

BEFORE THE FEDERAL COMMUNICATIONS COMMISSION
Washington, DC

JENNIFER KARR,

Petitioner,

v.

**WEST VIRGINIA RADIO
CORPORATION OF CHARLESTON,**

File No. BLFT-20180510AAO
Facility ID No. 201510

Applicant for New Translator,
Charleston, West Virginia.

PETITION TO DENY THE APPLICATION FOR LICENSE TO COVER

THIS 15th day of May 2018 comes this Petitioner, Jennifer Karr, before the Federal Communications Commission in opposition to the Application for License to Cover filed by West Virginia Radio Corporation of Charleston. Petitioner currently has pending a Petition for Reconsideration urging this Commission to reconsider the Petitioner's Petition to Deny based upon the new evidence submitted in the Petition for Reconsideration and for the public's best interest.

West Virginia Radio Corporation of Charleston is not seeking a new translator for purposes of spreading its airwave coverage – but rather it seeks to drown-out other radio stations such as WAXE-LP 106.9 in St. Albans. West Virginia Radio Corporation of Charleston is seeking a 250-watt translator that it only intends to operate at 99 watts. What other reason would such a large corporation seek an FM translator that would be

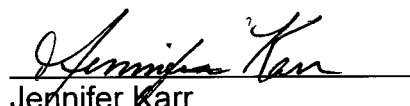
limited to less power than a Low Power FM? The area of Charleston, West Virginia has other available frequencies that would permit the applicant to utilize all 250 watts of a translator. However, by choosing 106.7 for its frequency, the applicant is merely attempting to prevent other stations from moving into Charleston and diluting its airwave saturation where the applicant already has four stations on-air on FM and three on AM and, in addition, is operating two translators as if seven full-power stations in one small market were not enough.

As previously explained by Petitioner, the reason the application must be dismissed is because according to the applicant's Allocation Study in its Attachment 13, Figure 2, the proposed translator would cause interference with listeners of WAXE-LP in the areas of South Charleston, Dunbar, Institute and the hilltops of Charleston's South Hills/Davis Creek area. The Petition for Reconsideration shows that at least one listener resides in the 50 dBu radius of WAXE-LP's transmitter site. Thus, the new facility would cause interference to at least one other licensed FM radio station.

The application presents a clear violation of 47 C.F.R. §74.1204. Moreover, if listeners in the Charleston area would like to hear from West Virginia Radio, the applicant has myriad stations to choose from, such as WSWW, WKAZ, WRVZ, WCHS, WKWS, WKAZ, WVAF, W237AZ and W238AQ, and does not need the added saturation that W294CL would provide at a 99 watts. However, it is not this Petitioner's intent to limit the number of stations West Virginia Radio Corporation of Charleston operates. There are frequencies available in the Charleston area that do not interfere with licensed stations; hence, it is Petitioner's opinion that WV Radio Corp. of Charleston is seeking to muzzle its rivals.

In conclusion, the FM Translator as proposed on frequency 106.7 located in the Charleston, West Virginia area as indicated in the application would interfere with the enjoyment of 106.9 LPFM listeners. Consequently, this Commission should reconsider its dismissal of the Petitioner's Petition to Deny and then deny both the application of West Virginia Radio Corporation of Charleston for an FM Translator construction permit and license to cover on frequency 106.7 in Charleston, West Virginia.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Jennifer Karr", is written over a horizontal line.

Jennifer Karr
4810 Browns Creek Road
Saint Albans, WV 25177
304-389-9795

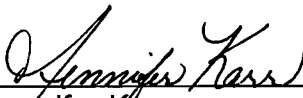
AFFIDAVIT

STATE OF WEST VIRGINIA

COUNTY OF PUTNAM, to wit:

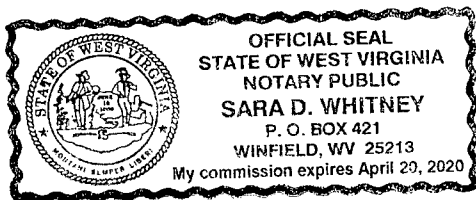
I, Jennifer Karr, do hereby swear that the information, facts and allegations contained in the foregoing Petition to Deny the Application for License to Cover filed by Jennifer Karr as Petitioner against West Virginia Radio Corporation of Charleston are true to the best of my belief and knowledge.

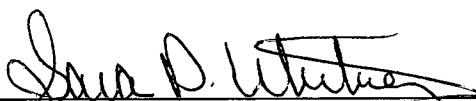
Further, I, Jennifer Karr, do hereby certify that a copy of this Reply has this 15th day of May 2018, been deposited in the mail via USPS First-Class postage-paid to the applicant, West Virginia Radio Corporation of Charleston, at 1251 Earl L. Core Road, Morgantown, WV 26505.


Jennifer Karr

Taken, subscribed and sworn to before me in my said County and State, this
15th day of May 2018.

My commission expires April 20, 2020.




Notary Public