

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
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AGM California and AGM-Santa Maria, LP
P. O. Box 2700
Bakersfield, CA 93303

Gold Coast Broadcasting LLC
715 Broadway, Suite 320
Santa Monica, CA 90401

Re: KGFM(FM), Bakersfield, CA
Facility ID No. 36234
AGM California
File No. BPH-20070119AHV

KPAT(FM), Orcutt, CA
Facility ID No. 54755
AGM-Santa Maria, LP
File No. BPH-20070119AHX

KOCP(FM), Camarillo, CA
Facility ID No. 70563
Gold Coast Broadcasting LLC
File No. BPH-20070119AHT

Dear Applicants:

On January 19, 2007, Gold Coast Broadcasting LLC, AGM California, and AGM-Santa Maria, LP filed contingent applications to proposed changes to stations KOCP, KGFM, and KPAT.

KOCP, KPAT Petition for Non-Adjacent Channel Upgrade/Downgrade

The applications for KOCP and KPAT propose non-adjacent channel changes and to changes in the stations class. An FM non-reserved band permittee or licensee can only modify its current assignment to specify a non-adjacent class upgrade or down grade in the same community of license by using notice and comment procedures.¹ The applications do not contain a petition for

¹ *Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, Report and Order, FCC 06-163 (rel. Nov. 29, 2006)(“*Report and Order*.”)

non-adjacent channel upgrade nor have any petitions been filed separately via the Secretary of the Commission on behalf of KOCP and KPAT. Multiple inquiries by the staff have failed to result in an amendment to the applications or separate filings as required in the *Report and Order* to evaluate whether they would promote the fair, efficient, and equitable distribution of radio service. Over two years have passed with no tangible evidence being presented that notice and comment procedures have been initiated. Furthermore, the contact representatives were notified that failure to amend the application would result in the dismissal of the application.

Conclusion

In light of the above, Applications BPH-20070119AHT and BPH-20070119AHX are unacceptable for filing pursuant to the 47 C.F.R. § 73.3568(a)(1) and ARE HEREBY DISMISSED for failure to prosecute an application. We note that the applications were filed as part of a contingent application group with BPH-20070119AHV. Pursuant to 47 CFR Section 73.3517(e), dismissal of any one of the related applications as unacceptable will result in the dismissal of all the related applications. Therefore, application BPH-20070119AHV IS HEREBY DISMISSED. These actions are taken pursuant to 47 CFR Section 0.283.

Sincerely,

A handwritten signature in blue ink, appearing to read "Rodolfo F. Bonacci".

Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau

cc: Andrew Kersting
David Oxenford
Darryl K. Delawder
Lew Paper