

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

In re Application of	)	
	)	
<b>COMMANDER COMMUNICATIONS CORP.</b>	)	Facility ID No. 19864
	)	
For a Construction Permit for the Modification of	)	File No. BPH-20180716AAC
Station WRTM-FM, Sharon, Mississippi	)	

To: Chief, Audio Division, Media Bureau

**SUPPLEMENT TO INFORMAL OBJECTION**

On November 7, 2018, CC Licenses, LLC (then as debtor in possession) (“CCL”), the licensee of FM station WNSL, 100.3 MHz, Laurel, Mississippi, FCC Facility ID No. 16784, submitted an Informal Objection pursuant to Section 73.3587 of the Commission’s Rules (the “Objection”) to the above-captioned application, File No. BPH-20180716AAC (the “Permit Application”) of Commander Communications Corp. (“Commander”) for a construction permit for the modification of station WRTM-FM, 103.9 MHz, Sharon, Mississippi, FCC Facility ID No. 19864. On December 12, 2019, Commander amended the Permit Application to specify a directional facility (the “Amended Application”). Commander asserts that the Amended Application “no longer proposes to treat any 73.207 station as a 73.215” by “using a directional antenna to protect all stations according to current predicted interference Rules.” 1/

---

1/ See Amended Application at “Amendment of Request for Waiver of the Commission’s Rules” at 5.

Consequently, Commander claims that the Amended Application “eliminates and satisfies the main informal objection” of CCL. 2/

Contrary to Commander’s supposition, CCL does not concur that its objections have been eliminated. Grant of the Amended Application still would pre-judge a pending Commission proceeding of general applicability by authorizing the equivalent of Class C4 facilities 3/ and still would require the waiver of Commission rules, including a waiver of the almost-never waived Section 73.215(e) in regard to Stations WNSL and WDMS. 4/ CCL does not agree that WNSL should be subjected to such an unprecedented waiver of distance protections.

In conclusion, the Amended Application should be dismissed or denied by the Audio Division.

---


2/ See *id.*

3/ See *In the Matter of Proposals for a New FM Radio Broadcast Class C4 and to Modify the Requirements for Designating Short-Spaced Assignments*, Notice of Inquiry, FCC 18-69, MB Docket No. 18-184 (rel. Jun. 5, 2018).

4/ In the Amended Application, as was the case pre-amendment, Commander “asks the Commission to consider the RM-11727 distance separation values of 73.215(e) with respect to WNSL...and WDMS...” See “Amendment of Request for Waiver of the Commission’s Rules” at 4-5. As CCL previously observed, what is meant by this, is Commander is requesting waivers of the minimum distance separation protections set forth in Section 73.215(e). See CCL Reply to Oppositions (July 30, 2019). As detailed in the CCL Reply, the waiver of Section 73.215(e) is not only extremely rare, but may only be represented by a singular instance in the completely distinguishable *R&S Media - Homedale* matter.

Respectfully submitted,

**CC LICENSES, LLC**

By:   
Marissa G. Repp

REPP LAW FIRM  
1629 K Street, NW, Suite 300  
Washington, DC 20006-1631  
(202) 656-1619  
marissa@repplawfirm.com

Its Attorney

January 15, 2020

## **CERTIFICATE OF SERVICE**

I, Marissa G. Repp, do hereby certify that a copy of the foregoing Supplement to Informal Objection is being sent via first-class, U.S. Mail, postage prepaid, and additionally as a courtesy by e-mail, this 15<sup>th</sup> day of January, 2020, to the following:

Commander Communications Corp.  
P.O. Box 31235  
Jackson, MS 39286-1235  
Attention: Carl Haynes  
and e-mail at RADIOAIR@BELLSOUTH.NET  
Licensee of WRTM-FM, Sharon, Mississippi

High Plains Radio Network, LLC  
3218 Quincy Street  
Plainview, TX 79072  
Attention: Monte Spearman  
and e-mail at MONTE@HPRNETWORK.COM  
Licensee of WDMS(FM), Greenville, Mississippi

Michelle Bradley  
REC Networks  
11541 Riverton Wharf Road  
Mardela Springs, MD 21837  
and e-mail at mae@recnet.com

Matthew K. Wesolowski  
Chief Executive Officer  
SSR Communications, Inc.  
740 U.S. Highway 49 north  
Suite R  
Flora, MS 39071  
and e-mail at matt@wyab.com

Torrie Marie Tottenkleban  
President  
Max One Communications, Inc.  
P.O. BOX 936  
Gulf Shores, AL 36547  
and e-mail at torriek@hotmail.com

James Martin  
President  
Flagler Broadcasting, LLC  
2405 East Moody Boulevard  
Suite 402  
Bunnell, FL 32110  
and e-mail at jamesemartin@comcast.net

David Honig  
President Emeritus  
Multicultural Media, Telecom & Internet Council  
1919 Pennsylvania Ave., N.W.  
Suite 725  
Washington, DC 20006  
and e-mail at david@davidhonig.org



---

Marissa G. Repp