

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC

30 December 2019

Application of)
)
RADIO TRAINING NETWORK, INC.) FRN 0001843341
For Translator Station Renewal) FCC File No. 0000082139
Lead Call Sign W300CY, Lake Wales, FL)
Lead Facility ID 145128)

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

REPLY TO OPPOSITION

Triangle Access Broadcasting, Inc. (“Triangle”), hereby replies to the Opposition to Informal Objection (“Opposition”)¹ filed December 20, 2019, by Radio Training Network, Inc. (“RTN”). RTN seeks dismissal of Triangle's November 22, 2019, Informal Objection (“Objection”)² to renewal of FM translator licenses³ in the above-captioned application. For the reasons set forth below, Triangle's Objection should be granted.

RTN claims that Triangle's objection is time-barred.⁴ In support of the argument, RTN cites *KGTL(AM)*, *Homer*, *AK* where translator stations granted in 1986 and 1979 were up for renewal in 2005 and a first objection was raised in January, 2006.⁵ Triangle's objection differs substantially in that it raises issues originating during the immediately preceding license term, the term that is reviewed at

1 LMS Pleading File No. 0000093817.

2 LMS Pleading File No. 0000082139.

3 W300CY (Facility ID 145128), W242AK (Facility ID 76167), W240DB (Facility ID 76209), and W291AG (Facility ID 76175).

4 Opposition, at 2.

5 Id.

renewal. Here, the relevant W291AG translator was applied for on April 15, 2014.⁶ The application for the relevant W300CY facility was filed on January 27, 2016.⁷ The relevant W240DB translator was also applied for on January 27, 2016.⁸ RTN improperly certified that its translators were not same-area during the preceding license term, and that is the reason Triangle should be allowed to object.

RTN has filed a minor modification application to reduce W240DB's overlap of W300CY.⁹ RTN chose to not cease its non-licensable operation but rather to only potentially (since a construction permit is not a promise to build) eliminate it in the future. Triangle's objection is not moot while there is actual, non-licensable operation.

Triangle is concerned that RTN's "cure" to having multiple translators is to reduce W300CY's service. It is more spectrum efficient to cover an area using only two channels. If W300CY and W291AG render W240DB unnecessary, then a suboptimal design on channel 300 only to create an artificial need for W240DB neither serves the public interest nor addresses a need for W240DB.

RTN has not cured its problem of operating multiple translators, and it has not demonstrated a need to justify the current non-licensable operation. The Bureau should grant Triangle's Informal Objection.

Respectfully Submitted,



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

7813 Highlandview Cir
Raleigh, NC 27613-4109

6 FCC File No. BMPFT-20140415ABS.
7 FCC File No. BMPFT-20160127AEY.
8 FCC File No. BPFT-20160127AEA.
9 LMS File No. 0000093500.

Certification of Steven L. White

I, Steven L. White, declare under penalty of perjury that I have reviewed the foregoing Informal Objection and, to the best of my knowledge, the facts set forth therein are true and correct.

By: [Electronically Signed]____
Steven L. White

Dated: December 30, 2019

Certificate of Service

I, Steven L. White, certify that a true and correct copy of the foregoing Informal Objection was sent, this 30th day of December, 2019, by first-class, postage paid mail to the following:

Radio Training Network (Licensee)
Attn: James L. Campbell
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Lakeland, FL 33807-7217

Gammon & Grange, P.C. (Counsel to Licensee)
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By: 

Steven L. White