

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

| | | |
|---------------------------------------|---|-----------------------|
| In re Application of |) | |
| |) | |
| RADIO TRAINING NETWORK, INC. |) | File No. 0000185226 |
| |) | Facility ID No. 62206 |
| Application for Minor Modification of |) | |
| the Licensed Facilities of WPHH-FM |) | |
| at Hope Hull, Alabama |) | |
| | | |
| To: | The Office of the Secretary | |
| | Attention, Media Bureau, Audio Division | |

INFORMAL OBJECTION

WKLF LLC ("WKLF"), licensee of Radio Station WKLF-AM (Facility ID No. 61222) at Clanton, Alabama pursuant to Section 73.3587 of the Commission's Rules, hereby submits this Informal Objection to the above-captioned minor change application file by Radio Training Network, Inc. (RTN") for Radio Station WPHH-FM at Hope Hull, Alabama.

The pending modification application for WPHH seeks a move to Channel 293A for the purposes of relocating the station's transmitting site to a tower structure within the city limits of Montgomery, Alabama. However, RTN's application proposal fails to cover Hope Hull, Alabama in violation of the requirements of Section 73.315 of the FCC's Rules.

The city boundaries proposed in the WPHH minor change application are based upon a depiction of the Hope Hull city limits that was submitted to the Commission in application BPH-20121119AOG, as shown in attached Exhibit No. 1. Hope Hull is an unincorporated area. Now, ten years later, the Hope Hull area has grown significantly. WKLF submits that the only way to determine the city

boundaries of unincorporated Hope Hull without resorting to some arbitrary definition is to use the boundaries of the Hope Hull zip code (36043). Attached hereto as Exhibit No. 2 is a contour map depicting the proposed WPHH contours over the zip code boundaries of Hope Hull. The proposed city grade contour clearly fails to cover Hope Hull's zip code boundaries by a large margin.

As the Commission considers this information it should note that the following businesses and houses of worship with a Hope Hull address are located within the zip code boundaries of Hope Hull but are outside the proposed city-grade contour of WPHH:

Flying J Travel Center
900 Tyson Road
Hope Hull, Al 36043

Stucky's of Hope Hull
1122 Tyson Road
Hope Hull, Al 36043

Alabama Safari Park
1664 Venable Road
Hope Hull, Al 36043

Pintlala Baptist Church
73 Federal Road
Hope Hull, Al 36043

Liberty Church of Christ
15096 U S Highway 31
Hope Hull, Al 36043

Lassiter's Hardware
15271 U S Highway 31
Hope Hull, Al 36043

Tankersley Rosenwald School
32 8.539 x 86 21.399
198 School Spur Road
Hope Hull, Al 36043

Twin Oaks Farm
12976 U S Highway 31
Hope Hull, Al 36043

Montgomery South RV Park
731 Venable Rd
Hope Hull, Al 36043

Loves Travel Stop
1127 Tyson Rd
Hope Hull, Al 36043

Daehan Solutions Alabama
9101 Co Rd 26
Hope Hull, Al 36043

D & D Automotives
302 Owens Dr N
Hope Hull, Al 36043

New Pleasant Valley African Methodist Episcopal Zion Church
4317 Mason Rd
Hope Hull, AL, AL 36043

Richard Stuckey Roofing
600 W Mclean Rd
Hope Hull AL 36043

North Lowndes Church of Christ,
6596 Highway 80 E
Hope Hull AL 36043

The Commission defines communities as “geographically identifiable population groupings”¹ and considers whether the social, economic, and cultural organizations located in the community identify themselves with the community.²

¹ *Strattanville and Farmington Township, Pennsylvania*, 15 FCC Rcd 23848, ¶ 5 (Mass Med. Bur. 2000); *Hannibal, Ohio*, 6 FCC Rcd. 2144, 69 RR 2d 113 (MMB 1991); *FM Channel Assignments: Middletown, California*, 69 RR 2d 1626 (MMB 1991); *Oak Grove, Florida*, 5 FCC Rcd. 3774 (1990).

² See, e.g., *id.*; *Dillsboro and Rosman, North Carolina*, 15 FCC Rcd 25562 (Mass Med. Bur. 2000).

WKLF respectfully submits that when all of the above factors are considered -- namely, the fact that the community of Hope Hull has an exclusive United States Postal Service zip code and the use of the Hope Hull town name in businesses and houses of worship that are located in the zip code boundaries outside of the proposed city-grade contour of WPHH, there is no question that RTN does not propose to serve the entire current community of Hope Hull.

In furtherance of this Informal Objection, WKLF submits a technical narrative and a supporting Longley-Rice Study. See, Exhibit No. 3.

Therefore, the foregoing considered, WKLF respectfully requests that the Commission deny the above-referenced minor modification application for WPHH-FM filed by RTN.

Respectfully submitted,

WKLF LLC

Cary S. Tepper

By: _____
Cary S. Tepper
Communications Counsel

Tepper Law Firm, LLC
4900 Auburn Avenue
Suite 100
Bethesda, Maryland 20814-2632

(301) 718-1818

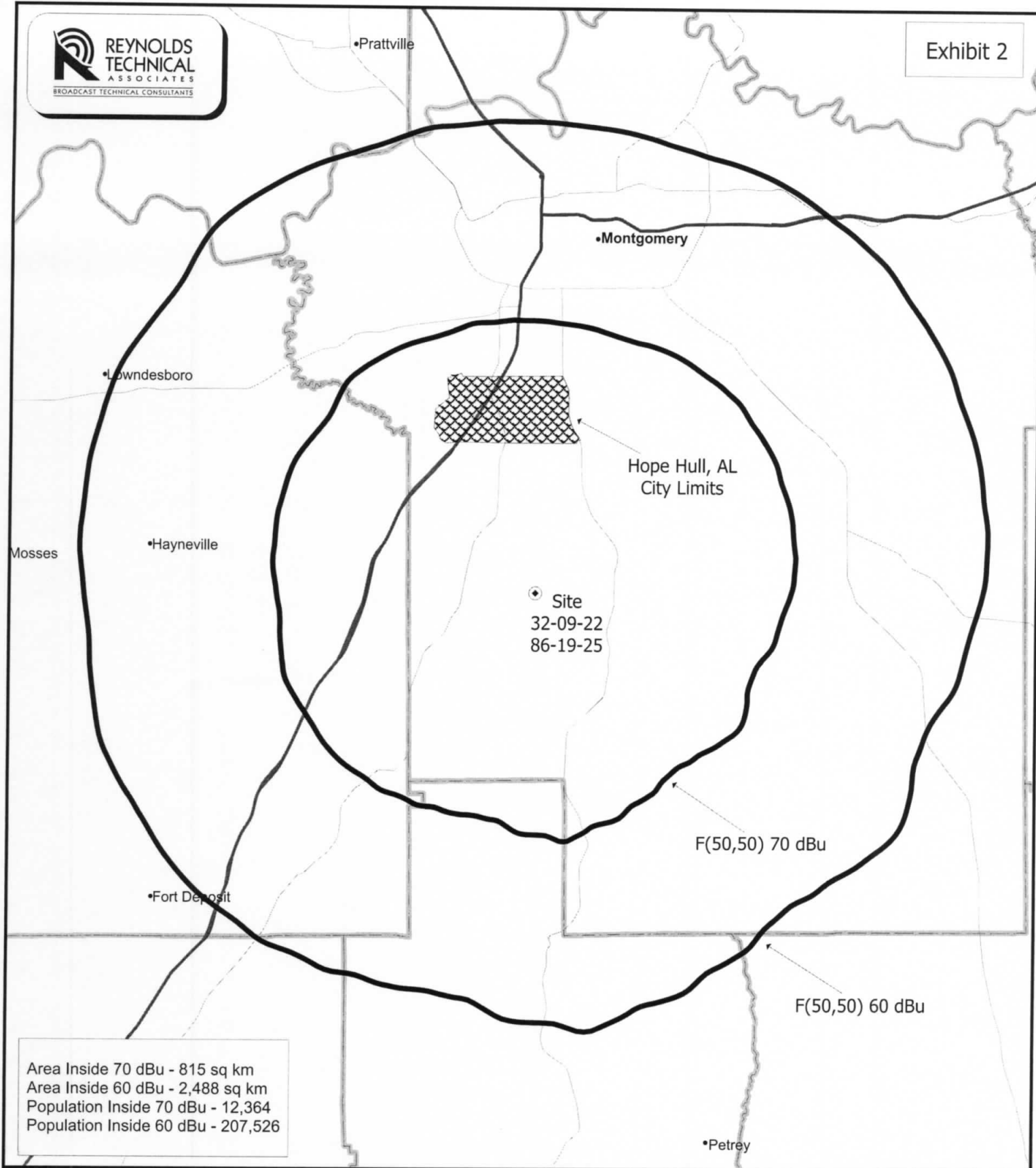
April 4, 2022

Exhibit No. 1



REYNOLDS
TECHNICAL
ASSOCIATES
BROADCAST TECHNICAL CONSULTANTS

Exhibit 2

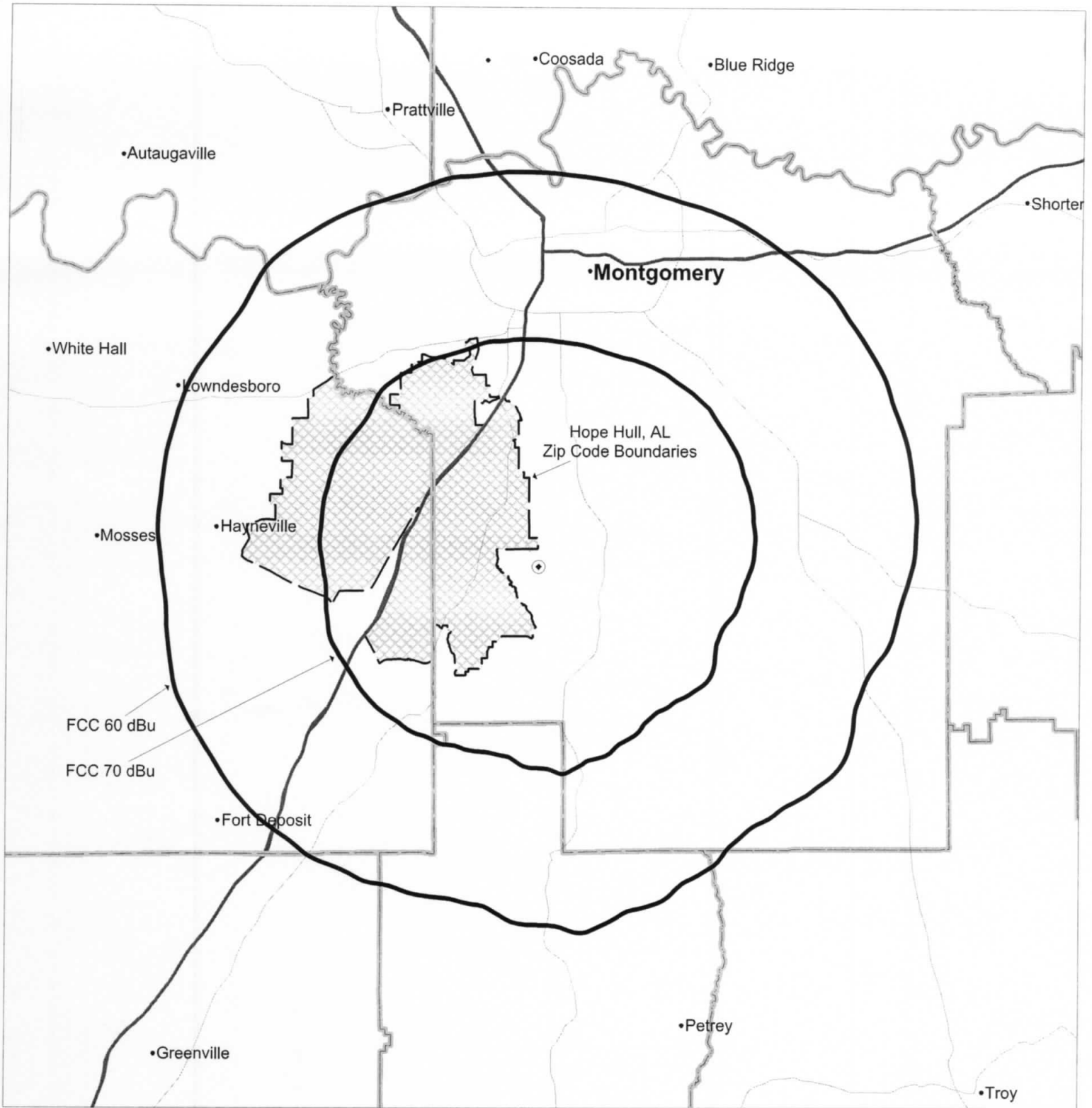


0 20 40
kilometers

PREDICTED COVERAGE CONTOURS

RADIO STATION WDBT(FM)
HOPE HULL, ALABAMA
CH 228A 4.4 KW 116.1 M

Exhibit No. 2



WPHH Licensed FCC Contours Over
Hope Hull, AL (zip code boundaries)

Percent covered by 70 dBu - 80%
Percent covered by 60 dBu - 100%

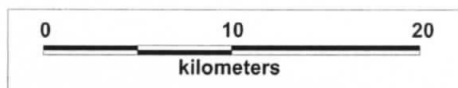


Exhibit No. 3

Narrative

The WPHH application to move to channel 293A at relocate to a new tower within the city limits of Montgomery, AL fails to cover Hope Hull, AL (city of license) with the required contour set forth in §73.315. Specifically, the city boundaries proposed of Hope Hull, AL proposed by the applicant are based on an application that was filed back in 2012. Ten years later, the Hope Hull area, while still rural, has grown significantly. Therefore, the only way to determine the city boundaries of Hope Hull without resorting to some arbitrary definition is to use the boundaries of the Hope Hull zip code (36043). Hope Hull is not incorporated and is not a Census Designated Place as defined by the US Census Bureau.

The FCC 60 dBu contour fails to cover 100% of Hope Hull, in violation of the Dortch Rule, and there is a significant difference between the Longley-Rice 70 dBu contours provided in the instant objection and those shown in the application by the licensee (see exhibits).

Since the Longley-Rice 74 dBu (the applicant added 4 dB for clutter) only covers 20% of Hope Hull, and since the proposed 60 dBu contour only covers 26% of Hope Hull, this application should be denied.

Study Information Used for Longley-Rice:

Coverage Study

Signal Resolution: 0.1 km

Area of calculation: Circle w/ 50.0 km radius

Study Date: 3/31/2022

FM Data Date: 03-23-22

Land Cover was not considered in this study.

Primary Terrain: V-Soft US 3 Arc-Second Database

Secondary Terrain: V-Soft 30 Second US Database

Transmitters:

Transmitter Information:

Call Letters: WPHH.A

File Number: 0000185226

Latitude: 32-24-13 N

Longitude: 086-11-47 W

ERP: 1.20 kW

Channel: 293

Frequency: 106.5 MHz

AMSL Height: 293.0 m

Elevation: 55.0 m

Horiz. Antenna Pattern: Omni

Vert. Elevation Pattern: No

Propagation Model: Longley/Rice

Climate: Continental temperate

Conductivity: 0.0050

Dielectric Constant: 15.0

Refractivity: 311.0

Receiver Height AG: 9.1 m

Receiver Gain: 0 dB

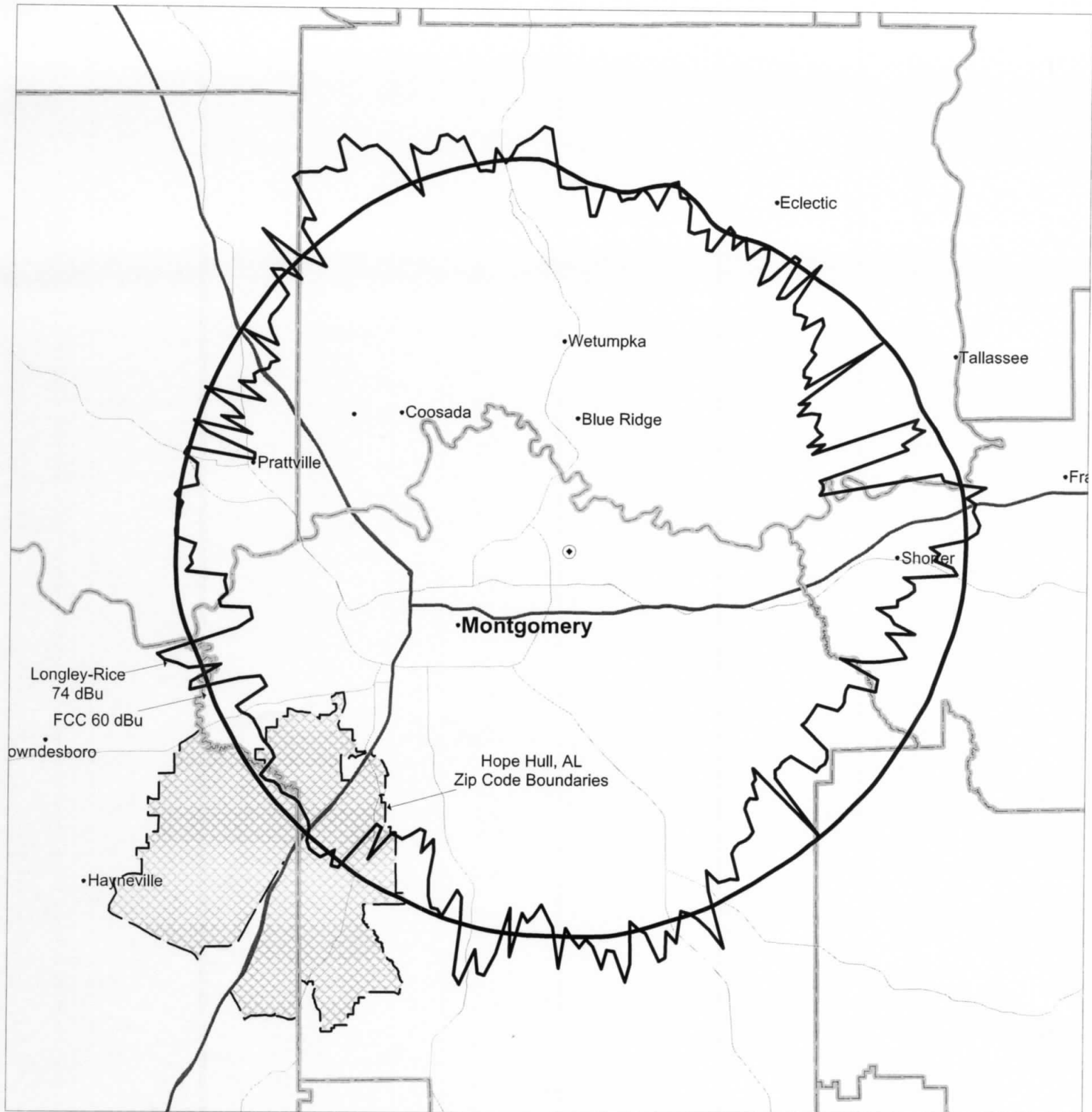
Time Variability: 50.0%

Situation Variability: 50.0%

ITM Mode: Broadcast

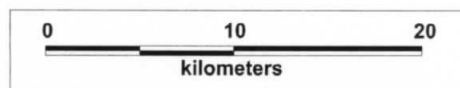
Discrepancies Between the Distances to the Proposed Longley-Rice 74 dBu Contours

| Azimuth (°T) | Mean 74 dBu Contour Distance Shown in Instant Objection (km) | 74 dBu Contour Distance Shown by Licensee in File # 0000185226 (km) |
|--------------|---|--|
| 211 | 24.6 | 32.0 |
| 212 | 24.7 | |
| 213 | 27.2 | |
| 214 | 24.7 | 28.6 |
| 215 | 24.7 | |
| 216 | 29.0 | |
| 217 | 29.1 | 30.9 |
| 218 | 28.1 | |
| 219 | 29.1 | |
| 220 | 29.2 | 33.0 |
| 221 | 29.2 | |
| 222 | 28.9 | |
| 223 | 28.1 | 33.4 |
| 224 | 27.8 | |
| 225 | 27.6 | |
| 226 | 27.5 | 32.4 |
| 227 | 27.3 | |
| 228 | 27.4 | |
| 229 | 27.5 | 33.3 |
| 230 | 27.8 | |
| 231 | 27.6 | 31.9 |



WPHH Proposed FCC 60 dBu Contours and
Longley-Rice 74 dBu Contour
Over Hope Hull, AL (zip code boundaries)

Percent covered by Longley-Rice 74 dBu - 20%
Percent covered by FCC 60 dBu - 26%



CERTIFICATE OF SERVICE

I, Cary S. Tepper, do hereby certify that a copy of the foregoing Informal Objection, this 4th day of April, 2022, been sent via email to the following:

Mr. James Bradshaw, Deputy Division Chief
Audio Division-Media Bureau
Federal Communications Commission
45 L. Street, NE
Washington, DC 20554
(James.Bradshaw@fcc.gov)

A. Wray Fitch, III
Gammon & Grange, P.C.
8280 Greensboro Drive
Suite 140
McLean, VA 22102
(awf@gg-law.com)

Cary S. Tepper

Cary S. Tepper