



**Federal Communications Commission
Washington, D.C. 20554**

October 31, 2017

In Reply Refer to:
1800B3-PPD

North American Broadcasting
Company, Inc.
1458 Dublin Road
Marble Cliff, OH 43215

In re: W236CZ, Columbus, OH
File No. BLFT-20170608AAP
Facility ID No. 142835

Interference Complaint

Dear Permittee:

This refers to the Consolidated Petition to Deny Pending License Application & Request for Immediate Revocation of Operating Authority filed by Delmar Communications, Inc. (Delmar) on September 7, 2017 (Complaint). The Complaint alleges that W236CZ is interfering with the reception of WVXG, Mount Gilead, Ohio.¹

Pursuant to 47 CFR § 74.1203, W236CZ is required to eliminate any actual interference it causes. Therefore, it is necessary for W236CZ to submit a detailed report on each complaint even if the complainant might have been addressed in a previous proceeding. For each complaint, the report must include: (1) the name and address of the complainant; (2) specific devices receiving the interference (i.e. type of device, manufacturer's name, model number, and serial number); and (3) any assistance provided by W236CZ for each device allegedly receiving the interference and whether such interference persists. Each of the complaints must be addressed individually.

The Commission's Rules regarding FM translators restrict FM translator stations to operate strictly on a secondary basis and limit their service. Section 74.1203(a)(3)² states that an FM translator station will not be permitted to continue to operate if it causes any actual radio signal interference to the direct reception by the public of the off-the-air signals of any authorized broadcast station.³ Actual interference is based on listener complaints indicating that the signal they regularly receive is being impaired by the signal radiated by the FM translator station. Section 74.1203(b)⁴ states that if the

¹ Delmar filed additional listener complaints on September 27, 2017, and October 17, 2017.

² 47 CFR § 74.1203(a)(3).

³ An FM translator station creating actual radio signal interference to any authorized broadcast station is obligated to eliminate the interference, regardless of the location of where the impaired signal reception occurs.

⁴ 47 CFR § 74.1203(b).

interference cannot be properly eliminated by the application of suitable techniques, the operation of the offending FM translator station shall be suspended and shall not be resumed until the interference has been eliminated.

Within thirty days of this letter, W236CZ must take appropriate actions required by the provisions of 47 CFR § 74.1203 to resolve all complaints of interference to fulfill its obligations.⁵ Further action on this complaint will be withheld for a period of thirty days from the date of this letter to provide W236CZ an opportunity to respond. Failure to correct all complaints within this time may require W236CZ to suspend operation pursuant to 47 CFR § 74.1203.⁶

Sincerely,

James D. Bradshaw
Deputy Chief
Audio Division
Media Bureau

Cc: Cary S. Tepper, Esq. (by email)
Marissa G. Repp, Esq. (by email)

⁵ The obligation to resolve interference complaints is ongoing. Specifically, should any complaints be filed in the future, the translator station must resolve or address those complaints within 30 days of receipt.

⁶ This requirement to address the interference complaints is without prejudice to any other issues raised by either party.