Telephone Number (include area code) 9709883849	E-Mail Address (if available) BAME@RISEUP.NET	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 2

Description: STATE INCORPORATION LETTER

STATE INCORPORATION LETTER

Attachment 2

Description
describes the applicant's educational program and how its proposed station will be used to advance its educational program.
UMD proposed schedule
State incorporation letter

Exhibit 6

Description: WE HAVE NO FAMILY INTEREST

NONE.

Attachment 6

Attachment 10

Description
Been in existence as a nonprofit educational foundation.
75% of board members within 10 miles
State incorporation letter

Exhibit 11

Description: SECOND-ADJACENT WAIVER EXHIBIT

APPLICATION REQUESTS A WAIVER FOR A LOCATION WHICH IS SHORT-SPACED ON A SECOND-ADJACENT CHANNEL WITH BMLH19890601KB, CALLSIGN WIMZ-FM, CLASS C, STATUS LIC, KNOXVILLE, TN, CHANNEL 278, FACILITY ID 61046[3]

UNDESIRE-TO-DESIRED RATIO METHOD

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Exhibit 14

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Attachment 14

EXHIBIT 3

Members of The Neighborhood Center
using same address

- (1) Name and address
- (2) Citizenship.
- (3) Positional Interest under the Commission
- (4) Percentage of vote
- (5) Percentage of total assets

EXHIBIT 3
The Neighborhood Center
BNPL 20131115AHG

Director/creditor attributable

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
WILLIAM ISOM II, 2433 E 5TH, KNOXVILLE TN 37917	US	BOARD CHAIR	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
GERRY MOLL, 816 GRATZ ST, KNOXVILLE, TN 37917	US	VICE CHAIR	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
MAYA SHEPPARD, 800 N 4TH AVE KNOXVILLE, TN 37917	US	TREASURER	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
CAROL JUDY, 800 N 4TH AVE, KNOXVILLE, TN 37917	US	SECRETARY	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
JOY GRISSOM, 800 N 4TH AVE, KNOXVILLE, TN 37917	US	BOARD MEMBER	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
DANIEL SNYDER, 800 N 4TH AVE KNOXVILLE, TN 37917	US	BOARD MEMBER	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
KARLY SAFAR, 2433 E 5TH AVE, KNOXVILLE, TN 37917	US	BOARD MEMBER	12.5	0

(1) Name and Address	(2) Citizenship	(3) Positional Interest	(4) Percentage of Votes	(5) Percentage of total assets
TOM TORRES, 2433 E 5TH, KNOXVILLE, TN 37917	US	BOARD MEMBER	12.5	0

b. Applicant certifies that equity and financial interests not set forth above are non-attributable.

Yes No
 N/A

See Explanation in [Exhibit 3]

EXHIBIT 4

Photograph of proposed antenna location
and possible 2nd Adjacent Interference

PROPOSED TRANSMITTER LOCATION
35-37-52.58 N X 83-55-6.11W

100 Foot radius from transmit
antenna for 2nd adjacent interference

EXHIBIT 4

Antenna Site for
United Mountain Defense
The Nieghborhood Center
Appalachia Community Fund