

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC

11 October 2019

Application of	)
	)
CHARISMA RADIO CORP.	) FRN 0004310801
For Renewals of Licenses	) FCC File No. 0000079564
Lead Call Sign WHLC, Highlands, NC	) Facility ID 10351

To: Marlene H. Dortch, Secretary  
Federal Communications Commission  
Attn: Media Bureau, Audio Division

**INFORMAL OBJECTION**

Triangle Access Broadcasting, Inc. (“Triangle”), pursuant to 47 C.F.R. §73.3587, objects to a full grant of the above-referenced renewal application. On August 1, 2019, Charisma Radio Corp. (“Charisma”) submitted the captioned application for renewal of WHLC and its five translators W293BX (Facility ID 81530), W239CB (Facility ID 142620), W287CD (Facility ID 142798), W255CR (Facility ID 142796) and W249CY (Facility ID 142647). Triangle objects because the translators are same-area translators and thus are not licensable.<sup>1</sup> Triangle also objects that W293BX cannot effectively serve the purpose of a translator to improve the signal quality compared to the primary station it is translating. Finally, Triangle has a concern with certifications that led to the translator authorizations. Triangle has no objection to a prompt renewal of primary station WHLC.

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<sup>1</sup> 47 C.F.R. § 74.1232(b).

WHLC's translators are same-area. As shown in Exhibit A,

- 99% of W239CB's service area is common with W293BX's service area,
- 95% of W287CD's service area is common with W293BX's service area,
- 84% of W249CY's service area is common with W293BX's service area,
- 83% of W255CR's service area is common with W293BX's service area, and
- 51% of W255CR's service area is common with W287CD's service area.

A technical need for these same-area translators has never been demonstrated. Triangle objects to the renewal of these translators without technical need demonstrations.

A review of authorizations indicates that primary station WHLC and its W293BX translator transmit from the same site. Because WHLC operates at a higher power from a higher antenna, it is trivial to conclude that W293BX cannot improve the signal relative to WHLC at any distant location and that W293BX is unnecessary. An unbuilt construction permit, BPFT-20180205AAX, to move W293BX to the same antenna as WHLC is even more dubious as both signals would be subjected to exactly the same shadowing. As W293BX cannot serve a purpose to supplement service to areas where direct reception of WHLC is unsatisfactory due to distance or intervening terrain barriers, its license should not be renewed.<sup>2</sup>

Triangle is particularly concerned with persistent false certifications in translator applications professing that Charisma “does not have any interest in an application or an authorization for an FM translator station that serves substantially the same area and rebroadcasts the same signal as the proposed FM translator station.”<sup>3</sup> The currently licensed W293BX facility was applied for in 2011 to retransmit WHLC despite pending applications from 2003 for other translators in the same area also

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<sup>2</sup> 47 C.F.R. § 74.1231(a).

<sup>3</sup> Section III, Question 14 (concerning Multiple Translators) of Form FCC 349.

proposed to retransmit WHLC.<sup>4</sup> Amendments for what are now W287CD, W255CR, W249CY, and W239CB were tendered in 2013 also to rebroadcast WHLC despite the W293BX modification application pending since 2011.<sup>5</sup> Triangle objects to the renewal of these translators that were authorized with reliances on the erroneous certifications.

Due to several issues with WHLC's translators, the Bureau should renew only WHLC and a single one of its translators. W293BX should specifically be excluded since it cannot supplement WHLC's signal either as licensed or as authorized. A harsh resolution is necessary to encourage truthfulness in applications and to recover spectrum that should have been available for LPFM, AM revitalization, or future other filing windows instead of being used inefficiently for signal duplication.

Respectfully Submitted,



Steven L. White  
Director; *Triangle Access Broadcasting, Inc.*

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<sup>4</sup> BPFT-20111006ACH tendered while BNPFT-20030312ANK, BNPFT-20030312ANI (original before amendment), BNPFT-20030312AMH were pending.

<sup>5</sup> BNPFT-20130328AQD, BNPFT-20130828ADC, BNPFT-20130828ADI, BNPFT-20130328ANN tendered while BPFT-20111006ACH was pending.