

(REFERENCE COPY - Not for submission)
Minor Modification of License Facility of an FM Booster Station License
Application

File Number: **BPFTB-20041018AAX** | Submit Date: **10/18/2004** | Lead Call Sign: **KEGA-FM3** | Facility ID: **137538** |

FRN: **0023757735**

Service: **FM Booster** | Purpose: **Minor Modification** | Status: **Granted** | Status Date: **02/03/2005** | Filing Status: **Inactive**

General Information	Section	Question	Response
	Attachments	Are attachments (other than associated schedules) being filed with this application?	
	Section	Question	Response
	Fees, Waivers, and Exemptions	Is the applicant exempt from FCC application Fees? Indicate reason for fee exemption: Is the applicant exempt from FCC regulatory Fees? Does this filing request a waiver of the Commission's rule (s)? Waivers Total number of rule sections involved in this waiver request:	No

Applicant Information	Applicant Name, Type, and Contact Information				
	Applicant	Address	Phone	Email	Applicant Type
	SIMMONS-SLC, LS, LLC	515 SOUTH 700 EAST # 1C			
	Applicant	SALT LAKE CITY, UT 84102	+1 (801) 524-2600		OTH
	Doing Business As: SIMMONS-SLC, LS, LLC	United States			
Contact Representatives (2)	Contact Name	Address	Phone	Email	Contact Type
		515 SOUTH 700 EAST			
	SCOT MATHEWS ENGINEER	SALT LAKE CITY, UT 84102 United States	+1 (801) 524-2600	SCOT@SIMMONSMEDIA.COM	Technical Representative
	KEVIN P. LATEK DOW, LOHNES & ALBERTSON, PLLC	1200 NEW HAMPSHIRE AVENUE, NW SUITE 800 WASHINGTON, DC 20036 United States	+1 (202) 776-2000		Legal Representative

Legal Certifications	Section	Question	Response
	Character Issues	Applicant certifies that neither the 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 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. Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken by any	Yes

Adverse Findings	court or administrative body in a civil or criminal proceeding brought under the provisions of any laws related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	No
Program Service Certification	Applicant certifies that it is cognizant of and will comply with its obligations as a Commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.	
Local Public Notice	Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580. Applicant certifies that it is not the licensee or permittee of the commercial primary station being rebroadcast and that neither it nor any parties to the application have any interest in or connection with the commercial primary station being rebroadcast? See 47 C.F.R. Section 74.1232 (d).	
Operational Compliance	Applicant certifies that the FM translator's (a) 1mV/m coverage contour does not extend beyond the protected contour of the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is contained within the greater of either: (i) the 2 mV/m daytime contour of the commercial AM primary station to be rebroadcast, or (ii) a 25-mile radius centered at the commercial AM primary station's transmitter site.	
Support Compliance	The applicant, if for a commercial FM translator station with a coverage contour extending beyond the protected contour of the commercial primary station being rebroadcast, certifies that it has not received any support, before or after constructing, directly or indirectly, from the licensee/permittee of the primary station or any person with an interest in or connection with the licensee or permittee of the primary station, except for technical assistance as provided for under 47 C.F.R. Section 74.1232(e).	
Rebroadcast Certification	For applicants proposing translator rebroadcasts that are not the licensee of the primary station, the applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	
Financial	The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.	
Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b)	Applicant certifies that the proposed station will provide a first rural (reception) service.	
	Applicant certifies that: (a) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000; (b) the facilities proposed in this Application will provide Tribal Coverage, as defined in 47 C.F.R. Section 73.7000, of Tribal Lands occupied by the applicant Tribe (s); (c) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and (d) the proposed facility would be the first local Tribal-owned noncommercial educational transmission service at the proposed community of license	
	Applicant certifies that the proposed station will provide a first noncommercial educational aural service to (a) at least 10 percent of the people residing within the station's 60 dBu (1mV/m) service contour and (b) to a minimum of 2,000 people. Applicant certifies that the proposed station will provide a second noncommercial educational aural service, or an aggregated first and second noncommercial educational aural service, to (a) at least 10 percent of the people residing within the station's 60 dBu (1 mV/m) service contour and (b) to a minimum of 2,000 people.	

	Auction Authorization	If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.						
	Tribal Priority – Threshold Qualifications	Is the Applicant applying for an FM allotment set forth in a Public Notice announcing a Tribal Threshold Qualifications window?						
	Petition for Rulemaking /Counterproposal to Add New FM Channel to FM Table of Allotments	This application is being submitted concurrently with a Petition for Rulemaking or Counterproposal to Amend the FM Table of Allotments (47 C.F.R. Section 73.202) to add a new FM channel allotment. The petitioner /counter-proponent certifies that, if the FM channel allotment requested is allotted, petitioner/counter-proponent will apply to participate in the auction of the channel allotment requested and specified in this application.						
Channel and Facility Information	Section	Question	Response					
	Proposed Community of License	State	Utah					
		City	SALT LAKE CITY					
		Channel	268					
Frequency		101.5						
Antenna Location Data	Section	Question	Response					
	Antenna Structure Registration	Do you have an FCC Antenna Structure Registration (ASR) Number?	Yes					
		ASR Number	1063696					
		Latitude	40° 48' 26.8" N+					
	Coordinates (NAD83)	Longitude	111° 53' 28.8" W-					
		Structure Type						
		Overall Structure Height	37 meters					
		Support Structure Height						
		Ground Elevation (AMSL)	1806 meters					
	Antenna Data	Height of Radiation Center Above Ground Level	Horizontal:29 meters Vertical: 29 meters					
		Height of Radiation Center Above Mean Sea Level	Horizontal:1835 meters Vertical:1835 meters					
		Effective Radiated Power	Horizontal:0.56 kW Vertical: 0.56 kW					
Antenna Technical Data	Section	Question	Response					
	Antenna Type	Antenna Type	Directional					
		Call Sign	KNAH					
		Facility ID	89255					
	Primary Station	Frequency	101.5					
		Channel	268					
		Service Code	FM					
		City	OAKLEY					
		State	UT					
	Delivery Method	Delivery Method	Microwave					
		If Other, Please specify:						
	Transmitting Antenna	Manufacturer:						
Model								
Directional Antenna Relative Field Value								
	Degree	Value	Degree	Value	Degree	Value	Degree	Value
	Additional Azimuths							
	Degree		Value					
Technical Certifications	Section	Question		Response				
	Environmental Effect	Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? (See 47 C.F.R. Section 1.1306)		Yes				

Certification

	Proposal Compliance	Does the applicant certify that the proposal is for a fill-in translator or booster? Does the applicant certify that the proposal complies with Sections 74.1204, 74.1205, 74.1232, 74.1234 and 74.1235?	
	Interference	Does the applicant certify that the proposed facility complies with the engineering requirements of 47 CFR Section 73.807(a) through (g), 73.825 and 73.827(a)?	
	Section	Question	Response
	General Certification Statements	<p>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.).</p> <p>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.</p> <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> <p>I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.</p>	
	Authorized Party to Sign		G. CRAIG HANSEN

Attachments

File Name	Uploaded By	Attachment Type	Description	Upload Status
1008181_1262001.pdf	Applicant	All Purpose	Environmental Protection Act and RFR Study	Done with Virus Scan and/or Conversion
1008181_1262060.pdf	Applicant	All Purpose	Section 74.1204 Compliance	Done with Virus Scan and/or Conversion
1008181_1262061.pdf	Applicant	All Purpose	Main vs Booster 60 dBu Contour	Done with Virus Scan and/or Conversion
1008181_1262062.pdf	Applicant	All Purpose	Antenna Azimuth Pattern	Done with Virus Scan and/or Conversion
1008181_1262095.pdf	Applicant	All Purpose	Antenna Mounting Details	Done with Virus Scan and/or Conversion
1008181_6149664.pdf	Applicant	All Purpose	Main vs Booster 60 dBu Contour	Done with Virus Scan and/or Conversion
1008181_6149666.				Done with Virus Scan and/or

<u>pdf</u>	Applicant	All Purpose	Antenna Azimuth Pattern	Conversion
<u>1008181_6149668.pdf</u>	Applicant	All Purpose	Antenna Mounting Details	Done with Virus Scan and/or Conversion
<u>1008181_6149670.pdf</u>	Applicant	All Purpose	Section 74.1204 Compliance	Done with Virus Scan and/or Conversion
<u>1008181_6149672.pdf</u>	Applicant	All Purpose	Environmental Protection Act and RFR Study	Done with Virus Scan and/or Conversion