

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET SW
WASHINGTON DC 20554

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
HOME PAGE: www.fcc.gov/media/radio/audio-division

AUG 29 2018

PROCESSING ENGINEER: Edward Lubetzky
TELEPHONE: (202) 418-2700
FACSIMILE: (202) 418-1410/11
MAIL STOP: 1800B2-EAL
INTERNET ADDRESS: Edward.Lubetzky@fcc.gov

Birach Broadcasting Corp.
21700 Northwestern Hwy.
Tower 14, Suite 1190
Southfield, MI 48075

Re: Birach Broadcasting Corp.
WPON(AM), Walled Lake, MI
Facility ID Number: 22045
File Number: BP-20180516AAA

Dear Applicant:

This is in reference to the above-captioned application to replace expired permit BP-20150330AI to move transmitter site, reduce power, and change WPON's classification from a Class B to Class D.

A preliminary engineering study of the application reveals that you specify a nighttime theoretical RMS of 140.9 mV/m at 1 kilometer. However, due to the Revitalization of the AM Radio Service rule change of January 19, 2016, Section 73.21(a)(3) was modified to require Class D stations to have a theoretical RMS of less than 107.5 mV/m (instead of 141 mV/m at 1 kilometer). Accordingly, you must reduce the theoretical RMS to comply with the new Section 73.21(a)(3) rule.

Further action on the subject application will be withheld for thirty (30) days from the date of this letter to provide an opportunity to file a curative amendment. The amendment must be submitted in the same manner as the original application. Failure to respond or file an amendment within this period will result in the dismissal of the application pursuant to Section 73.3568 of the rules.

Sincerely,



Son Nguyen
Supervisory Engineer
Audio Division
Media Bureau

cc: John C. Trent, Esq.
Bruce Bellamy