



December 20, 2013

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By Hand Delivery

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, S.W.
Washington, DC 20554

Attention: Audio Division, Media Bureau

**Re: Comments on Reply to Response to Interference Complaint
W232CB, Frederick, MD, Facility ID No. 31140**

Dear Ms. Dortch:

On the behalf of AMFM Radio Licenses, LLC (“AMFM”), this is to comment on the “Reply to ‘Response to Interference Complaint’ and Request to Rescind Special Temporary Authority Grant” submitted by Red Zebra Broadcasting Licensee, LLC (“Red Zebra”) on December 19, 2013, to AMFM’s December 16, 2013 response (the “December 16 Response”) in regard to alleged interference to the reception of WWXX(FM), 94.3 MHz, Buckland, Virginia, Facility ID No. 16819, by the operation of FM Translator station W232CB, Frederick, Maryland, Facility ID No. 31140, as modified in August 2013.

Either Red Zebra did not read carefully AMFM’s December 16 Response or choose to read it selectively. AMFM made it clear in the December 16 Response that it contacted each of the identified complainants as required by the Commission. AMFM made it clear that there are no continuing on-going complaints for listening locations outside of Northern Virginia; that is, none of the active complaints by regular listeners of WWXX(FM) are for listening locations in Maryland or the District of Columbia. AMFM also made it clear that based on the responses of the remaining pursuing complainants, AMFM conducted on-off tests at their listening areas, which demonstrated that the operation of W232CB had no qualitative impact on the reception of a listenable WWXX(FM) signal in the remaining complaint locations.

While these on-off tests alone should suffice to document that the operation of W232CB is not the cause of poor reception of WWXX(FM) on 94.3 MHz by the complainants, in the spirit of being a good broadcast neighbor, AMFM explained that it will undertake further

investigation with the remaining Northern Virginia complainants while reducing W232CB to 25% of licensed power to absolutely ensure that the signal could not impact the Northern Virginia area.¹ Red Zebra's advocacy for the silencing of W232CB would impose a Draconian solution that is not justified in light of AMFM's on-off test results and voluntary reduction of power.

Respectfully submitted,

REPP LAW FIRM

By: 
Marissa G. Repp

Attorney for AMFM Radio Licenses, LLC

cc: James D. Bradshaw, Deputy Chief, Audio Division, Media Bureau (via e-mail)
Robert Gates, Audio Division, Media Bureau (via e-mail)
David A. O'Connor, Esq. and Michael D. Sullivan, Esq., Counsel to Red Zebra
Broadcasting Licensee, LLC (via e-mail)

¹ As for the portion of Red Zebra's interference complaint that is termed an Informal Objection to AMFM's pending application to modify W232CB, FCC File No. BPFT-20130807AAB, AMFM is evaluating recent LPFM applications which may potentially impact that application. AMFM does *not* concede the points raised by Red Zebra in objection to this application. In particular, none of the four "complainants" originally identified by Red Zebra as suffering interference in Maryland and within the application's proposed 60 dBu contour (those complainants at Exhibits C, D, N-1 and N-9) upon investigation by AMFM are in fact regular listeners of WWXX(FM) on 94.3 MHz or desire to pursue a complaint.