

FEDERAL COMMUNICATIONS COMMISSION

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WASHINGTON, D. C. 20554

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IN REPLY REFER TO:
1800B3-ALM

Robert C. Fisher, Esq.
Fisher Wayland Cooper
Leader & Zaragoza L.L.P.
2001 Pennsylvania Avenue, N.W.
Suite 400
Washington, D. C. 20006-1851

In re: KLVN(FM) Chowchilla, CA
Educational Media
Foundation
File No. BMLH-950511KC
File No. BPED-950112IE

Dear Mr. Fisher:

This letter is in reference to the above-captioned applications filed by Educational Media Foundation ("EMF"). In application BMLH-950511KC, EMF seeks to modify the license of KLVN(FM), Chowchilla, California by changing it from commercial to noncommercial, educational. In application BPED-950112IE, EMF requests to modify the facilities of KLVN(FM) to permit it to operate as a satellite station of commonly owned station KLVR(FM), Santa Rosa, California. Accordingly, the construction permit application requests a waiver of the Commission's main studio rule, 47 C.F.R. § 73.1125.

EMF states that KLVN faces severe financial constraints. The obligation to maintain separate studios for both stations places a financial burden on EMF and diverts limited resources from its programming efforts. In order to ensure that local issues in Chowchilla will be met, EMF has agreed to undertake the following:

1. Maintain an auxiliary studio within KLVN's city grade contour capable of originating local programming that is responsive to local community needs.
2. Engage the services of a local Chowchilla public affairs representative to conduct regular ascertainment surveys of community leaders and other residents to determine the concerns, problems and needs of Chowchilla listeners which will be covered in EMF's news and public affairs programming. The local representative will also serve as a liaison between the residents of Chowchilla and EMF's programming personnel.

3. Establish a toll free telephone number between Chowchilla and the station's main studio in Santa Rosa.

The Commission has stated that "we have recognized the benefits of centralized operations for noncommercial educational stations, given the limited funding available to these stations, and we have granted waivers to state and regional public television and radio networks to operate 'satellite' stations that do not necessarily meet the requirements of a main studio. These stations, however, have not been permitted to ignore local service obligations, and waivers generally have been granted only upon a showing that the local community would be served."

Memorandum Opinion and Order in MM Docket No. 86-406, 3 FCC Rcd 5024 (1988). Thus, local needs should be met by this applicant.

We have determined that Educational Media Foundation has established that its centrally programmed simultaneous schedule will serve the problems, needs and interests of Chowchilla California. Accordingly, 47 C.F.R. § 73.1125(a)(4) IS HEREBY WAIVED to the extent indicated herein and the construction permit to modify the facilities of KLVN(FM) (BPED-950112IE) IS HEREBY GRANTED. Additionally, the license of KLVN(FM) IS HEREBY MODIFIED to indicate that the station is licensed as a noncommercial, educational station. The authorizations will follow under separate cover.

Sincerely,



Dennis Williams *fw*
Chief, FM Branch
Audio Services Division
Mass Media Bureau