

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

In re Radio Sharon Foundation)
)
Application for a License) File No. BLFT-20171124AAA
W235CN, Providence, Rhode Island) Facility Id. No. 41191
)

To: Office of the Secretary
Attn: Audio Division, Media Bureau

THIRD REQUEST TO IMMEDIATELY CEASE OPERATION

Red Wolf Broadcasting Corporation (“Red Wolf”), licensee of FM station WJFF, Montauk, New York, continues to request that the Audio Division order W235CN to immediately cease operation on Channel 235. Attached hereto are complaints of interference from 12 additional listeners of WJFF, which brings the total to 79 listeners of WJFF who are receiving interference from W235CN.¹ See Exhibit A. Red Wolf believes that this is just a fraction of listeners who are receiving interference from W235CN. Attached hereto as Exhibit B are the declarations of station personnel who answer WJFF’s phone and respond to emails from listeners. They indicate that they have been receiving complaints of interference every week since W235CN went on the air on Channel 235 in November 2017. Importantly, Radio Sharon has not attempted to resolve any of the interference complaints. To our knowledge, Radio Sharon has not visited, called or emailed any of the listeners to attempt to resolve the interference or even to set up a time to evaluate the interference. In the interim, the listeners of

¹ Red Wolf filed (i) an “Informal Objection and Interference Complaint” on December 21, 2017, with 8 listener complaints; (ii) a “Supplement to Informal Objection and Interference Complaint” on January 24, 2018, with 16 listener complaints; (iii) a “Second Supplement to Informal Objection and Interference Complaint” on March 5, 2018, with 20 listener complaints; (iv) a “Request to Immediately Cease Operation” on March 12, 2018, with 9 listener complaints; and (v) a “Further Request to Immediately Cease Operation” on May 24, 2018, with 14 listener complaints.

WJJF continue to experience significant interference from W235CN. The FCC recently ordered an FM translator off of the air in Houston, Texas because the translator failed to resolve interference to 17 listeners.² Here, Red Wolf has submitted complaints of interference from 79 listeners, all of which remain unresolved. Red Wolf respectfully submits that the Audio Division must order W235CN off of the air until it can resolve all complaints of interference to WJJF.

On February 7, 2018, the Audio Division issued a letter to Radio Sharon instructing it to resolve all complaints of interference to WJJF within 30 days (by March 9, 2018). Almost 8 months later, Radio Sharon has not resolved any complaints of interference. In its most recent pleading, an August 31, 2018 Supplemental Letter (the “Letter”), Radio Sharon does not state or provide evidence that any of the complaints are resolved. Rather, it simply repeats irrelevant arguments to distract from the fact that W235CN is causing significant interference to the listeners of WJJF.

First, Radio Sharon asserts that Red Wolf at one time attempted to purchase W235CN. However, as Radio Sharon admits, “Red Wolf like any business, has the right to attempt to acquire a broadcast station.”³ This argument has no relevance to the 79 complaints of interference.

Second, Radio Sharon notes the complaints use the same language but recognizes that “there is nothing inherently wrong with a broadcaster orchestrating listeners to file complaints ...”⁴ In addition, Radio Sharon reiterates that some of the listener complaints reference

² See *In Re K287BQ*, File No. BLFT-20170426ACI (Med. Bur. Sept. 13, 2018).

³ Letter at p. 2.

⁴ *Id.* See also, *Amendment of Part 74 of the Commission’s Rules Regarding FM Translator Interference*, Notice of Proposed Rule Making, FCC 18-60 at ¶ 20 (2018) (“We propose to clarify that listener complaints solicited by the station and/or presented in a standardized format, such as a list or form letter, will not be taken as evidence that a listener is impermissibly affiliated with the complaining station.”).

W300AC. However, it acknowledges that this was the station's prior call sign. This is not a fabrication or abuse of process and, more importantly, does not resolve any of the 79 complaints of interference.

Third, Radio Sharon alleges that the interference could be caused by two other co-channel translators, W235AV and W235CS. However, as the attached map demonstrates, these stations are north of W235CN and thus much further from WJFF. *See Exhibit C.*

Finally, the letter includes documentation of additional "on-off" tests. These tests do not resolve any of the 79 complaints of interference and Radio Sharon cites no precedent where the Commission has accepted on-off tests to rebut interference complaints in FM translator interference proceedings.⁵ Radio Sharon also states that Red Wolf has offered no tests of its own. However, it is not required to. Red Wolf has provided Radio Sharon and the Commission with 79 complaints of interference from W235CN to WJFF. It has more than met its burden of demonstrating that W235CN is causing significant interference to the listeners of WJFF.

The arguments offered by Radio Sharon are nothing more than red herrings. In the 8 months since it received the Division Letter, Radio Sharon has not resolved (or attempted to resolve) any of the listener complaints. Radio Sharon indicates that it "takes seriously its responsibility to resolve interference to listeners."⁶ Yet it has done nothing to resolve any of the complaints. The Audio Division must act. This is not a case where a few listeners have complained. Red Wolf has submitted 79 listener complaints, none of which have been resolved.

⁵ The cases cited by Radio Sharon are not FM translator interference cases. Letter at p. 5. They involve LPFM stations and ITFS licenses.

⁶ Letter at p. 6.

Respectfully submitted,

**RED WOLF BROADCASTING
CORPORATION**

By: _____/s/_____

Scott Woodworth
Edinger Associates PLLC
1875 I Street NW, Suite 500
Washington, DC 20006
Direct: 202-747-1694

October 5, 2018

Its Attorney

Exhibit A

To Whom It May Concern:

I am a regular listener to WJJF 94.9 News Now at home and in my car.

Recently, I have been receiving interference at home and when I driving throughout Rhode Island, especially on Rt. 138 and Rt. 95 in Wyoming, Exeter, West Greenwich, Coventry, Warwick and West Warwick.

I was able to listen to WJJF prior to a new signal playing music identifying itself as Mega 94.9 W300AC-WSTL Providence, RI.

NAME Barbara Edward

ADDRESS 219 Liberty Rd

CITY Exeter STATE R.I. ZIP 02822

• DATE: 3 7 1 18

June 27, 2018

Federal Communications Commission:

I am a regular listener to WJFF 94.9 News Now at home and in my car.

I was able to listen to WJFF prior to a new radio station.

At the top of the hour the station identifying itself as
"La Mega 94.9 WSTL, W229AN and W235CN, Providence, Rhode Island."

The interference has progressively gotten worse.

I have interference in my car radio a factory standard 2018 Toyota Corolla on
Route One in Wakefield and Narragansett.

I also get interference at my home radio I listen on the following radio:

Make: Bose Radio _____

Model: AWRC-16

Serial Number 022373C9295 6434A

The interference has been going on for months and prior to this I use to be able to
listen to my favorite station WJFF.



Diane Randolph
114 South Bay Drive
Narragansett, RI 02882

June, 2018

Federal Communications Commission:

I am a regular listener to WJFF 94.9 News Now at home and in my car.

I was able to listen to WJFF prior to a new radio station which intermittently gets drowned out by station.

At the top of the hour the station identifies itself as
"La Mega 94.9 WSTL, W229AN and W235CN, Providence, Rhode Island."

The interference has progressively gotten worse.

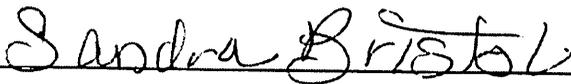
I have interference in my car radio a factory standard 2010 Toyota Camry all around Westerly.

I also get interference at my home radio I listen on the following radio:

Make: Radio Shack Model: Presidian

Serial Number: 071101990

The interference has been going on for months and prior to this I use to be able to listen to my favorite station WJFF.

A handwritten signature in cursive script that reads "Sandra Bristol". The signature is written in black ink and is positioned above a solid horizontal line.

Sandra Bristol
18 Wildflower Drive
Westerly, RI 02891
401-322-1617

94.9 News Now has received numerous complaints as to interference from a station out of the Providence RI, area causing issues with reception of our radio station in certain sections of Rhode Island. If you're affected by this issue, please copy, paste, print and sign the letter below - and return to PO Box 357 Ledyard, CT 06339, scan and email to wjff1180am@aol.com or call 860-883-4292 and we'll arrange to pickup the letter. Thank you.

To The Federal Communications Commission:

I am a regular listener of WJFF 94.9 News Now and would like to complain about interference recently received from a Spanish radio station.

I listen at home radio on the following radio:

Make and Model: *SONY CFD-5350*

Serial Number: *1924E85*

I listen in my car on my factory standard radio.

Make of Vehicle: *N/A*

Year of Vehicle:

Date of Interference:

Roads and or location of interference:

I was able to listen to WJFF prior to a new signal playing music identifying itself as Mega 94.9 W300AC-WSTL Providence, RI.

I declare the following true and accurate.

NAME: *ALLEN F. PETRI*

ADDRESS: *432 HAMBURG ROAD*

CITY: *LYME*

STATE: *CT.*

ZIP: *06371-3108*

DATE: *6-6-2018*



.....
ONC:6-18- 815AM, 845AM, 905AM - Spanish with overmodulating radio!

Contact 94.9 News Now!

From Connecticut: 860-464-9490

From Long Island: 631-317-1949



LISTEN LIVE 



94.9 News Now has received numerous complaints as to interference from a station out of the Providence RI, area causing issues with reception of our radio station in certain sections of Rhode Island. If you're affected by this issue, please copy, paste, print and sign the letter below - and return to PO Box 357 Ledyard, CT 06339, scan and email to wjff1180am@aol.com or call 860-883-4292 and we'll arrange to pickup the letter. Thank you.

To The Federal Communications Commission:

I am a regular listener of WJFF 94.9 News Now and would like to complain about interference recently received from a Spanish radio station.

I listen at home radio on the following radio:

Make and Model:

Serial Number:

I listen in my car on my factory standard radio.

Make of Vehicle: *Buick*

Year of Vehicle: *2012*

Date of Interference: *CONSTANT*

Roads and or location of interference: *WESTERLY, CHARLESTOWN, So. KINGSTON RI*

I was able to listen to WJFF prior to a new signal playing music identifying itself as Mega 94.9 W300AC-WSTL Providence, RI. *- SPANISH VOICES MUSIC*

I declare the following true and accurate.

NAME: BRUCE ANDERSON

ADDRESS: 2110 OLD POST RD

CITY: CHARLESTOWN

STATE: R.I.

ZIP: 02813

DATE: 06-03-18

.....

Contact 94.9 News Now!

From Connecticut: 860-464-9490

From Long Island: 631-317-1949

Mailing Address: P.O. Box 357, Ledyard CT 06339

Street Address: 758 Colonel Ledyard Highway, Ledyard CT 06339

For Advertising Information:

Tim Burrows/Sales Manager

[Click here to email sales](#)

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To The Federal Communications Commission:

I am a regular listener of WJF 94.9 News Now and would like to complain about interference recently received from a Spanish radio station.

I listen in my car on my factory standard radio.

Make of Vehicle: Hyundai Veloster

Year of Vehicle: 2017

Date of Interference: Everyday on my way to and from work. I work in Worcester, Ma. This has occurred all July and everyday currently. Maybe prior to July. This is a favorite station for me to listen to. It gets cut into in different towns... Whitinsville/Northbridge, Sutton, Milford....

Roads and/or location of interference: Route 146 Sutton, Ma, Main St Whitinsville, Ma and in route 140 Milford Ma. The Spanish station broadcasts over the talking on 94.9 radio station.

At the top of the hour the station identifies itself as "Mega 94.9 WSTL, W229AN, and W235CN, Providence, Rhode Island.

I declare the following true and accurate.

NAME: Patricia Cook

PHONE NUMBER: 508 284-7038

ADDRESS: 26 Louis St

CITY: Whitinsville

STATE: Ma

ZIP: 01588

DATE: August 2, 2018

.....

It is very difficult to listen to
94.9 talk radio everyday. In Massachusetts.

Patricia D. Cook
8-6-18



LISTEN LIVE 



94.9 News Now has received numerous complaints as to interference from a station out of the Providence RI, area causing issues with reception of our radio station in certain sections of Rhode Island. If you're affected by this issue, please copy, paste, print and sign the letter below - and return to PO Box 357 Ledyard, CT 06339, scan and email to wjff1180am@aol.com or call 860-883-4292 and we'll arrange to pickup the letter. Thank you.

To The Federal Communications Commission:

I am a regular listener of WJFF 94.9 News Now and would like to complain about interference recently received from a Spanish radio station.

I listen at home radio on the following radio:

Make and Model:

Serial Number:

I listen in my car on my factory standard radio.

Make of Vehicle: Ford 150

Year of Vehicle: 2014

Date of Interference: every morning from 5:14am to 5:20am

Roads and or location of interference: Le Fringwell Rd, Montville, CT

At the top of the hour the station identifies itself as "Mega 94.9 WSTL, W229AN, and W235CN, Providence, Rhode Island.

I declare the following true and accurate.

NAME: Michael G. Betten MD

PHONE NUMBER: 860-889-1239

ADDRESS: 68 Wawecus Hill Rd

CITY: Bozrah, CT 06334

STATE: CT
ZIP: 06334
DATE: 8-14-2018

Contact 94.9 News Now!

From Connecticut: 860-464-9490

From Long Island: 631-317-1949

Mailing Address: P.O. Box 357, Ledyard CT 06339

Street Address: 758 Colonel Ledyard Highway, Ledyard CT 06339

For Advertising Information:

Tim Burrows/Sales Manager

[Click here to email sales](#)

To The Federal Communications Commission:

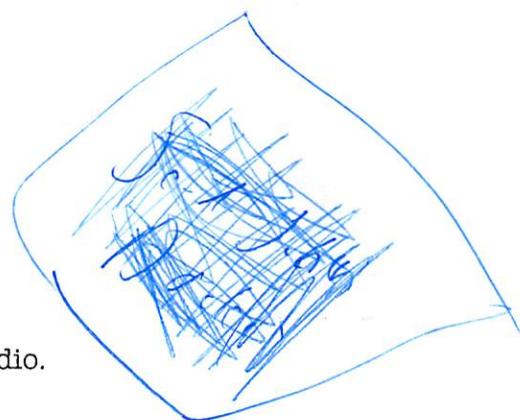
I am a regular listener of WJFJ 94.9 News Now and would like to complain about interference recently received from a Spanish radio station from Providence, Rhode Island.

I listen at home radio on the following radio:

Make:

Model:

Serial Number:



I listen in my car on my factory standard radio.

Make of Vehicle: JEEP

Year of Vehicle: 2018

Date of Interference: REGULARLY

Roads and or location of interference: RTE 95 FROM EXIT 3 AND NORTH (RI)
RTE 49 - VOLUNDTOWN AND NORTH (CT)
RTE 138 HOPE VALLEY AND EAST (RI) (CT)

I was able to listen to WJFJ prior to a signal playing music identifying itself as "WSTL 1220 AM -W229AN -W235CN, Providence, Rhode Island La Mega 94.9"

I declare the following true and accurate.

NAME: GORDON ULMER III

ADDRESS: 31-3 BAKER LANE

CITY: LYME

STATE: CT

ZIP: 06371

DATE: 08/26/2018

To The Federal Communications Commission:

I am a regular listener of WJFJ 94.9 News Now and would like to complain about interference recently received from a Spanish radio station from Providence, Rhode Island.

I listen at home radio on the following radio:

Make: GENERAL ELECTRIC

Model: 7-4624 B

Serial Number: 1910X

I listen in my car on my factory standard radio.

Make of Vehicle: FORD

Year of Vehicle: 2003

Date of Interference: AUG 2018

Roads and or location of interference: I-95 NO. STONINGTON

I was able to listen to WJFJ prior to a signal playing music identifying itself as "WSTL 1220 AM - W229AN - W235CN, Providence, Rhode Island La Mega 94.9"
CT.

I declare the following true and accurate.

NAME: STEPHEN MONSON

ADDRESS: 33 WOLFNECK RD

CITY: STONINGTON, CT. 06378

STATE: CT

ZIP: 06378

DATE: 8/26/18

To The Federal Communications Commission:

I am a regular listener of WJFJ 94.9 News Now and would like to complain about interference recently received from a Spanish radio station from Providence, Rhode Island.

I listen at home radio on the following radio:

Make: CC RANB (MAYBE 12020, BUT I HAVE OTHERS)

Model: CC RADIO PLUS

Serial Number: 06040078905 MFG: APRIL 2006

I listen in my car on my factory standard radio.

Make of Vehicle: FORD RANGER
Year of Vehicle: 2008
PECKED UP "La Mega" IN MY TRUCK
WHILE TRAVELING TO WORK HEADING
SOUTH ON RT. 169 LEDSON

Date of Interference: FORGOT, 1ST WEEK IN AUGUST

Roads and or location of interference: INTERSECTION, ROUTE 169 AND ROSS HILL ROAD
LEDSON, CT

I was able to listen to WJFJ prior to a signal playing music identifying itself as
"WSTL 1220 AM - W229AM - W235CN, Providence, Rhode Island La Mega 94.9"

I declare the following true and accurate. I'VE ALSO HEARD WTAR FROM
WORCESTER, MASS. CUTEN AT
HOME.

NAME: ANDREW HOFFMAN

ADDRESS: 16 BARBOUR AVE.

CITY: PLAINFIELD, CT

STATE: CT

ZIP: 06374

DATE: 08/26/18

To The Federal Communications Commission:

I am a regular listener of WJFJ 94.9 News Now and would like to complain about interference recently received from a Spanish radio station from Providence, Rhode Island.

I listen at home radio on the following radio:

Make: CAMBRIDGE

Model: 88

Serial Number: B035110

I listen in my car on my factory standard radio.

Make of Vehicle: TOYOTA

Year of Vehicle: 2015

Date of Interference: 8-23-18

Roads and or location of interference: RT 78 WESTERLY, RI

I was able to listen to WJFJ prior to a signal playing music identifying itself as "WSTL 1220 AM - W229AN - W235CN, Providence, Rhode Island La Mega 94.9"

I declare the following true and accurate.

NAME: HAROLD WONG

ADDRESS: 20 PLEASANT DR EXIT

CITY: NIANTE

STATE: CT

ZIP: 06357

DATE: 8/27/18

To The Federal Communications Commission:

I am a regular listener of WJFJ 94.9 News Now and would like to complain about interference recently received from a Spanish radio station from Providence, Rhode Island.

I listen at home radio on the following radio:

Make:

Model:

Serial Number:

I listen in my car on my factory standard radio.

Make of Vehicle: Freightliner

Year of Vehicle: 2015 & 2016

Date of Interference: everyday plainfield 395 & Brooklyn
RT 6
Roads and or location of interference: Thompson Danielson

I was able to listen to WJFJ prior to a signal playing music identifying itself as "WSTL 1220 AM -W229AN -W235CN, Providence, Rhode Island La Mega 94.9"

I declare the following true and accurate.

NAME: Bill Dugan

ADDRESS: 35 Rixtown Rd

CITY: GRIEWOOD

STATE: CT

ZIP: 06351

DATE: 8/25/18

Exhibit B

AFFIDAVITT

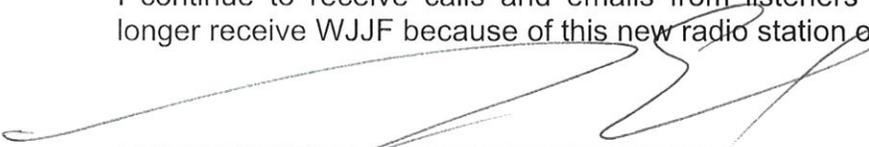
October 1, 2018

I Lee Elci, declare the follow to be true and accurate under penalty of perjury.

I host the morning talk show on WJJF Weekdays from 6 AM to 10 AM and have been employed by WJJF since the Spring of 2012.

During sometime in November/December 2017, I started receiving calls from listeners stating they were getting interference from another radio station playing Spanish music. They identified the station as WSTL 1220 AM -W229AN -W235CN, Providence, Rhode Island La Mega 94.9.

I continue to receive calls and emails from listeners that are frustrated and can no longer receive WJJF because of this new radio station operating on 94.9 FM.



Lee Elci
WJJF
P.O. Box 357
Ledyard, CT 06339

AFFIDAVITT

October 4, 2018

I Wendy Papanos, declare the follow to be true and accurate under penalty of perjury.

I am the morning show producer on WJJF weekdays from 6 AM to 9 AM and have been employed by WJJF since the Spring of 2012. I have direct interaction with listeners calling the station.

During sometime in November/December 2017, I started receiving calls from listeners stating they were getting interference from another radio station playing Spanish music. They identified the station as WSTL 1220 AM -W229AN -W235CN, Providence, Rhode Island La Mega 94.9.

I continue to receive calls and emails from listeners that are frustrated and can no longer receive WJJF because of this new radio station operating on 94.9 FM.


Wendy Papanos
WJJF Morning Show Producer
P.O. Box 357
Ledyard, CT 06339

AFFIDAVITT

October 4, 2018

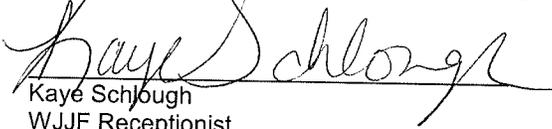
I Kaye Schlough, declare the follow to be true and accurate under penalty of perjury.

I am the receptionist at WJJF and work weekdays from 9 AM to 5 PM.

I have direct interaction with listeners calling the station during these hours.

During sometime in November/December 2017, I started receiving calls from listeners stating they were getting interference from another radio station playing Spanish music. They identified the station as WSTL 1220 AM -W229AN -W235CN, Providence, Rhode Island La Mega 94.9.

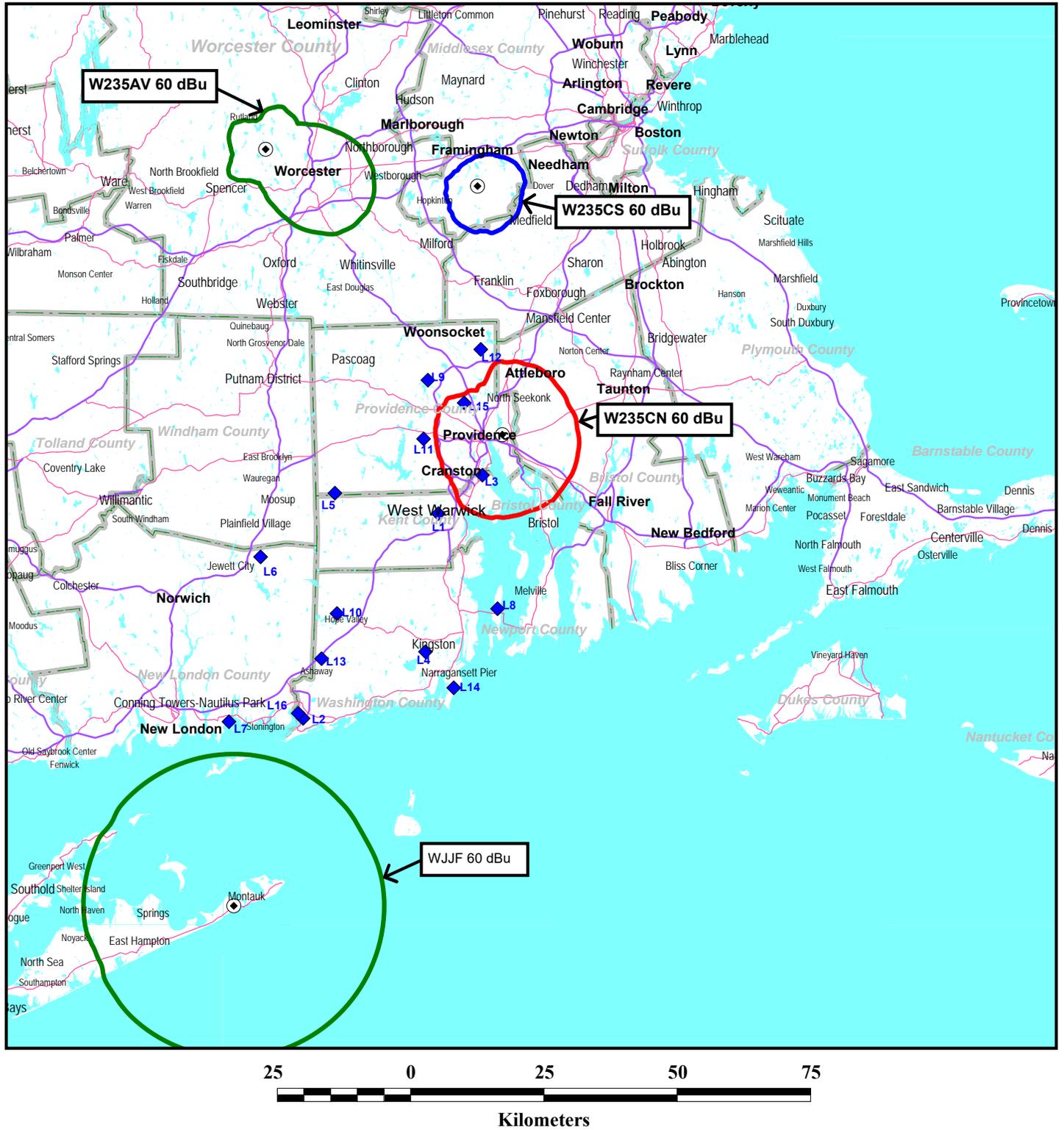
I continue to receive calls and emails from listeners that are frustrated and can no longer receive WJJF because of this new radio station operating on 94.9 FM.



Kaye Schlough
WJJF Receptionist
P.O. Box 357
Ledyard, CT 06339

Exhibit C

Figure 1



**MAP OF WJJF LISTENERS EXPERIENCING INTERFERENCE
FROM FM TRANSLATOR STATION W235CN
AND 60 DBU CONTOURS FOR WJJF, W235CN, W235CS & W235AV**

du Treil, Lundin & Rackley, Inc. Sarasota, Florida

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day October, 2018, I caused copies of the foregoing “**3rd Request to Immediately Cease Operation**” to be mailed via first-class postage prepaid mail to the following:

Lee Peltzman
Shainis & Peltzman, Chartered
1850 M Street, NW, Suite 240
Washington, DC 20036

/s/

Scott Woodworth