



Approved by OMB (Office of Management and Budget) 3060-0027
September 2014

(REFERENCE COPY - Not for submission)
Minor Modification of Licensed AM Station Application (301-AM)

File Number: **BP-20190311AAR** | Submit Date: **03/11/2019** | Lead Call Sign: **DWAXA** | FRN: **0004078598**

Service: **Full Power AM** | Purpose: **Minor Modification** | Status: **Granted** | Status Date: **06/21/2019** | Filing Status: **Inactive**

General Information

Section	Question	Response
Attachments	Are attachments (other than associated schedules) being filed with this application?	

Fees, Waivers, and Exemptions

Section	Question	Response
Fees	Is the applicant exempt from FCC application Fees?	No
	Indicate reason for fee exemption:	
	Is the applicant exempt from FCC regulatory Fees?	
Waivers	Does this filing request a waiver of the Commission's rule (s)?	
	Total number of rule sections involved in this waiver request:	

Applicant Information

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
FORT MYERS BROADCASTING COMPANY Applicant Doing Business As: FORT MYERS BROADCASTING COMPANY	2824 PALM BEACH BOULEVARD FORT MYERS, FL 33916 United States	+1 (239) 334-1111	JOE@BELISLELAW.COM	Company

Contact Representatives (2)

Contact Name	Address	Phone	Email	Contact Type
LOUIS R DUTREIL JR TECHNICAL CONSULTANT	DUTREIL LUNDIN & RACKLEY INC 3135 SOUTHGATE CIRCLE SARASOTA, FL 34239-5511 United States	+1 (941) 329-6004	BOBJR@DLR.COM	Technical Representative
JOSEPH BELISLE BELISLE LAW FIRM PA	PO BOX 970620 MIAMI, FL 33197-0620 United States	+1 (305) 978-7675	JOE@BELISLELAW.COM	Legal Representative

Attributable Interest

Section	Question	Response
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Multiple Ownership	Is the applicant or any party to the application the holder of an attributable radio joint sales agreement or an attributable radio time brokerage agreement in the same market as the station subject to this application?	
	Applicant certifies that the proposed facility complies with the Commission's multiple ownership rules.	
	Applicant certifies that the proposed facility: (a) does not present an issue under the Commission's policies relating to media interests of immediate family members; (b) complies with the Commission's policies relating to future ownership interests; (c) complies with the Commission's restrictions relating to the insulation and non-participation of non-party investors and creditors	
	Does the Applicant claim status as an "eligible entity," that is, an entity that qualifies as a small business under the Small Business Administration's size standards for its industry grouping (as set forth in 13 C.F.R. § 121-201), and holds: (a) 30 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet; or (b) 15 percent or more of the stock or partnership interests and more than 50 percent of the voting power of the corporation or partnership that will own the media outlet, provided that no other person or entity owns or controls more than 25 percent of the outstanding stock or partnership interests; or (c) more than 50 percent of the voting power of the corporation that will own the media outlet (if such corporation is a publicly traded company)?	

**Legal
Certifications**

Section	Question	Response
Character Issues	Applicant certifies that neither applicant nor any party to the application has or had any interest in, or connection with: (a) any broadcast application in any proceeding where character issues were left in unresolved or were resolved adversely against the applicant or party to the application; or (b) any pending broadcast application in which character issues have been raised.	
Adverse Findings	Applicant certifies that, with respect to the applicant and any party to the application, and any non-party equity owner in the applicant, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	
Local Public Notice	Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	

Frequency and Facility Information

Section	Question	Response
Proposed Community of License	State	Florida
	City	Pine Island Center
Facility Information	Frequency	1200
	Service Type	Main
	Facility Type	Commercial
	Class	B
Modes/Hour of Operation	Modes/Hour of Operation	Daytime, NightTime

Antenna Summary Data

Directional Antenna Data - Daytime			
Section	Question		Response
Parameters	Power		0.750
	Latitude		26° 42` 52.0N
	Longitude		82° 2` 43.1W
	Theoretical RMS		276
	Standard RMS		290
	Specified Q		
	Augmentation		AugmentationN
Augmentation RMS			
Augmentation Table	Central Azimuth (degrees)Span (degrees)Radiation at Central Azimuth (mV/m)		
Site Plat and Tower Sketch	Attach an antenna site plat and a tower sketch. The antenna site plat should clearly show the following items: Boundary lines, roads, railroads, other obstructions, and the ground system or counterpoise. Number and dimensions of ground radials or height and dimensions of counterpoise. Spacing and orientation of each element in the array with respect to true north. A scale in meters. The tower sketch should include site elevation, radiator height above base insulator, tower height above ground level, overall tower height above ground without obstruction lighting, and overall height above ground with obstruction lighting.		

Directional Antenna : Tower - 1

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	1
	Phase	0

Tower Parameters	Spacing	0
	Tower Orientation	0
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
	A	
	B	
	C	
	D	

Directional Antenna : Tower - 2

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	2
	Phase	-123.3
	Spacing	60
	Tower Orientation	130
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
Tower Parameters	A	
	B	
	C	
	D	

Directional Antenna : Tower - 3

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	1
	Phase	113.5

Tower Parameters	Spacing	120
	Tower Orientation	130
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
	A	
	B	
	C	
	D	

Directional Antenna Data - Nighttime

Section	Question	Response	
Parameters	Power	0.750	
	Latitude	26° 42` 52.0N	
	Longitude	82° 2` 43.1W	
	Theoretical RMS	276	
	Standard RMS	290	
	Specified Q		
	Augmentation	Augmentation	N
Augmentation RMS			
Augmentation Table	Central Azimuth (degrees)Span (degrees)Radiation at Central Azimuth (mV/m)		
Site Plat and Tower Sketch	Attach an antenna site plat and a tower sketch. The antenna site plat should clearly show the following items: Boundary lines, roads, railroads, other obstructions, and the ground system or counterpoise. Number and dimensions of ground radials or height and dimensions of counterpoise. Spacing and orientation of each element in the array with respect to true north. A scale in meters. The tower sketch should include site elevation, radiator height above base insulator, tower height above ground level, overall tower height above ground without obstruction lighting, and overall height above ground with obstruction lighting.		

Directional Antenna : Tower - 1

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	1
	Phase	0
	Spacing	0

Tower Parameters	Tower Orientation	0
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
	A	
	B	
	C	
	D	

Directional Antenna : Tower - 2

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	2
	Phase	-123.3
	Spacing	60
	Tower Orientation	130
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
Tower Parameters	A	
	B	
	C	
	D	

Directional Antenna : Tower - 3

Section	Question	Response
ASR Number	Do you have an FCC Antenna Structure Registration (ASR) Number?	
	ASR Number	
Parameters	Overall height above ground (including obstruction lighting)	60.3
	Height of radiator above base insulator, or above base, if grounded	59.4
	Electrical height of radiator	85.6
	Field Ratio	1
	Phase	113.5
	Spacing	120

Tower Parameters	Tower Orientation	130
	Tower Reference Switch	0
	Is the tower toploaded, sectionalized, or neither?	Neither
	A	
	B	
	C	
	D	

Technical
Certifications

Section	Question	Response
Environmental Effect	By checking “Yes”, the applicant certifies that the facility will not have a significant environmental impact and complies with the maximum permissible electromagnetic exposure limits for controlled and uncontrolled environments (see 47 C.F.R. Section 1.1306). Unless the applicant can determine compliance through the use of the RF worksheets found on the FCC website (https://www.fcc.gov/sites/default/files/lms-radiofrequency-exposure-compliance-worksheets-radio-broadcast-stations.pdf), an Exhibit is required.	Yes
Broadcast Facility	Does the proposed facility comply with the applicable engineering standards and assignment requirements of 47 C.F.R. Sections 73.23, 73.24, 73.33, 73.37, 73.45, 73.150, 73.152, 73.160, 73.182, 73.186, 73.187, 73.189, and 73.1650?	
Community of License Change - Section 307(b)	Is the application being submitted to change the facility’s community of license? If ‘Yes’, an exhibit is required containing information demonstrating that the proposed community of license change constitutes a preferential arrangement of assignments under Section 307(b) of the Communications Act of 1934, as amended (47 U.S.C. Section 307(b))?	

Certification

Section	Question	Response
General Certification Statements	The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
	The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification § 1.2002(c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	

Authorized Party to Sign	<p>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID</p> <p>Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.</p> <p>WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND /OR FORFEITURE (U.S. Code, Title 47, §503).</p>	
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	JAMES L. DAVIS, JR.

Attachments

File Name	Uploaded By	Attachment Type	Description	Upload Status
1801402_1531917.txt	Applicant	All Purpose	MULTIPLE OWNERSHIP	Done with Virus Scan and/or Conversion
1801402_1531918.txt	Applicant	All Purpose	SEE ATTACHED EXHIBITS	Done with Virus Scan and/or Conversion
1801402_1531919.txt	Applicant	All Purpose	SEE ATTACHED EXHIBITS	Done with Virus Scan and/or Conversion
1801402_42155447.pdf	Applicant	All Purpose	DIRECTIONAL ANTENNA PATTERN (DA-1)	Done with Virus Scan and/or Conversion
1801402_42155459.pdf	Applicant	All Purpose	ANTENNA GROUND SYSTEM	Done with Virus Scan and/or Conversion
1801402_42155473.pdf	Applicant	All Purpose	PROPOSED 1 V/M CONTOUR	Done with Virus Scan and/or Conversion
1801402_42155499.pdf	Applicant	All Purpose	TECHNICAL SUMMARY	Done with Virus Scan and/or Conversion
1801402_42155582.pdf	Applicant	All Purpose	PREDICTED DAYTIME 5 MV/M GROUNDWAVE CONTOUR	Done with Virus Scan and/or Conversion
1801402_42155637.pdf	Applicant	All Purpose	PREDICTED DAYTIME 5 AND 25 MV/M CONTOURS	Done with Virus Scan and/or Conversion

<u>1801402_42155647.pdf</u>	Applicant	All Purpose	PREDICTED DAYTIME 0.5 AND 0.25 MV/M CONTOURS	Done with Virus Scan and/or Conversion
<u>1801402_42155665.pdf</u>	Applicant	All Purpose	PREDICTED DAYTIME 0.025 MV/M CONTOURS	Done with Virus Scan and/or Conversion
<u>1801402_42155675.pdf</u>	Applicant	All Purpose	PREDICTED DAYTIME 0.005 MV/M CONTOURS	Done with Virus Scan and/or Conversion
<u>1801402_42155757.pdf</u>	Applicant	All Purpose	NIGHTTIME PROTECTION REPORT	Done with Virus Scan and/or Conversion
<u>1801402_42155770.pdf</u>	Applicant	All Purpose	WAXA NIGHTTIME 50% RSS CALCULATION	Done with Virus Scan and/or Conversion
<u>1801402_42155789.pdf</u>	Applicant	All Purpose	RF HAZARD STATEMENT	Done with Virus Scan and/or Conversion
<u>1801402_42155817.pdf</u>	Applicant	All Purpose	WAXA STA PARAMETERS WITH PROPOSED DA-1 MARKUPS	Done with Virus Scan and/or Conversion
<u>D:\data\prod\cdbs\letters\91\A-1801402_F-48329_L-91446-BP-20190311AAR.pdf</u>	Internal	All Purpose	imported letter	Done with Virus Scan and/or Conversion