

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET, SW**  
**WASHINGTON, DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

**SEP 20 2010**

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Educational Media Foundation  
5700 West Oaks Blvd.  
Rocklin, CA 95765

Re: WKVP(FM); Cherry Hill, NJ  
Facility ID No. 7045  
Educational Media Foundation  
BPED-20100421ABU

Dear Applicant:

This letter refers to the above-captioned application for a minor change to a licensed facility.

An engineering study of the application, as amended, reveals that the proposed directional antenna violates 47 C.F.R. § 73.510 (a). Section 73.510(a) states that noncommercial educational stations must comply with 47 C.F.R. § 73.316(b). Specifically, Section 73.316(b)(2) states that "[d]irectional antennas used to protect short-spaced stations pursuant to § 73.213 or § 73.215 of the rules, that have a radiation pattern which varies more than 2 dB per 10 degrees of azimuth will not be authorized." It has been the Commission's longstanding policy to apply the 2 dB/10° limitation to noncommercial educational stations protected under the analogous contour overlap section, 47 C.F.R. § 73.509. The proposal violates this requirement. Specifically, between the azimuths of 350°-360° T, the proposed radiation pattern varies by as much as 2.4 dB per 10 degrees. It is necessary to note that these azimuths are in the direction of a station where a directional antenna is necessary to prevent any prohibited overlap.

Additionally, the application is in violation of 47 C.F.R. § 73.509 with respect to the license (BLED-20001219AAT) for first-adjacent channel Class A station, WGLS-FM, Glassboro, NJ. Specifically, the proposed protected contour (60 dBu) would receive overlap from WGLS's interfering contour (54 dBu). The application proposes to increase the existing interference received from WGLS. This constitutes an acceptance defect.

In light of the above, Application BPED-20100421ABU is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a) and is HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. § 0.283.

Sincerely,



Edna V. Prado  
Supervisory Engineer  
Audio Division  
Media Bureau

cc: Karen Ross, Esq.