

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

SEP 09 2003

IN REPLY REFER TO:
1800B3-RAB

Doyle Brewer, President
The Love Station, Inc.
P. O. Box 14
Ponca City, OK 74602

In Re: KZXV(FM), Seminole, OK
The Love Station, Inc.
Facility ID No. 85076
Application for Assignment of
Construction Permit
BAPED-20030723AFG

Request for Waiver of 47 C.F.R. § 73.1125
(Main Studio Rule)

Dear Mr. Brewer:

The staff has under consideration the captioned application for assignment of license of station KZXV(FM), Seminole, Oklahoma, from American Family Association, Inc. to The Love Station, Inc. ("Love"). Love has requested a waiver of the Commission's Main Studio Rule, Section 73.1125, in order to operate station KZXV(FM) as a "satellite" of commonly owned noncommercial educational ("NCE") station KLVV(FM), Ponca City, Oklahoma.¹ For the reasons set forth below, we will waive Section 73.1125 and grant Love's application.

Main Studio Waiver. Pursuant to Section 73.1125(a), a broadcast station's main studio must be located either (1) within a station's community of license, (2) within the principal community contour of any other broadcast station licensed to its community, or (3) within 25 miles of the center of its community of license.² However, under Section

¹ A "satellite" station meets all of the Commission's technical rules. However, it originates no programming and instead rebroadcasts the parent station's programming. See *Amendment of Multiple Ownership Rules, Memorandum Opinion and Order*, 3 RR2d 1554, 1562 (1964).

² See *Review of the Commission's Rules Regarding the Main Studio and Local Public Inspection Files of Broadcast Television and Radio Stations*, 13 FCC Rcd 15691 (1998), *recon. granted in part*, 14 FCC Rcd 11113(1999) ("Reconsideration Order").