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ORIGINAL

BEFORE THE  
**Federal Communications Commission**  
WASHINGTON, D.C. 20554

2013 OCT 24 A 6:07

In re Application of )  
)  
**Capstar TX LLC** )  
)  
For a Construction Permit for a New )  
FM Translator on Channel 245 at )  
Wilmington, Delaware )

FCC File No. BNPFT-20130826AHQ

ACCEPTED/FILED

OCT 22 2013

To: The Commission

Federal Communications Commission  
Office of the Secretary

**MOTION TO WITHDRAW PETITION TO DENY**

Greater Philadelphia Radio, Inc. ("GPR"), by its attorneys and pursuant to Section 73.3588 of the Commission's Rules, hereby seeks leave to withdraw the September 18, 2013 Petition to Deny ("Petition") filed against the above-captioned application. GPR, licensee of station WPEN (FM), Burlington, New Jersey (Facility ID No. 47427), has decided to unilaterally withdraw its petition. There are no oral or written agreements regarding this withdrawal.

Attached hereto is a declaration testifying to the fact that, in exchange for withdrawing its Petition to Deny, GPR has not received any money or other consideration or promise of money or other consideration. Therefore, GPR respectfully requests that the Commission consent to the withdrawal of GPR's Petition to Deny the above-captioned application.

Respectfully submitted,

**Greater Philadelphia Radio, Inc.**

By:

  
John W. Bagwell

Lerman Senter PLLC  
2000 K Street, NW  
Suite 600  
Washington, DC 20006

2013 OCT 24 A 6:07


October 22, 2013

(202) 429-8970

## DECLARATION

I, Ellen J. Rubin, under penalty of perjury, hereby declare that the following is true and correct. I understand that this Declaration will be submitted to the Federal Communications Commission ("FCC").

1. I am Vice President of Greater Philadelphia Radio, Inc. ("Greater Philadelphia"), licensee of WPEN (FM), Burlington, New Jersey (Facility ID No. 47427).
2. On September 18, 2013, Greater Philadelphia filed a Petition to Deny an application for a new FM translator at Wilmington, DE, filed by Capstar TX LLC; FCC File No. BNPFT-20130826AHQ ("Petition").
3. Greater Philadelphia has unilaterally concluded that the public interest would be served by the withdrawal and dismissal of the Petition.
4. There is no oral or written agreement related to the withdrawal and dismissal of the Petition.
5. In accordance with the requirements of Section 73.3588 of the Commission's Rules, I certify that neither Greater Philadelphia nor its principals have received any money or other consideration or promise of money or other consideration in connection with this request for the voluntary withdrawal of the Petition.

  
\_\_\_\_\_  
Signature

October 3, 2013

**CERTIFICATE OF SERVICE**

I, Genevieve F. Edmonds, a secretary in the law firm of Lerman Senter PLLC, do hereby certify that a true and correct copy of the foregoing Motion to Withdraw Petition to Deny was sent by first-class mail this 22nd day of October 2013, to the following:

Troy Langham  
Capstar TX LLC  
2625 S. Memorial Drive  
Suite A  
Tulsa, OK 74129

Marissa Repp, Esq.  
Repp Law Firm  
1629 K Street, NW  
Suite 300  
Washington, DC 20006-1631



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Genevieve F. Edmonds