



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

(REFERENCE COPY - Not for submission)  
Amendment to a New FM Full Power Construction Permit Application

File Number: **BNPED-20071022BGC** | Submit Date: **10/22/2007** | Lead Call Sign: **WHRG** | Facility ID: **173962** |

FRN: **0002062511**

Service: **Full Power FM** | Purpose: **Construction Permit Amendment** | Status: **Superceded** | Status Date: **05/04/2009** |  
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
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
HAMPTON ROADS EDUCATIONAL TELECOMMUNICATIONS ASSOC., INC. Applicant Doing Business As: HAMPTON ROADS EDUCATIONAL TELECOMMUNICATIONS ASSOC., INC.	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS.GUNNUFSEN@WHRO.ORG	OTH

Contact Representatives (2)

Contact Name	Address	Phone	Email	Contact Type
JOSEPH M. DAVIS, P.E. CONSULTING ENGINEER	CHESAPEAKE RF CONSULTANTS LLC 11993 KAHNS ROAD MANASSAS, VA 20112 United States	+1 (703) 650-9600	JOSEPH.DAVIS@RF-CONSULTANTS.COM	Technical Representative
TODD D. GRAY DOW LOHNES PLLC	1200 NEW HAMPSHIRE AVE, NW SUITE 800 WASHINGTON, DC 20036-6802 United States	+1 (202) 776-2000	TGRAY@DOWLOHNES.COM	Legal Representative

Parties to the Application (34)

Party Name	Address	Phone	Email	Positional Interest
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DR. ELIZABETH L. YOUNG, 1938 WALTON CREEK RD., HARTFIELD, VA 23071	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> CHAIR <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
JACK L. EZZELL, 55 W. QUEENS WAY, HAMPTON, VA 23669	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> VICE CHAIR <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. CAROL S. BEERS, 207 SOUTHPOINT DR., WILLIAMSBURG, VA 23185	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
MARGARET BLACKWELL, 4101 WASHINGTON AVE., NEWPORT NEWS, VA 23607	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DAVID BRASHEAR, 4507 HOLLY RD., VIRGINIA BEACH, VA 234551	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

GERALD S. DIVARIS, 700 ONE COLUMBUS CENTER, VIRGINIA BEACH, VA 23462	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
COLIN G. CAMPBELL, PO BOX 1776, WILLIAMSBURG, VA 23187	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
ARTHUR L. COLLINS, 723 WOODLAKE AVE., CHESAPEAKE, VA 23320	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> TREASURER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DAVID IWANS, 223 E. CITY HALL AVE., NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
KIRKLAND M. KELLEY, 150 W. MAIN ST., SUITE 2100, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

HENRY D. LIGHT, 1200 BANK OF AMERICA CENTER, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
EDWARD L. LILLY, M.D., 5326 EDGEWATER DR, NORFOLK, VA 23508	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. MILTON LIVERMAN, PO BOX 1549, SUFFOLK, VA 23434	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
CHARLES W. MOORMAN, 3 COMMERCIAL PLACE, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
BARRY POLLARA, ONE COMMERCIAL PLACE, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

ANITA O. POSTON, 500 WORLD TRADE CENTER, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
RONALD K. RITTER, 2 HARPER AVE., PORTSMOUTH, VA 23707	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
CONWAY H. SHIELD, 701 TOWN CENTER, SUITE 800, NEWPORT NEWS, VA 23612	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. WILLIAM E. WARD, 1432 WATERSIDE DR., CHESAPEAKE, VA 23320	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. ROBERT RUBIN, 1208 BOTETOURT GARDENS, NORFOLK, VA 23501	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

DAVID J. BEATTY, 109 E. MAIN STREET, NORFOLK, VA23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
BARBARA JOHNSEN, 29368 HARBORTON ROAD, #48, PUNGOTEAGUE, VA 23422	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
CHARLES E. PENN, 2700 CROMWELL DRIVE, NORFOLK, VA 23509	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. S. KEITH SUTTON, 1104 BATTLE ROYAL CIRCLE, VIRGINIA BEACH, VA 23455	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
NANCY BRANCH, 334 W. OLNEY ROAD, NORFOLK, VA 23507	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

MICHAEL GREEN, 880 BISHOPGATE LANE, VIRGINIA BEACH, VA 23452	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
KATHRYN COPELAND, 1447 HADLOCK AVENUE, NORFOLK, VA 23509	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
PHILLIP HATCHETT, 125 PARKWAY DRIVE, NEWPORT NEWS, VA 23606	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
ERNEST LENDMAN, 700 ORIOLE DRIVE, #125A, VIRGINIA BEACH, VA 23451	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
TOM MOUNTJOY, 870 N. MILITARY HIGHWAY, NORFOLK, VA 23502	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO. ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

DR. PATRICK RUSSO, 1 FRANKLIN STREET, HAMPTON, VA 23669	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
BERT SCHMIDT, WHRO, 5200 HAMPTON BOULEVARD, NORFOLK, VA 23510	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> PRESIDENT & CEO <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. RICHARD DRURY, PO BOX 209, JAMESVILLE, VA 23398	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%
DR. GARY MATHEWS, PO BOX 8783, WILLIAMSBURG, VA 23187	5200 HAMPTON BLVD. NORFOLK, VA 23508 United States	+1 (757) 889-9400	CHRIS. GUNNUFSEN@WHRO.ORG	<b>Positional Interest:</b> MEMBER <b>Citizenship:</b> United States <b>Percentage of Votes:</b> 0% <b>Percentage of Total Assets:</b> null%

Attributable Interest

Section	Question	Response
Equity and Financial Interests	Applicant certifies that equity and financial interests not listed in the Parties to the Application section are non-attributable pursuant to the notes to 47 C.F.R. Section 73.3555.	Yes
Other Authorizations	Does the applicant or any party to the application have an attributable interest in any other broadcast station(s).	
Broadcast Incubator Program	Is the proposed facility the subject of an incubation proposal or a ‘reward’ waiver request under the Commission’s Broadcast Incubator Program?	



<b>Multiple Ownership</b>	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; and  (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)?	

Alien Ownership

Question	Response
1) Is the applicant a foreign government or the representative of any foreign government as specified in Section 310(a) of the Communications Act?	
2) Is the applicant an alien or the representative of an alien? (Section 310(b)(1))	
3) Is the applicant a corporation, or non-corporate entity, that is organized under the laws of any foreign government? (Section 310(b)(2))	
4) Is the applicant an entity of which more than one-fifth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any entity organized under the laws of a foreign country? (Section 310(b)(3))	
5) Is the applicant directly or indirectly controlled by any other entity of which more than one-fourth of the capital stock, or other equity or voting interest, is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any entity organized under the laws of a foreign country? (Section 310(b)(4))	
6) Has the applicant received a declaratory ruling(s) under Section 310(b)(4) of the Communications Act?	
6a) Enter the citation of the applicable declaratory ruling by DA/FCC number or the FCC Record citation, release date, or any other identifying information.	
7) Has there been any change in the applicant's foreign ownership since issuance of the declaratory ruling(s) cited in response to Question 6?	

Legal  
Certifications

7a) Enter the File or Docket Number of the Petition for Declaratory Ruling that the applicant has filed for its foreign ownership in connection with this application pursuant to Section 310(b)(4) of the Communications Act.	
8) Does the applicant certify that it is in compliance with the terms and conditions of the foreign ownership declaratory ruling(s) cited in response to Question 6?	
9) In connection with this application, is the applicant filing a foreign ownership Petition for Declaratory Ruling pursuant to Section 310(b)(4) of the Communications Act?	

Section	Question	Response
Eligibility	The applicant certifies that it is a:	Nonprofit educational organization, other than described in a. or b.
	The applicant certifies that the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural, and civic segments of the principal community to be served.	
	The applicant certifies that the Commission has previously granted a broadcast application identified here by file number that found this applicant qualified as a noncommercial educational entity with a qualifying educational program, and that the applicant will use the proposed station to advance a program similar to that the Commission has found qualifying in applicant's previous application.	Yes
	FCC File Number	BPED-19990810IA
	The applicant certifies that its governing documents (e.g., articles of incorporation, by-laws, charter, enabling statute, and/or other pertinent organizational document) permit the applicant to advance an educational program and that there is no provision in any of those documents that would restrict the applicant from advancing an educational program or complying with any Commission rule, policy, or provision of the Communications Act of 1934, as amended.	Yes
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.	Yes
Adverse Findings	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.	Yes
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.	Yes
Local Public Notice	Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	Yes

<b>Equal Employment Opportunity (EEO)</b>	If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report.	
<b>Operational Compliance</b>	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).	
	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.	
<b>Support Compliance</b>	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).	
<b>Rebroadcast Certification</b>	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.	
<b>Financial</b>	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.	Yes
<b>Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b)</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.	Yes

<b>Auction Authorization</b>	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.	
<b>Tribal Priority – Threshold Qualifications</b>	Is the Applicant applying for an FM allotment set forth in a Public Notice announcing a Tribal Threshold Qualifications window?	
<b>Petition for Rulemaking /Counterproposal to Add New FM Channel to FM Table of Allotments</b>	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.	

### Point System Factors

New station and major change LPFM applicants must complete the following questions. Point system factors are used only for selection among mutually exclusive applications for new LPFM stations and major modifications of authorized LPFM stations. Mutually exclusive applicants will be awarded one point for each of the following:

Section	Question	Response
<b>Preliminary Matter</b>	Does this application provide fill-in service only?	
<b>Local Program Origination</b>	The applicant pledges to originate locally at least eight hours of programming per day.	
<b>Main Studio</b>	The applicant pledges to maintain a publicly accessible main studio that has local program origination capability, is reachable by telephone, is staffed at least 20 hours per week between 7 a.m. and 10 p.m., and is located within 16.1 kilometers (10 miles) of the proposed site for the transmitting antenna for applicants in the top 50 urban markets and 32.1 kilometers (20 miles) for applicants outside the top 50 urban markets.	
	An applicant claiming a point under 3. must provide the proposed address and telephone number for the main studio.	
	Address Line 1:	
	Address Line 1:	
	City:	
	State:	
	Zip Code:	
	Phone:	
<b>Established Community Presence</b>	The applicant certifies that it is a:	
<b>Local Program Origination and Main Studio</b>	The applicant certifies that it qualifies for a point under both the local program origination and the main studio criteria.	
<b>Established Local Applicant</b>	Applicant certifies that for at least the 24 months immediately prior to application, and continuing through the present, it qualifies as a local applicant pursuant to 47 C.F. R. Section 73.7000, that its governing documents require that such localism be maintained, and that it has placed documentation of its qualifications as an established local applicant in a local public inspection file and has submitted to the Commission copies of the documentation.	No (0 points)

<b>Diversity of Ownership</b>	Applicant certifies that the principal community (city grade) contour of the proposed station does not overlap the principal community contour of any other authorized station (comparing radio to radio and television to television, including non-fill-in translator stations, other than those identified in (b) below, in which any party to the application has an attributable interest as defined in 47 C.F.R. Section 73.3555, that its governing documents require that such diversity be maintained, and that it has placed documentation of its diversity qualifications in a local public inspection file and has submitted to the Commission copies of the documentation	No (0 points)
	The applicant certifies that neither it nor any party to the application holds an attributable interest in any other broadcast station.	
<b>State-wide Network</b>	Applicant certifies that (a) it has NOT claimed a credit for diversity of ownership above; (b) it is one of the three specific types of organizations described in 47 C.F.R. Section 73.7003(b)(3); and (c) it has placed documentation of its qualifications in a local public inspection file and has submitted to the Commission copies of the documentation.	No (0 points)
<b>Technical Parameters</b>	Applicant certifies that the numbers in the boxes below accurately reflect the new area and population that its proposal would serve with a 60 dBu (FM) or Grade B (TV) signal measured in accordance with the standard predicted contours in 47 C.F.R. Sections 73.313(c) (FM), 73.683(TV) and 73.622(e) and that it has documented the basis for its calculations in the local public inspection file and has submitted copies to the Commission. Major modification applicants should include new area proposed only (exclude any area already within the station's existing service area). (Points, if any, will be determined by FCC)	Yes
	New area served in square kilometers (excluding areas of water):	1340
	Population served based on the most recent census block data from the United States:	63775
<b>Existing Authorizations</b>	By placing a number below, the applicant certifies that it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, existing authorizations for the following number of relevant broadcast stations. FM translator applicants should count all attributable full service radio stations, AM and FM, commercial and noncommercial and FM translator stations other than fill-in stations.	5
	(Fill-in Applicants Only.) By placing a number below, the applicant certifies that, in addition to the station identified in (a), it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, existing authorizations for the following number of FM translators.	
<b>Pending Applications</b>	By placing a number below, the applicant certifies that it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, pending applications for new or major changes to the following number of relevant broadcast stations. FM translator applicants should count all attributable full service radio stations, AM and FM, commercial and noncommercial and FM translator stations other than fill-in stations.	5

	(Fill-in Applicants Only.) By placing a number below, the applicant certifies that, in addition to the station identified in (a), it and any persons and organizations with attributable interests in the applicant pursuant to 47 C.F.R. Section 73.3555 have, as of the date of filing, pending authorizations for the following number of FM translators.	
<b>Tribes or Tribal Organizations</b>	The applicant certifies it is a Tribe proposing to locate its transmitting antenna site on its Tribal Lands, or a Tribal organization proposing to locate its transmitting antenna site on the Tribal Lands of the Tribe or Tribes that own or control more than 51 percent of the organization.	

Involuntary Time-Share Information

New station and major change applicants must complete the following questions.

This information will be used only for selection among mutually exclusive applications for the new LPFM stations and major modification of authorized LPFM stations and only in the event that two or more applications are tied after the point system analysis. See 47 C.F.R. Section 73.872

Section	Question	Response
<b>Established Community Presence</b>	Provide the date on which the applicant qualified as local. See 47 C.F.R. Section 73.853(b).	
	Applicant certifies that it has remained local at all times since this date.	

Channel and Facility Information

Section	Question	Response
<b>Proposed Community of License</b>	State	Virginia
	City	GLOUCESTER POINT
	Channel	203
	Frequency	88.5
<b>Facility Type</b>	Facility Type	Noncommercial Educational
<b>Station Class</b>	Station Class	B1

Antenna Location Data

Section	Question	Response
<b>Antenna Structure Registration</b>	Do you have an FCC Antenna Structure Registration (ASR) Number?	Yes
	ASR Number	1027467
<b>Coordinates (NAD83)</b>	Latitude	37° 26' 11.5" N+
	Longitude	076° 19' 51.8" W-
	Structure Type	
	Overall Structure Height	128.9 meters
	Support Structure Height	
	Ground Elevation (AMSL)	
<b>Antenna Data</b>	Height of Radiation Center Above Ground Level	Horizontal:120 meters Vertical:120 meters
	Height of Radiation Center Above Average Terrain	Horizontal:122 meters Vertical:122 meters

Antenna  
Technical Data

Height of Radiation Center Above Mean Sea Level	Horizontal:124.2 meters Vertical:124.2 meters
Effective Radiated Power	Horizontal:8 kW Vertical: 8 kW

Section	Question	Response
Antenna Type	Antenna Type	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 be an action which may have a significant environmental effect? (See 47 C.F.R. Section 1.1306)	Yes
Broadcast Facility	Does the proposed facility comply with the applicable engineering standards and assignment requirements of 47 C.F.R. Sections 73.203, 73.207, 73.213, 73.315, 73.509, 73.515, 73.525, and 73.1125?	
Contour Protection	Does the proposed facility request processing pursuant to the contour protection provisions of 47 C.F.R Section 73.215?	Yes
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))	
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 ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.	
	Name of the person contacted	
	Phone number of the person contacted	
	Person contacted is	

Certification

Section	Question	Response
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<b>General Certification Statements</b>	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.	
<b>Authorized Party to Sign</b>	<b>FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID</b> 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. 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).	
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	<b>BOBBIE FISHER</b>

## Attachments

File Name	Uploaded By	Attachment Type	Description	Upload Status
<a href="#">1278396_5039131.pdf</a>	Applicant	All Purpose	Exhibit 4: Other Authorizations	Done with Virus Scan and/or Conversion
<a href="#">1278396_5039132.pdf</a>	Applicant	All Purpose	Exhibit 13: Request for Waiver of Main Studio Rule	Done with Virus Scan and/or Conversion
<a href="#">1278396_5039134.pdf</a>	Applicant	All Purpose	203B1 Gloucester Point VA Engineering Exhibits 10-18-2007	Done with Virus Scan and/or Conversion
<a href="#">1278396_5039189.pdf</a>	Applicant	All Purpose	Request for Waiver	Done with Virus Scan and/or Conversion



<u>1278396_700781.txt</u>	Applicant	All Purpose	AMENDMENT	Done with Virus Scan and/or Conversion
<u>1278396_700782.txt</u>	Applicant	All Purpose	QUALIFICATIONS	Done with Virus Scan and/or Conversion
<u>1278396_700783.txt</u>	Applicant	All Purpose	FIRST NCE SERVICE	Done with Virus Scan and/or Conversion
<u>1278396_700784.txt</u>	Applicant	All Purpose	SECOND NCE SERVICE	Done with Virus Scan and/or Conversion
<u>1278396_700785.txt</u>	Applicant	All Purpose	SEE EXHIBITS 22 AND 19	Done with Virus Scan and/or Conversion
<u>1278396_700786.txt</u>	Applicant	All Purpose	SEE ENGINEERING STATEMENT	Done with Virus Scan and/or Conversion
<u>D:\data\prod\cdbs\letters\11\A-1278396_F-173962_L-11608-BNPED-20071022BGC.pdf</u>	Internal	All Purpose	imported letter	Done with Virus Scan and/or Conversion