

#### Federal Communications Commission

# (REFERENCE COPY - Not for submission) Minor Modification of License Facility of a Low Power FM Station License Application

| File Number: BPL-20070517AED                                | Submit Date: 05/17/2007 | Lead Call Sign: WRLE-LI        | Facility ID: 133335             |
|---|-------------------------|--------------------------------|---------------------------------|
| FRN: 0005344668<br>Service: Low Power FM Purpos<br>Inactive | e: Minor Modification S | tatus: <b>Dismissed</b> Status | Date: 05/21/2007 Filing Status: |

| General<br>Information           | Section Question |  | Response |
|----------------------------------|------------------|--|----------|
|                                  | Attachments      | Are attachments (other than associated schedules) being filed with this application? |          |
|                                  |                  |  | <u></u>  |
| Fees, Waivers,<br>and Exemptions | Section          | Question   | Response |
| · · · · ·                        | Waivers          | Does this filing request a waiver of the Commission's rule                           |          |

#### Applicant Information

#### Applicant Name, Type, and Contact Information

(s)?

| Applicant   | Address  | Phone                 | Email                 | Applicant Type |
|---|--|-----------------------|-----------------------|----------------|
| POWER MINISTRIES<br>Applicant<br>Doing Business As: POWER<br>MINISTRIES | 3092 HARBOR HILLS<br>ROAD<br>DUNNELLON, FL<br>34431<br>United States | +1 (352) 489-<br>7614 | WRLE949@YAHOO.<br>COM | ОТН            |

Total number of rule sections involved in this waiver request:

| Contact         |  |
|-----------------|--|
| Representatives |  |
| (2)             |  |

| Contact Name                                | Address   | Phone                 | Email                      | Contact Type                |
|---|---|-----------------------|----------------------------|-----------------------------|
| <b>FRANK VELA</b><br>CONSULTING<br>ENGINEER | 3092 HARBOR HILLS<br>ROAD<br>DUNNELLON, FL<br>34431-3245<br>United States | +1 (352) 489-<br>7614 | TONYDOWNES@NETZERO.<br>NET | Technical<br>Representative |
| POWER<br>MINISTRIES<br>POWER MINISTRIES     | United States   | +1 (352) 465-<br>1119 | WRLE949@WMCONNECT.<br>COM  | Legal<br>Representative     |

Legal Certifications

Section

| <ul> <li>Applicant certifies that neither the applicant nor any party to the application has or had any interest in, or connection with: <ul> <li>(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</li> <li>(b) any pending broadcast application in which character issues have been raised.</li> </ul> </li> <li>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 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.</li> <li>Applicant certifies that it is not the licensee or permittee of the commercial primary station being rebroadcast? See 47 C.F.R. Section 74.1232(d).</li> <li>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 application for a my station for a section of the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is application for a section of the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is application for a section for the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is application for a section fo</li></ul> | Yes Yes   |
|--|---|
| <ul> <li>character issues were left unresolved or were resolved adversely against the applicant or party to the application; or</li> <li>(b) any pending broadcast application in which character issues have been raised.</li> <li>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 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.</li> <li>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).</li> <li>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</li> </ul>  | Yes   |
| <ul> <li>character issues have been raised.</li> <li>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 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.</li> <li>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).</li> <li>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</li> </ul>   | Yes   |
| <ul> <li>party to the application, 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 laws related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.</li> <li>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).</li> <li>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</li> </ul>   | Yes   |
| the commercial primary station being rebroadcast and that<br>neither it nor any parties to the application have any interest<br>in or connection with the commercial primary station being<br>rebroadcast? See 47 C.F.R. Section 74.1232(d).<br>Applicant certifies that the FM translator's (a) 1mV/m<br>coverage contour does not extend beyond the protected<br>contour of the commercial FM primary station to be<br>rebroadcast, or (b) entire 1mV/m coverage contour is  |   |
| 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<br>daytime contour of the commercial AM primary station to be<br>rebroadcast, or (ii) a 25-mile radius centered at the<br>commercial AM primary station's transmitter site.   |   |
| The applicant, if for a commercial FM translator station with<br>a coverage contour extending beyond the protected contour<br>of the commercial primary station being rebroadcast,<br>certifies that it has not received any support, before or after<br>constructing, directly or indirectly, from the licensee<br>/permittee of the primary station or any person with an<br>interest in or connection with the licensee or permittee of<br>the primary station, except for technical assistance as<br>provided for under 47 C.F.R. Section 74.1232(e).  |   |
| For applicants proposing translator rebroadcasts that are<br>not the licensee of the primary station, the applicant certifies<br>that written authority has been obtained from the licensee of<br>the station whose programs are to be retransmitted.  |   |
| Applicants must certify that they are local to be eligible for<br>LPFM authorizations. An applicant must select "yes" to at<br>least one of the certifications below to be eligible for an<br>LPFM license. The applicant certifies that:<br>it is a nonprofit educational institution or organization that is<br>physically headquartered or has a campus within 16.1<br>kilometers (10 miles), if applicant is in the top 50 urban<br>markets, or 32.1 kilometers (20 miles) if applicant is outside<br>the top 50 urban markets, of the proposed transmitting<br>antenna site set forth in this application   | Yes   |
|  | Yes   |
|  | it is a nonprofit educational institution or organization that is<br>physically headquartered or has a campus within 16.1<br>kilometers (10 miles), if applicant is in the top 50 urban<br>markets, or 32.1 kilometers (20 miles) if applicant is outside<br>the top 50 urban markets, of the proposed transmitting |

|   | it is a Tribe and its Tribal Lands, as that term is defined in<br>Section 73.7000 of the Commission's rules, are within the<br>service area of the proposed LPFM station; or it is a Tribal<br>organization owned or controlled by a Tribe (or Tribes) and<br>such Tribe's (or Tribes') Tribal Lands, as that term is defined<br>in Section 73.7000 of the Commission's rules, are within the<br>service area of the proposed LPFM station. See 47 C.F.R.<br>Sections 73.853(c) and 73.7000.   |  |
|---|--|--|
|   | it proposes a public safety radio service and has jurisdiction within the service area of the proposed LPFM station.   |  |
| Financial   | The applicant certifies that sufficient net liquid assets are on<br>hand or that sufficient funds are available from committed<br>sources to construct and operate the requested facilities for<br>three months without revenue.   |  |
| Fair Distribution of Service<br>Pursuant to 47 U.S.C.   | Applicant certifies that the proposed station will provide a first rural (reception) service.  |  |
| Section 307(b)  | <ul> <li>Applicant certifies that:</li> <li>(a) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000;</li> <li>(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);</li> <li>(c) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and</li> <li>(d) the proposed facility would be the first local Tribal-owned noncommercial educational transmission service at the proposed community of license</li> </ul> |  |
|   | 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<br>permit for which the applicant was the winning bidder in an<br>auction, then the applicant certifies, pursuant to 47 C.F.R.<br>Section 73.5005(a), that it has attached an exhibit<br>containing the information required by 47 C.F.R. Sections<br>1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.   |  |
| Tribal Priority – Threshold<br>Qualifications   | Is the Applicant applying for an FM allotment set forth in a Public Notice announcing a Tribal Threshold Qualifications window?  |  |
| Petition for Rulemaking<br>/Counterproposal to Add<br>New FM Channel to FM<br>Table of Allotments | This application is being submitted concurrently with a<br>Petition for Rulemaking or Counterproposal to Amend the<br>FM Table of Allotments (47 C.F.R. Section 73.202) to add a<br>new FM channel allotment. The petitioner/counter-<br>proponent certifies that, if the FM channel allotment<br>requested is allotted, petitioner/counter- proponent will<br>apply to participate in the auction of the channel allotment<br>requested and specified in this application.  |  |

| Channel and<br>Facility | Section               | Question | Response  |
|-------------------------|-----------------------|----------|-----------|
| Information             | Proposed Community of | State    | Florida   |
|                         | License               | City     | DUNNELLON |

| Channel   | 235  |
|-----------|------|
| Frequency | 94.9 |

| Antenna<br>Location Data | Section                           | Question  | Response                          |
|--------------------------|-----------------------------------|---|-----------------------------------|
|                          | Antenna Structure<br>Registration | Do you have an FCC Antenna Structure Registration (ASR) Number? | No                                |
|                          |                                   | ASR Number  |                                   |
|                          | Coordinates (NAD83)               | Latitude  | 29° 08' 58.9" N+                  |
|                          |                                   | Longitude   | 082° 30' 23.3" W-                 |
|                          | Antenna Data                      | Structure Type  |                                   |
|                          |                                   | Overall Structure Height  | 31 meters                         |
|                          |                                   | Support Structure Height  |                                   |
|                          |                                   | Ground Elevation (AMSL)   | 29.87 meters                      |
|                          |                                   | Height of Radiation Center Above Ground Level                   | Horizontal:29 meters<br>Vertical: |
|                          |                                   | Height of Radiation Center Above Mean Sea Level                 | Horizontal: Vertical:             |
|                          |                                   | Minimum Effective Radiated Power                                | Horizontal: Vertical:             |
|                          |                                   | Maximum Effective Radiated Power                                | Horizontal: Vertical:             |

| Antenna<br>Technical Data | Section      | Question     | Response        |  |
|---------------------------|--------------|--------------|-----------------|--|
|                           | Antenna Type | Antenna Type | Non-Directional |  |

#### **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<br>be an action which may have a significant environmental<br>effect? (See 47 C.F.R. Section 1.1306)   | Yes      |
| Reasonable Site Assurance | Applicant certifies that it has reasonable assurance in good faith that the site or proposed structure at the location of its transmitting antenna will be available to the applicant for the applicant's intended purpose.                                    |          |
|                           | If reasonable assurance is not based on applicant's<br>ownership of the proposed site or structure, applicant<br>certifies that it has obtained such reasonable assurance by<br>contacting the owner or person possessing control of the<br>site or structure. |          |
|                           | Name of the person contacted   |          |
|                           | Phone number of the person contacted   |          |

## Certification

| Section                             | Question  | Response    |
|-------------------------------------|---|-------------|
| General Certification<br>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<br>other party to the application is subject to a denial of<br>Federal benefits pursuant to §5301 of the Anti-Drug Abuse<br>Act of 1988, 21 U.S.C. § 862, because of a conviction for<br>possession or distribution of a controlled substance. This<br>certification does not apply to applications filed in services<br>exempted under §1.2002(c) of the rules, 47 CFR . See §1.<br>2002(b) of the rules, 47 CFR § 1.2002(b), for the definition<br>of "party to the application" as used in this certification §<br>1.2002(c). The Applicant certifies that all statements made<br>in this application and in the exhibits, attachments, or<br>documents incorporated by reference are material, are part<br>of this application, and are true, complete, correct, and<br>made in good faith.  |             |
| Authorized Party to Sign            | <ul> <li>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN<br/>DISMISSAL OF THE APPLICATION AND FORFEITURE<br/>OF ANY FEES PAID</li> <li>Upon grant of this application, the Authorization Holder may<br/>be subject to certain construction or coverage requirements.</li> <li>Failure to meet the construction or coverage requirements<br/>will result in automatic cancellation of the Authorization.</li> <li>Consult appropriate FCC regulations to determine the<br/>construction or coverage requirements that apply to the type<br/>of Authorization requested in this application.</li> <li>WILLFUL FALSE STATEMENTS MADE ON THIS FORM<br/>OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE<br/>AND/OR IMPRISONMENT (U.S. Code, Title 18, §1001)</li> <li>AND/OR REVOCATION OF ANY STATION</li> <li>AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND<br/>/OR FORFEITURE (U.S. Code, Title 47, §503).</li> </ul> |             |
|                                     | I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.  | TONY DOWNES |

Attachments

Information not provided.