

**COVENANT NETWORK
W248CH, SHREWSBURY, MO
FCC FORM 349, FEBRUARY 16, 2016
REQUEST FOR WAIVER OF SECTION 74.1233(a)(1)**

This is to request a waiver of Section 74.1233(a)(1) of the FCC's Rules as was granted in *The Cromwell Group, Inc. of Illinois*, 26 FCC Rcd 12685 (the "Mattoon Waiver") (2011). The four-pronged Mattoon Waiver criteria are: (1) the applicant station does not have a history of filing "serial" minor modification applications; (2) the proposed facility is mutually exclusive to its licensed facility; (3) the proposed move does not implicate the concerns raised by the Commission in the recent orders in the low power FM ("LPFM") docket, and, (4) while not alone dispositive, the translator will rebroadcast an AM station.

With respect to criterion (1), Station W248CH is filing this application in order to eliminate the possibility of destructive interference to the listening area in the so-called "Metro East" suburbs of St. Louis in the state of Illinois of co-channel FM Broadcast Station WDLJ, Channel 248A, Breese, Illinois, FIN 78414. While W248CH had filed a modification application (File No. BPFT-20150902AEC, granted December 16, 2015), the instant application does not propose to change

transmitter sites, but rather use a directional antenna. Therefore, we comply with criterion (1).

With respect to criterion (2), the proposed W248CH facility is mutually exclusive with the current licensed W248CH facility; in fact, it does not propose to change transmitter sites (see engineering statement attached to Exhibit 12 to FCC Form 349, figure 3).

With respect to criterion (3), the LPFM new station application filing window closed on November 15, 2013. Therefore, this application would not adversely affect construction of new LPFM stations.

With respect to criterion (4), W248CH would be used to rebroadcast co-owned non-commercial educational AM Broadcast Station KHOJ, 1460 kHz, St. Charles, Missouri.

As this application complies with all four criteria, the requested waiver meets the FCC's rules and the public interest, convenience and necessity and should be granted.