

EXHIBIT 1
WAY MEDIA, INC.
TECHNICAL AND LPFM PRECLUSION STATEMENT

NEW TRANSLATOR – MAGNOLIA PARK, FL FACID 143464

FCC FORM 349

This Technical Statement is in support of an amendment to an FCC form 349 Auction 83 Short Form Application BNPFT-20030313AHW filed by WAY Media, Inc. (“WAY”) for a new FM translator station to serve Magnolia Park, FL. This amendment will demonstrate Non-Preclusion of LPFM channels by the technical data noted herein and in the “Tech Box” in Section III-A. This amendment specifies different technical parameters than originally requested; a new effective radiated power and a change of operating channel from Channel 227-D to Channel 230-D, to meet LPFM preclusion requirements, at the originally specified height above average terrain on the originally specified location in Magnolia Park, FL. As the channel change is within +/-3 channels of the original short-form request, the parameters requested herein will meet the minor-change requirements of 47CFR Section 74.1233(a). The change in operating channel and technical parameters will be presented in an LPFM showing to be permitted.

PRIMARY STATION:

The proposed translator facility will rebroadcast station WRLX (FM) owned by Capstar TX LLC and be classified as a fill-in signal for the station. WAY has received permission from Capstar TX LLC to rebroadcast the station on the translator facility. The proposed translator 60dBu (50,50) is fully encompassed by the 60dBu (50,50) of WRLX (FM).

TECHNICAL PARAMETERS:

The technical parameters specified in Section III-A “Tech Box” are modified to a new effective radiated power on a third-adjacent channel from the original filing. The applicant proposes the use of a directional antenna to protect co and adjacent channel full power facilities. The amended 60dBu (50,50) contour completely encompasses the originally proposed 60dBu (50,50) contour therefore the proposed technical changes meet the minor-change requirements of 47CFR Section 74.1233(a).

LPFM CONSIDERATION:

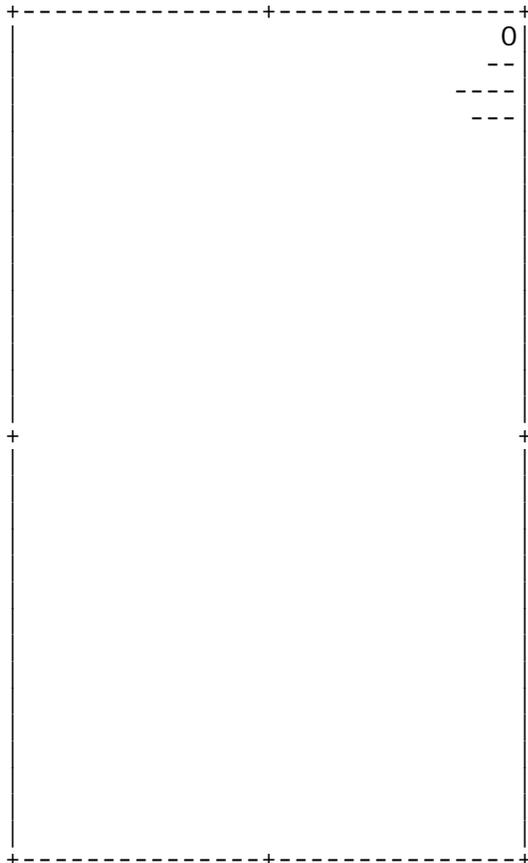
The proposed facility is located in Palm Beach County, FL which is a part of the West Palm Beach-Boca Raton Arbitron Market #49, a Spectrum Limited designated market. The Proposed location is within the protected Grid of the West Palm Beach-Boca Raton Market and can potentially affect protected Channel/point combinations in that grid on LPFM Channels 229, 230 and 231.

The FCC Grid Tool for the West Palm Beach-Boca Raton Market indicates that there are no protected channel/point combinations in the market for LPFM operation on Channel 230 or Channel 231, but there are 10 protected channel/point combinations for operation on Channel 229 which are shown in the following chart:

Chan	Avai l								
200	0	220	0	240	8	260	0	280	219
201	0	221	0	241	19	261	0	281	0
202	0	222	0	242	0	262	0	282	0
203	132	223	226	243	0	263	0	283	0
204	0	224	68	244	0	264	0	284	618
205	0	225	0	245	307	265	0	285	25
206	0	226	0	246	0	266	574	286	0
207	0	227	40	247	0	267	0	287	0
208	0	228	310	248	0	268	0	288	0
209	0	229	10	249	0	269	99	289	0
210	0	230	0	250	0	270	0	290	0
211	0	231	0	251	0	271	0	291	0
212	103	232	0	252	602	272	0	292	0
213	0	233	0	253	0	273	0	293	0
214	0	234	0	254	0	274	0	294	0
215	0	235	0	255	0	275	0	295	0
216	0	236	40	256	40	276	0	296	103
217	0	237	0	257	0	277	0	297	88
218	50	238	0	258	0	278	0	298	40
219	27	239	0	259	0	279	0	299	0
								300	0

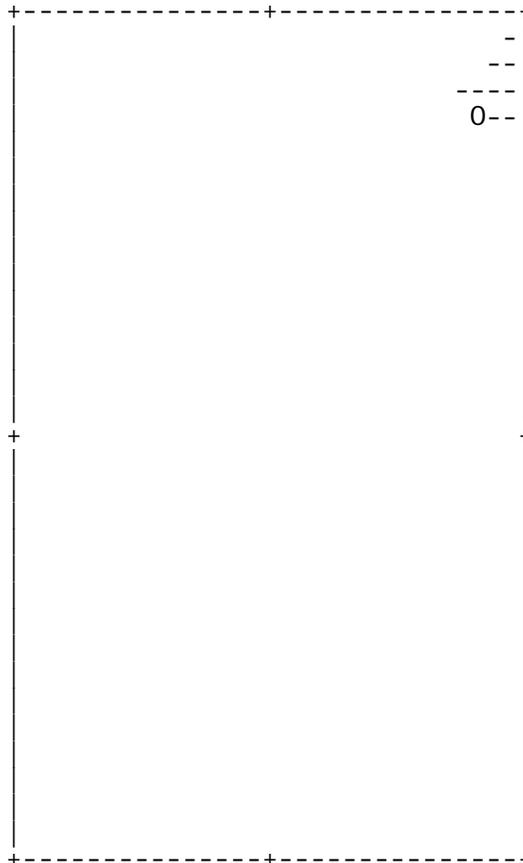
The detail on Channel 229 is as follows:

WESTPALMBEACH FL
Latitude 26-42-54
Longitude 080-03-13
Least preclusive siting
Availability of Channel 229 (X)



Point #031 at 26-57-54 079-48-13

WESTPALMBEACH FL
Latitude 26-42-54
Longitude 080-03-13
Most preclusive siting
Availability of Channel 229 (X)



Point #090 at 26-54-54 079-50-13

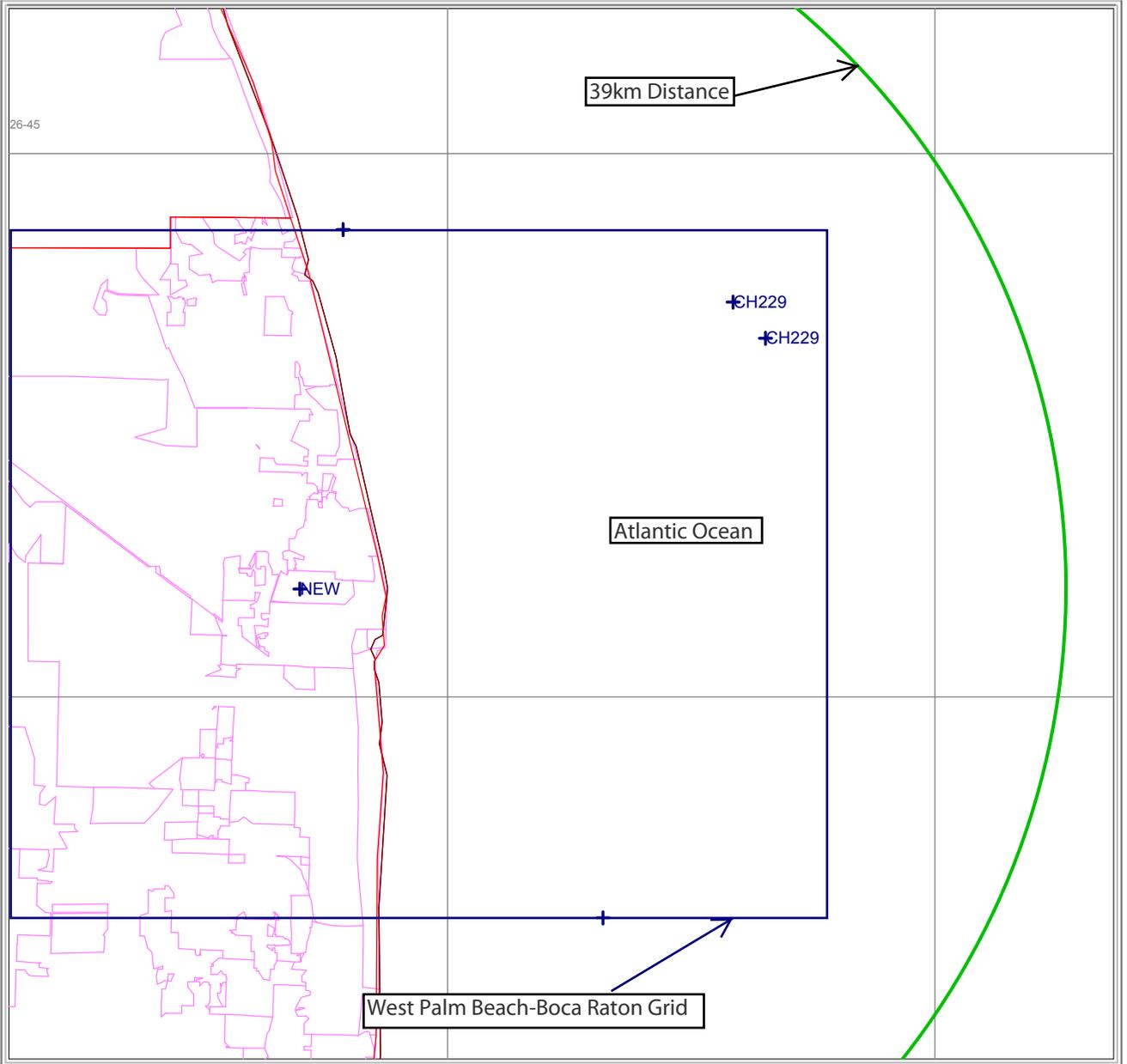
The LPFM Grid Maps in Attachment #1 shows the complete market grid for the West Palm Beach-Boca Raton market and a close-in view of the proposed location of this Channel 230-D translator with a 39km separation circle. The map has the closest possible protected Channel/points plotted for Channel 230 indicated.

As demonstrated in this map, all of the protected channel/point locations for Channel 230 are in the Atlantic Ocean, the closest of which being 20.7km from land. As there are no real LPFM channel/points to be protected, this amended request is in compliance with protection of future LPFM opportunities in the West Palm Beach-Boca Raton market.

While Channel 230 is not functional at the proposed location as an LPFM channel, even in the absence of this amended request, a transmitter site test has been done and finds that Channel 252 is fully functional as an LPFM channel at the proposed location. In addition, Channel 284 is functional as an LPFM channel within 3km of the specified location.

In summary, it was determined that the new proposed operation at Magnolia Park, FL on Channel 230-D can meet the technical requirements under current FCC rules.

Attachment #1
WAY Media, Inc.
LPFM Grid Showing - Close-in View



County Borders State Borders City Borders Lat/Lon Grid

Map Scale: 1:322267 1 cm = 3.22 km V\H Size: 52.45 x 55.10 km