

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET, SW**  
**WASHINGTON, DC 20554**

MEDIA BUREAU  
OFFICE OF BROADCAST LICENSE POLICY  
AUDIO DIVISION  
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April 28, 2011

Harry C. Martin, Esq.  
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1300 North 17<sup>th</sup> Street, 11<sup>th</sup> Floor  
Arlington, VA 22209

Re: KSCV(FM), Springfield, Missouri  
Community Broadcasting, Inc.  
Facility ID No. 1622  
File No. BPED-20110214AAM

Dear Counsel:

This is in reference to the above-captioned application for Construction Permit ("Application") which proposes to change the authorized KSCV(FM) station class<sup>1</sup> and maximum effective radiated power, and to specify use of a directional antenna.

An engineering review of the Application reveals that the proposed directional antenna system violates Section 73.510(a) of the Commission's Rules<sup>2</sup> which states that the antenna systems of noncommercial educational stations must comply with the provisions of Section 73.316 of the Commission's Rules.<sup>3</sup> In the arc between 90 degrees True and 100 degrees True, the proposed directional antenna radiation pattern varies by 2.3 dB. The applicant is using a directional antenna to prevent prohibited contour overlap within this azimuthal arc. Pursuant to Section 73.316(b)(2) of the Commission's Rules,<sup>4</sup> directional antennas used to protect short-spaced stations and to prevent prohibited contour overlap that have a radiation pattern which varies by more than 2 dB per 10 degrees of azimuth will not be authorized.

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<sup>1</sup> Based on the facilities specified in the Application, KSCV(FM) would change from a class C3 FM station to a class C2 FM station. The applicant failed to recognize this class change in the Application.

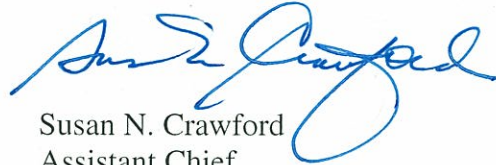
<sup>2</sup> 47 C.F.R. § 73.510(a).

<sup>3</sup> 47 C.F.R. § 73.316.

<sup>4</sup> 47 C.F.R. § 73.316(b)(2).

In light of the above, application BPED-20110214AAM is unacceptable for filing pursuant to Section 73.3566(a) of the Rules<sup>5</sup> and IS HEREBY DISMISSED. This action is taken pursuant to Section 0.283 of the Rules.<sup>6</sup>

Sincerely,



Susan N. Crawford  
Assistant Chief  
Audio Division  
Media Bureau

cc: Community Broadcasting, Inc.  
Jeremy D. Ruck, PE

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<sup>5</sup> 47 C.F.R. § 73.3566(a).

<sup>6</sup> 47 C.F.R. § 0.283.