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THE NATIONAL ASSOCIATION OF BROADCASTERS

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PHILIP G. LOUCKS, Managing Director.

October 3, 1931

## PRESIDENT HOOVER HONORS N A B

President Hoover this week accepted an invitation to deliver an address at the opening session of the Ninth Annual Convention of the National Association of Broadcasters to be held at Detroit, Mich. October 26, 27 and 28.

At noon on the opening day of the meeting, the President will lay aside the many pressing duties of his office and step before his private microphone in the White House and deliver his message to the broadcasting industry. His voice will be picked up by special wire and carried to the Hotel Statler at Detroit, Mich. where the assembled broadcasters will receive the message from a public address system. At the same time the President's address will be broadcast over both NBC and CES networks.

Arrangements are now being made for a half-hour broadcast for the opening day during which, in addition to the President, Mayor Frank Murphy of Detroit, Major General Charles Mck. Saltzman, chairman of the Federal Radio Commission, and Walter J. Damm, president of the National Association of Broadcasters, will be heard.

The President of the United States has chosen the Detroit meeting to give his first message to the broadcasting industry since assuming the presidency. The meeting is important enough to claim the attention of the President and it must be important enough to demand your attendance.

October 3, 1931

## HIGH POWER DECISIONS

Nine stations operating on clear channels were granted 50 KW power and six others were granted power increases up to 25 KW by the decision of the Commission in the so-called high power cases heard a year ago.

When the Commission met, Commissioner Robinson moved that consideration of all applications be deferred indefinitely but the motion was lost. This was followed by a motion by Commissioner Lafount that General Order No. 42, which restricts the number of high power stations to four per zone, be rescinded. This was lost by a three to two vote, Com. Robinson voting with Commissioner Lafount.

Commissioner Sykes then moved that the recommendation of Chief Examiner Yost in Report 40, granting 25 KW to all applicants not receiving 50 KW, be adopted. The motion was lost, Commissioner Sykes and Chairman Saltzman voting together for the motion.

FIRST ZONE - Station WOR, Bamberger Broadcasting Service, Newark, N. J. was granted 50 KW. This was a reversal of the examiner's recommendation that Station WJZ, National Broadcasting Company, New York, be given 50 KW. Chairman Saltzman and Commissioner Starbuck voted to grant the only high power assignment available in the First Zone to Station WHAM, Stromberg-Carlson Telephone Manufacturing Co. When this move failed, Commissioner Starbuck moved that Station WHAM be granted 25 KW. This motion was carried with Chairman Saltzman and Sykes voting as a minority. Commissioner Lafount moved that WEZ, Westinghouse Electric and Manufacturing Company, Springfield, Mass. be given 25 KW. This motion was lost.

Station WOR operates unlimited time on 710 kc with 5 KW, WJZ on 760 kc with 30 KW, and WHAM on 1150 kc with 5 KW.

SECOND ZONE - Sustaining the examiner's report, the Commission granted the application of Station WCAU, Universal Broadcasting Company, Philadelphia, Pa. for 50 KW. Chairman Saltzman and Commissioner Starbuck favored Station WHAS, The Courier Journal and Times, Louisville, Ky, for the assignment and this station was later granted 25 KW over the joint objection of Chairman Saltzman and Commissioner Sykes. Station WCAU operates unlimited time on 1170 kc with 10 KW and WHAS operates unlimited time on 820 kc with 10 KW.

THIRD ZONE - The Commission sustained the examiner and granted the applications of Station WSM, National Life and Accident Insurance Company, Nashville, Tenn. and Station WSB, Atlanta Journal Company, Atlanta, Georgia, for 50 KW. Commissioner Robinson voted to substitute Station WBT, WBT, Inc. Charlotte, N.C. for Station WSM. Commissioner Robinson then moved that Station WBT be granted 25 KW. The motion was carried with Chairman Saltzman and Commissioner Sykes voting in the negative.

The applications of WAFI, Alabama Poly. Inst. Birmingham, Ala. and KVOO, Southwestern Sales Corp. Tulsa, Okla. for 50 KW were rejected in conformity with the examiner's recommendations. With Chairman Saltzman and Commissioner Sykes voting in the negative, these stations were granted 25 KW each with authority to operate simultaneously during day hours.

Station WSM operates on 650 kc with 5 KW; WSB on 740 kc with 5 KW; WBT on 1080 kc with 5 KW; and WAFI and KVOO on 1140 kc with 5 KW each.

## HIGH POWER DECISIONS (Continued)

FOURTH ZONE - The Commission upheld the examiner in granting 50 KW to Station WCCO, Northwestern Broadcasting Inc. Minneapolis, Minn. The report of the examiner recommending that Station WGN, Chicago Tribune Company, Chicago, be granted 50 KW was reversed by the Commission and the second high power assignment in this zone was given to Station WHO-WOC, Central Broadcasting Company, Des Moines, Iowa. The application of Station WMAQ, The Daily News, Chicago, in which the National Broadcasting Company now owns a half interest, was denied. The Commission also denied the application of WOWO, Main Auto Supply Company, Fort Wayne, Ind. for 50 KW and unlimited time and also denied the application of WFBM, Indianapolis Power and Light Company, Indianapolis, Ind. for 50 KW and the channel occupied by WOWO.

The application of WCFL, Chicago Federation of Labor, Chicago, for 50 KW and 720 kc, WGN's frequency, was denied as was the application of WTMJ, The Journal Company, Milwaukee, Wis. for the 870 kc channel, now used jointly by WENR and VLS. A motion by Commissioner Starbuck that WCFL be given 50 KW experimentally on 970 kc, a fifth zone channel, was rejected, Commissioner Robinson alone voting with Starbuck. The application of Station KFAB, KFAB Broadcasting Co. Lincoln, Neb. was denied its application for full time. This station now operates on 770 kc with 5 KW, sharing with Station WBBM, WBEM Broadcasting Corp. Chicago, Ill.

Station WCCO operates on 810 kc with 5 KW, WHO-WOC on 1000 kc with 5 KW, WGN on 720 kc with 25 KW, WMAQ on 670 kc with 5 KW, WOWO on 1160 kc with 10 KW, and WTMJ on 620 kc with 1 KW.

FIFTH ZONE - Upholding the examiner's report, the Commission granted the applications of Station KOA, National Broadcasting Company, Denver, Colo. and KFO, Hale Brothers, San Francisco, Calif. for 50 KW. Since the examiner's report, Station KNX, Hollywood, Calif. surrendered its construction permit for 50 KW and Station KSL, Radio Service Corporation of Utah, Salt Lake City, was granted 50 KW in its stead. Commissioner Starbuck's motion that Station KGO, National Broadcasting Company, Oakland, Calif. be granted 50 KW was rejected.

Station KFO operates on 680 kc with 5 KW, KOA on 830 kc with  $12\frac{1}{2}$  KW, KSL on 1130 kc with 5 KW and KGO on 790 kc with  $7\frac{1}{2}$  KW.

In announcing the decisions, the Commission pointed out that the findings were tentative and that written opinions would follow.

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## BRINKLEY TO OPEN IN MEXICO

Dr. J. R. Brinkley, who was denied renewal of license for Station KFKB at Milford, Kansas, by the Commission several months ago, will soon open a new 75 KW station at Villa Acuna, Mexico, according to press dispatches. These reports state that Dr. Brinkley has arranged with the A. T. and T. for a 24-hour remote control line from Milford, Kansas, via Wichita to Villa Acuna. This means that the transmitter of Station XER, the call letters assigned, will be in Mexico while studios will be located in a number of cities in the United States. He hopes to get on the air early this month. The frequency to be used is not mentioned. Whether or not the Commission has jurisdiction where the studio is located in the United States and the transmitter in a foreign country is a question which is now receiving consideration.

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## KMA SEEKS NEW ASSIGNMENT

The application of Station KMA, May Seed & Nursery Co. Shenandoah, Iowa, seeking authority to change frequency from 930 to 710 kc with power of 750 watts and daylight operation is being heard this week before Examiner Pratt. Appearing against the applicant are stations WGN, Chicago, Ill. and WOR, Newark, N. J.

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## BOOSTER STATION PROTEST FAILS

In a letter addressed to the Federal Radio Commission this week the Associated Broadcasters of America formally withdrew its protest against the granting of the application of the Columbia Broadcasting System for the construction of a 250-watt booster station in Washington to operate on WABC's frequency of 860 kc. In the letter withdrawing the objection, the organization through its executive director, Thomas Stevenson, stated that "the Columbia Broadcasting System is undoubtedly rendering a very fine service to the people of the country." The letter further states that "any application which will extend that service should receive most solicitous consideration."

The Columbia System had previously announced that it did not contemplate a nationwide network of synchronized stations and pointed out that even though the contemplated experiment proved successful the very nature of the present allocation precluded any such project. It had also announced that it had no intention of depriving stations now affiliated with its system of its programs but on the contrary was adding new stations continually.

The application of the Columbia system will be heard before the entire Commission on October 19.

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## WIL APPLIES FOR INJUNCTION

An injunction to restrain Station KFWF, St. Louis Truth Center, from moving its station to Hotel Jefferson in St. Louis is sought by Station WIL, St. Louis, in a suit brought against the Commission in the Supreme Court of the District of Columbia. The Commission this week filed an answer in the Appeal of Station WMBJ (Court of Appeals No. 5349); and Station KECA, Los Angeles, Calif. filed a brief in its appeal (Court of Appeals No. 5445).

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## EXAMINERS' REPORTS

The application of John W. Licuallen, Moscow, Idaho, to erect a new station on 1420 kc with power of 100 watts and daylight operation (Docket 1267, Report 256), and the application of Symons Broadcasting Co. Spokane, Wash. (KFPY) for modification of license to change frequency from 1340 to 1220 kc (Docket 1283, Report 257) were recommended for denial by Examiner Walker, because of default.

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## CALIFORNIA SET CENSUS

The radio receiving set census figures for California were made public this week by the Bureau of Census. Out of 1,618,533 families in the state, 839,846, or 51.9 per cent are radio equipped. The number of person per family is 3.5.

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## SEEKS RATE REGULATION

The Sta-Shine Products Company, Inc. of Freeport, N. Y. engaged in the sale of furniture polish has filed a complaint with the Interstate Commerce Commission against Station WGBB, Freeport, N. Y. and the National Broadcasting Company asking that rates be reduced and charging that the rates now charged are unreasonable and in violation of the Interstate Commerce Act. This is the first case of this nature to be brought before the Commission. The question received consideration during hearings on S. 6 before the Senate Interstate Commerce Committee on January 9, 1930. Commissioner Eastman of the ICC, giving his own opinion, held that "there is now no power in the Interstate Commerce Commission to regulate rates of broadcasting stations or the so-called chains, for the reason that such stations or chains are not engaged in the transmission of intelligence by wire or wireless as common carriers for hire." He added that it was his opinion that the "commission has no present power to deal with matters of discrimination in so far as broadcasters and chain stations are concerned."

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## CHALLENGE TO TRADE ASSOCIATIONS

The importance of trade associations in effecting business stabilization was stressed by Frederick M. Feiker, director, Bureau of Foreign and Domestic Commerce before the recent annual meeting of the American Trade Association Executives.

"The challenge to the trade associations at the present time is to organize and plan a program in specialized fields for meeting the economic problems of the moment," the Government official said. "We must have more economic and trade association work. I do not wish to minimize the importance of organized groups' relations to the legal problems of the trade, but if the trade association of the future is to live up to the implications of the many proposals which have been presented as a basis for the future control of business enterprises, it must be economic and not legalistic in primary purpose."

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## FELIX DISCUSSES SURVEYS

Radio needs accurate yard-sticks more than it needs any other one thing, writes Edgar H. Felix in the current issue of "Advertising and Selling." Discussing surveys generally, he says:

"We rarely find a survey dealing with competing program or station popularity which cannot be interpreted to show that the station delivering the uniform and high level signal wins the listeners, so long as its programs are not utterly distasteful. Field intensities can be measured and mapped accurately, uniformly and scientifically, but it won't be done until the advertiser forces the broadcasting stations to prove what and where they deliver. In the meantime, blue sky still sells."

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## QUARTER MILLION AT SHOW

A total of 252,573 people attended the Eighth Annual Radio-Electrical World's Fair at New York last week and it is estimated that total business transacted amounted to \$6,483,421.

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## GOOD DICTION WEEK

The final week of October has been designated Good Diction Week for radio when members of the American Academy of Arts and Letters will conclude their annual search for the best voice on the air.

The Academy Radio Committee consists of Hamlin Garland, chairman; Professor George Pierce Baker, director of the school of drama at Yale University; Dr. John Finley, associate editor of the New York Times; Professor Irving Eabbitt of Harvard University and Augustus Thomas, dramatic critic and playwright.

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## RADIO SCHOOL BELL RINGS

The development of the educational program in the United States has advanced with complete cooperation of the professional broadcaster and the professional educator. Notwithstanding the fact that one well-organized group of educators is concentrating its efforts in a political fight to secure channels, broadcasting stations are going ahead with the development of educational programs with the help and guidance of other educators. The educational program will reach new heights this winter and in the light of an analysis of programs already projected, Dr. C. M. Koon, specialist in education by radio, Federal Office of Education, sees definite benefits to the 50,000 radio-equipped schools of the nation. Only a brief summary of the major programs can be outlined here. They are:

The Ohio School of the Air will commence its fourth year October 6 with a well-rounded program consisting of current events, civil government for upper grades, and nature study for the fourth and fifth grades.

On the Pacific Coast, the Standard School Broadcast is entering its fourth year sponsored by the Standard Oil Company of California with an introduction in the form of the history of the foundations of music.

The American School of the Air, sponsored by the Columbia Broadcasting System, will open its third session November 9 using a larger number of stations than in any of the previous years.

The fourth of the Music Appreciation Series sponsored by the National Broadcasting Company and conducted by Walter Damrosch will start October 9.

Broadcasts of the Radio Guild programs will again continue this year beginning October 9, using the facilities of the National Broadcasting Company.

The National Broadcasting Company will broadcast 30 lectures in a series sponsored by the National Advisory Council on Radio in Education, led by Nicholas Murray Butler, president of Columbia University, and dealing with the present-day economics and psychology.

Another educational series over the Columbia Broadcasting System will also be sponsored by the National Advisory Council on Radio in Education, it was learned.

Although the programs indicated by no means cover the wide variety being formulated and broadcast, nevertheless they represent carefully planned efforts and illustrate the increasing interest in the use of radio as an important medium of education, according to Dr. Koon.

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## FREQUENCY STABILITY IMPROVED

The Radio Division of the Department of Commerce announced this week that considerable improvement is shown in the report of measurements during the month of August in that the number of stations in the class deviating under 50 cycles increased by 20 stations to 117 stations over the month of June, the best month previously reported when 97 stations entered this class. Nearly two out of every five stations measured kept under the 50 cycle mark. A total of 304 stations were measured during August for an aggregate of 5,201 times. The following stations were found to have deviated less than 50 cycles:

KDKA; KFBB; KFDM; KFEB; KFI; KFJI; KFJR; KFKA; KFKA-KYW; KFLV; KFQU; KFSD; KFVD; KFVB; KFVR; KGPZ; KCEF; KGFJ; KGGF; KGHI; KGIZ; KGW; KHQ; KLX; KLZ; KMBC; KMO; KMOX; KMPC; KOIL; KPO; KSAC; KSTP; KTAR; KTRH; KTSM; KVOO; KXO; KYA.

WAAB; WABC; WADC; WAWZ; WBSO; WBT; WBZ-WBZA; WCAN; WCAO; WCEA; WCBM; WCFL; WCHI; WCRW; WCSH; WDAF; WELF; WEAN; WEBC; WEEL; WENR; WFAA; WFAN-WIP; WFI; WFOX; WGES; WGN; WGR; WCST; WGY; WHAP; WHAS; WHO; WHP; WIBW; WISN; WJAY; WJDX; WJKS; WJR; WJSV; WJZ; WKBF; WKBI; WKBN; WKBW; WKRC.

WLAP; WLBZ; WLIT; WLS; WLW; WMAL; WMAQ; WMT; WNBH; WOAI; WOC; WOI; WOL; WOR; WOS; WOWO; WPAW; WPTF; WQAM; WRAX; WREC; WRUF; WRVA; WSB; WSMB; WTAG; WTAM; WTAR-WPOR; WTMJ; WWJ; and WWVA.

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## ANTENNA INPUT APPLICATIONS

During the current week the Commission received requests to make direct measurements of antenna input from the following stations: KTAT, Fort Worth, Texas; KFVB, Hollywood, Calif.; and WEEL, Boston, Mass.

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## SUNSET TABLES REVISED

The Engineering Division of the Radio Commission has published new sunset tables revised as of June 30, 1931. Sunset periods are given for every principal city in the United States and for each month of the year.

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## F.T.C. ON FALSE ADVERTISING

Among the rules pertaining to practices held to be violative of law by the Federal Trade Commission are two relating to false marking and deceptive advertising, as follows:

"The false marking or branding of products of the industry, with the effect of misleading or deceiving purchasers with respect to the quantity, quality, grade, or substance of the goods purchased is an unfair trade practice, and the marking or causing or permitting to be made or published any false, untrue, or deceptive statement by way of advertisement or otherwise concerning the grade, quality, quantity, substance, character, nature, origin, size, or preparation of any product of the industry having the tendency and capacity to mislead or deceive purchasers or prospective purchasers, is an unfair trade practice.

"BROADCASTING" READY OCT. 15

"Broadcasting" a new radio magazine will make its appearance on October 15, it was announced this week by Martin Codel, editor of this new semi-monthly publication. The magazine, according to the announcement, will be "dedicated to the American system of free, competitive and self-sustaining radio."

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RADIO SCHOOL SUCCESSFUL

The success of the North Carolina Radio School was due to the splendid cooperation of the Director and staff of assistants at the Raleigh Radio Station WPTF, according to a report to the State Department of Public Instruction by Hattie S. Parrott, state supervisor of elementary instruction. The report compliments the Raleigh station for its splendid cooperation and adds that the "initial experience in organizing and conducting a radio school program convinces us that it is both possible and practical to supplement the regular school work through the use of the radio."

The purpose of the school "is to provide this particular radio audience with an educational program designed to meet their special interests and needs," the report stated. "In arranging the program the chief aim has been to outline a course which would enrich and supplement regular classroom instruction."

It is estimated that 26,285 children received the programs in the 88 schools equipped with receiving sets.

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WILL USE NEW MIKES

Electro-dynamic microphones, newest product of the research laboratories, will be brought into use for actual broadcasting for the first time when Leopold Stokowski and the Philadelphia Orchestra are heard over 71 stations of the WABC-Columbia network on Monday, October 12.

The moving coil principle employed in these microphones entails a number of advantages, which are summarized by engineers as follows:

It gives an approximately uniform response over the complete band of audible frequencies, that is, from 20 to 10,000 cycles per second;

Its transmission characteristics are not affected by variations in temperature, humidity, or barometric pressure;

Its small size, as compared with the dimensions of microphones now in use, make it more convenient to mount in any desired location in the hall, in a relatively inconspicuous manner;

It is used at a considerable distance from the amplifier, so that the latter is put in a special location on the stage of the hall, for these broadcasts.

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## NAB EDITORIAL DRAWS ANSWER

An editorial published in the NAB Bulletin recently, opposing a board of censorship for radio programs, brought forth the following replication from George H. Perryman, head of the Perryman Electric Company, New York, who proposed the board:

"Why delude yourself or the members of your association with the belief that reforms originate within an industry itself? Hasn't history proven otherwise? An industry cannot regulate itself, especially radio broadcasting, which so vitally concerns the intimate life of a people. In every field of public entertainment, whether that field be the motion picture, baseball, prize fighting, radio, or any other, some authority has had to be created to protect and retain public interest.

"I believe that my proposed National Radio Board of Review may possibly avoid censorship. Of course, it may be contended by the broadcasters whom you represent that fan mail presents a cross-section of broadcasting public opinion, yet all the figures available indicate that only one per cent of the broadcast audience ever takes its pen in hand. The intelligent majority apparently either enjoys or tolerates its programs in silence. My appeal was made to the heads of women's clubs throughout the country for the simple reason that, since they include cultural and business organizations of all kinds, they represent a sincere cross-section of the radio audience.

"The National Radio Board of Review is a necessity. It will bring public attention to the worth while programs on the air. It will, by its condemnation and the force of the women's clubs behind it, force obnoxious advertising and programs from the air. The National Radio Board of Review will combat the possibilities of censorship. The more you attack it the more you bring about that which you hail it as being . . . a national censorship, - national censorship which, by its very nature, will destroy the very character of radio entertainment."

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## 141 STATIONS HAVE W-E TURNTABLES

The Western Electric Company announced this week that 141 broadcasting stations employ Western Electric reproducers.

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## NBC NAMES VICE PRESIDENTS

Appointment of John F. Royal and Roy C. Witmer as vice presidents of the National Broadcasting Company was announced this week by M. H. Lylesworth, president. Royal will be vice president in charge of programs and Witmer will be vice president in charge of sales.

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## A.A.A.A. ADD TWO MEMBERS

The American Association of Advertising Agencies has announced that Young & Rubicam, Inc. New York, and King & Wilcy & Company, Inc. Cleveland, have been elected to membership in the Association.

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## COMMISSION SUSTAINS ELEVEN REPORTS

Denying the requests of eight applicants for new station facilities, the Commission this week took action on eleven examiners reports, sustaining the recommendations in all cases. The three remaining cases involved the applications of existing stations for increased facilities and one change in station location.

Giving as the principal reason lack of financial ability and of availability of talent, the Commission denied the applications for new stations of C. L. and P. E. Morris, G. E. and O. W. Wray, Alemena, Kansas (Report No. 195 - 1420 kc; 100 W. day); Gillette Stanford, Chico, Calif. (Report No. 199 - 1500 kc; 100 W. day); Indiana's Community Broadcasting Station, Hartford City, Ind. (Report No. 209 - 600 kc; 500 W. unlimited); Winters & Hugh H. Jones, Baltimore, Md (Report No. 212 - 880 kc; 250 W. day); and William J. Hayes, Portsmouth, Ohio (Report No. 227 - 1310 kc; 100 W. unlimited), sustaining the examiners' recommendation in each case.

The request of station KTSL, G. A. Houseman, Shreveport, La. to move the studio and transmitter to Laurel, Miss. was granted, sustaining the recommendation of the examiner (Report No. 208). A request for unlimited time was denied. This applicant now shares time with station KRMD, Shreveport, La. According to the findings of the Commission the transfer of this station from Louisiana to Mississippi would make for a more equitable distribution of facilities in the Third Zone. At the same time, the renewal of license application of station KRMD was granted.

The application of the Ohio Broadcasting Corporation, Canton, Ohio, requesting the facilities of station WHBC, on 1200 kc, and 100 watts was denied by the Commission sustaining the report of Examiner Walker (Report No. 213). The Commission found that the city of Canton is now receiving good service, and the granting of this application for 100 watts would probably cause interference with other stations operating on the requested frequency and at the Canadian border.

While it appeared to the Commission that the applicant's present assignment is seriously affected by interference, nevertheless the granting of the requested change in frequency to 940 kc to station WRCM, James E. Davidson, Bay City, Mich. with power of 500 watts (Report 224) would not result in any material improvement in the situation, and the application was denied sustaining the report of Examiner Hyde.

The application of station WDRC, DRC, Inc. Hartford, Conn. requesting an increase in power to 1 KW on 1330 kc was denied by the Commission, sustaining the report of Examiner Hyde (Report 226). The Commission found that objectionable interference would result and that the proposed increase in power would not enable the station to materially increase its service area.

Basing its conclusion on the fact that "Station WFBE, Cincinnati is capable of and does furnish the same kind of service as proposed by the applicants," the Commission denied the request of Howard B. Hoel and Charles M. Dea, Norwood, Ohio, seeking authority to erect a new station on 1420 kc with 100 watts and unlimited time, sustaining Examiner Hyde (Report 228).

The application of the Owosso Broadcasting Co. Owosso, Mich. for authority to erect a new station on 950 kc with power of 1 KW and unlimited time was denied as in cases of default, sustaining the report of Examiner Yost (Report 211).

## APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FIRST ZONE</u>		
WFOX	Paramount Broadcasting Corp. New York, N. Y.	Granted C. P. move transmitter locally.
WAGM	Aroostook Broadcasting Corp. Presque Isle, Maine	Granted Mod. C. P. approve transmitter location and make change in equipment.
WPRO	Cherry & Webb Broadcasting Co. Providence, Rhode Island	Granted permission remain off air until October 15.
WNBZ	Smith & Mace Saranac Lake, New York	Granted renewal of license until November 1, until renewal of license application received.
<u>SECOND ZONE</u>		
WFBE	Radio Station WFBE, Inc. Cincinnati, Ohio	Granted consent to voluntary assignment of license to Post Publishing Company.
WSAZ	WSAZ, Inc. Huntington, West Virginia	Granted authority make direct measurement antenna input.
<u>THIRD ZONE</u>		
WRBT	Woodruff Furniture Company Hattiesburg, Mississippi	Granted renewal of license 1370 kc; 100 W.; unlimited. (Heretofore set for hearing).
WNBR- WGBC	Memphis Broadcasting Company Memphis, Tennessee	Granted C. P. move transmitter locally.
WRBQ	J. Pat Scully Greenville, Mississippi	Granted mod. C. P. extend completion date to October 15.
KTSA	Lone Star Broadcast Inc. San Antonio, Texas	Granted Mod. Lic. increase day power 2 to 2½ KW LS.
WMAZ	Macon Junior Chamber of Commerce Macon, Georgia	Granted consent voluntary assignment of license to Southeastern Brdcastg Co. Inc.

FOURTH ZONE

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APPLICATIONS GRANTED (Continued)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FOURTH ZONE</u>		
WBOW	Banks of Wabash, Inc. Terre Haute, Indiana	Granted C. P. move transmitter from 6 miles East of city to So. 25th Street.
WHA	University of Wisconsin Madison, Wisconsin	Granted authority operate on October 4 until 5:45 p.m.
<u>FIFTH ZONE</u>		
KSEI	Radio Service Corporation Pocatello, Idaho	Granted C. P. make changes in equipment.
KSMR	Santa Maria Radio Santa Maria, California	Granted Mod. C. P. extend commencement date to September 15, and completion date to December 15.
KREG	Pacific-Western Broadcasting Fed. Santa Ana, California	Granted assignment of license to J. S. Edwards.
KGBU	Alaska Radio & Service Company Ketchikan, Alaska	Granted authority operate with reduced power.
KFWB	Warner Bros. Broadcasting Corp. Hollywood, California	Granted temporary renewal license pending result of incompleting investigation.

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LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WOCL, Jamestown, N. Y.; WJBY, Monmouth, N. J.; KCHI, Little Rock, Ark.; WCAJ, Lincoln, Neb.; WFBE, Cincinnati, Ohio; WKZO, Kalamazoo, Mich.; KQV, Pittsburgh, Pa.; KFWI, San Francisco, Calif.; and WBNX, New York, N. Y.

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RENEWAL APPLICATION REQUESTED

During the current week the Commission directed the Secretary in accordance with General Order No. 114, Section 2, to request the licensee to file application for renewal of license through the office of the Supervisor of Radio on or before October 17, in the following case: KFJZ, Fort Worth, Texas.

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October 3, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

FIRST ZONE

W2XDF	Faske Engineering Company Brooklyn, New York	Requests mod. of C. P. (Spec. experimental service) for additional frequencies for television.
NEW	Universal Broadcasting Corp. Kearney, New Jersey	Requests C. P. for television service.
NEW	Plattsburg Broadcasting Corp. Plattsburg, New York	Requests C. P. for new station 1370 kc, 100 watts, share with WBGF.
NEW	Frank E. Howe Bennington, Vermont	Requests C. P. for new station, 1290 kc, 50 watts. Certain specified hours.
NEW	Knickerbocker Broadcasting Co. New York, N. Y.	Requests C. P. (Visual broadcasting) 46 megacycles; 500 watts; unlimited.
NEW	Sanabria Television Corp. Portable	Requests C. P. for visual broadcasting service.

THIRD ZONE

NEW	John E. V. Jasper Sherman, Texas	Requests C. P. 1500 kc; 50 watts; share with KGKB
NEW	R. E. Wilson, Thurman Barrett, Henry Lee Taylor, D/B as Capitol Broadcasting Co. Austin, Texas	Requests C. P. for new station, 1500 kc, 100 watts, share with KUT.
NEW	Vernon Taylor Anderson Big Spring, Texas	Requests C. P. 1310 kc, 100 watts, share with KFPM.

FOURTH ZONE

NEW	The Journal Company Milwaukee, Wisconsin	Requests C. P. (visual broadcasting) C. P. 2850-2950 kc; 1 KW.
WKBV	Knox Battery & Electric Co. Connersville, Indiana	Requests consent voluntary assignment to Eastern Indiana Broadcasting Corp.
NEW	Iowa State University Iowa City, Iowa	Requests C. P. visual broadcasting service.
KYW	Westinghouse Elec. & Mfg. Co. Chicago, Illinois	Renewal of license 1020 kc; 10 KW; unlimited.

## APPLICATIONS SET FOR HEARING (Continued)

FIFTH ZONE

NEW	United Radio Facilities Company Los Angeles, California	Requests C. P. (visual broadcasting), 2000-2100; 2750-2850 kc; 500 watts.
KFKA	The MidWestern Broadcasting Corp. Greeley, Colorado	Renewal of license 880 kc; 500 watts; 1 KW LS; shares with Station KPOF.
KPOF	Pillar of Fire Denver, Colorado	Renewal of license 880 kc; 500 watts; shares with Station KFKA.

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## APPLICATIONS DISMISSED

During the current week the Commission dismissed the following applications at the request of the applicants:

<u>FRC</u>	<u>FILE</u>	<u>NAME OF APPLICANT</u>	<u>CALL</u>	<u>NATURE OF APPLICATION</u>
5-PB-1079		J. G. Burbank and J. A. Dalton Laramie, Wyoming	NEW	C.P. 880 kc; 500 W. 1 KW LS; Share with KIOF-KFKA.
1-MPB-237		WRDO, Inc. Lewiston, Maine	WRDO	Mod. C. P. 1370 kc; 100 W. unlimited; requested change in transmitter location.
4-PF-77		Missouri Broadcasting Co. St. Louis, Missouri	NEW	C. P. 2200-2299 kc; 500 W. daily 8-9 a.m.; 2-3 p.m.; 7-8 p.m.
1-PF-73		Monumental Radio Inc. Baltimore, Maryland	NEW	C.P. 2000-2100; 2100-2200; 2750-2850; 2850-2950 kc; 500 W. unlimited.

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## APPLICATIONS DENIED

During the current week the Commission denied the applications of the following stations as the applicants had failed to enter an appearance within the time specified in General Order No. 93;

2-1B-2216	Wm F. Gable Company Altoona, Pennsylvania	WFBG	C. P. 1310 kc; 100 W.; 250 W. LS.
3-1B-2018	L. I. and E. T. Hall Canton, North Carolina	NEW	C. P. 1310 kc; 50 W.
1-1B-2106	John Wilbur Jones Newburgh, New York	NEW	C. P. 1390 kc; 100 W.
1-1B-2264	Berkshire Brdcastg Service Fittsfield, Massachusetts	NEW	C. P. 1310 kc; 100 W.

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October 3, 1931

HEARING CALENDAR

The following hearings are schedule for the week commencing Monday, October 5, 1931. All hearings commence at 10 a. m.

TUESDAY, October 6, 1931

Docket #1146	NEW	Harry Byron Lee Lamar, Colorado	C. P.	1310 kc	100 W. Daytime
Docket #1331	KFUP	Fitzsimmons General Hospital, U. S. Army Denver, Colorado	Ren. Lic.	1310 kc	100 W. Shares with KFXJ
Docket #1330	KFUP	Fitzsimmons General Hospital, U. S. Army Denver, Colorado	Vol. Assign. of Lic. and C. P.	1310 kc	100 W. Shares with KFXJ
	KFUP	Fitzsimmons General Hospital, U. S. Army Denver, Colorado	Mod. of C. P.	1310 kc	100 W. Share with KFXJ
Docket #1335	KFXJ	H. G. and Chas. Howell Western Slope Broad- casting Co. Grand Junction, Colorado	Mod. of Lic.	1310 kc	100 W. Unlimited time
			Present Assignment:	1310 kc	100 W. Shares with KFUP

VISUAL BROADCASTING

THURSDAY, October 8, 1931

Docket #1260	NEW	Missouri Broadcasting Co. St. Louis, Missouri	C. P.	2200-2299 kc	500 W. Limited time
Docket #1266	NEW	Greater St. Louis Brdcg Kirkwood, Missouri	C. P.	2850-2950 kc	500 W. Unlimited time

WEDNESDAY, October 7, 1931

Docket #1254	NEW	Monumental Radio Inc. Baltimore, Maryland	C. P.	2000-2100 2850-2950, 2100-2200 2750-2850 kc	500 W. Unlimited time
Docket #1269	NEW	Hochschild, Kohn & Co. Inc. Baltimore, Maryland	C.P.	2850-2950 kc	500 W. Unlimited time

## APPLICATIONS RETURNED

During the current week the Commission returned the following applications as they did not conform to the rules and regulations of the Commission:

2-ML-B-883	Associated Radiocasting Corp. WAIU Columbus, Ohio		Mod. of lic. increase of power and hours of operation. (Did not comply with G.O. 40. Equipment not capable of increase)
3-P-B-2341	KGKL, Incorporated San Angelo, Texas	KGKL	C. P. change frequency to 970 kc, power to 1 KW and change equipment. (Returned at request of applicant.)
3-P-B-2342	South Carolina Broadcasting Co. Inc. Columbia, South Carolina	WIS	C. P. change equipment and increase day power on 1010 kc. (Returned at request of applicant).
3-P-B-2327	Hattiesburg Broadcasting Co. Hattiesburg, Mississippi	WREJ	C.P. to move station locally, install new equipment and operate unlimited time on 1370 kc. (Not considered necessary).
4-ML-B-885	St. Louis Truth Center, Inc. St. Louis, Missouri	KFWF	C. P. to change frequency to 1420 kc, half-time. (Does not comply with G. O. 102).
4-Z-P-31	Mona Motor Oil Co. Council Bluffs, Iowa	KOIL	Antenna Resistance Measurement. (Not in proper form).
5-P-E-2282	KSEI Broadcasting Ass'n Pocatello, Idaho	KSEI	C.P. to change equipment. (License assigned to Radio Service Corp.)
5-F-P-138	KSEI Broadcasting Ass'n Pocatello, Idaho	KSEI	Automatic frequency control. (License assigned).
5-P-E-2213	KSEI Broadcasting Ass'n Pocatello, Idaho	KSEI	C.P. for 630 kc, 500 W. change equipment. (License assigned).
5-PE-2192	City of Fort Morgan Fort Morgan, Colorado	KGEW	C. P. change equipment and increase day power on 1200 kc. (Did not comply with G. O. 115, G.O. 102).
5-P-E-2340	H. Z. Myers and R. D. Lemert, D/B as San Joaquin Valley Broadcasting Company Bakersfield, California	NEW	C. P. new station on 1420 kc. (Did not comply with G.O. 102).
5-P-E-2198	James McClatchy Company Fresno, California	KMJ	C. P. to change frequency to 1490 kc, increase power, and change equipment. (Did not comply with G.O. 111 and 115).



October 3, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission requesting authority to erect new stations or make changes in present assignments which may involve the status of existing stations:

<u>FIRST ZONE</u>				
<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>	
1-PF-2342	WPRO	Cherry & Webb Broadcasting Co. Providence, Rhode Island	C. P. make changes in equipment and move studio locally.	
1-MPB-250	WOAX	WOAX, Inc. Trenton, New Jersey	Mod. C. P. change equipment and extend completion date to 12/1/31	
1-ALB-387	WMBO	Radio Service Laboratories Auburn, New York	Vol. assignment of license to WMBO, Inc.	

SECOND ZONE

2-MPB-257	WFIW	WFIW, Inc. Hopkinsville, Kentucky	Mod. C. P. move transmitter locally and make changes in equipment.	
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THIRD ZONE

3-PB-2347	NEW	Irene Reynolds Jacksonville, Florida	C. P. new station 1200 kc; 100 W.; unlimited time.	
3-PE-2094	NEW	WMLT Broadcasting Co. Natchez, Mississippi	C. P. request 1310 kc; 100 W.; share with KRMD. Facilities of KTSL.	

The assignment requested is now used by station KTSL, Shreveport, La. sharing time with station KRMD in the same community. Station on adjacent frequency with mileage separation less than that recommended by the Engineering Division of the Commission in similar circumstances, and under which distance, interference might be caused if the application is granted, is WSMB, New Orleans, La. 130 miles. The Third Zone is over-quota; Louisiana is over-quota; Mississippi is due 5.60 and is now assigned 3.00 units. The granting of this application would increase the quota 0.1 unit.

3-MPB-255	WBHS	The Hutchens Company Huntsville, Alabama	Mod. C. P. extend completion date to March 3, 1932.	
3-SAB-16	KTHS	Hot Springs Chamber of Commerce Hot Springs, Arkansas	Spec. authority to use 970 kc "on Saturday afternoons and Thanksgiving before 6 p.m. also on October 1 from 1 to 4 p.m.	

The requested frequency is now assigned to station KJR, Seattle, Wash. operating unlimited time. Station WCFL, Chicago, Ill. has experimental authority to use unlimited time on this channel.

## APPLICATIONS RECEIVED (Continued)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FOURTH ZONE</u>			
4-PB-2169	WRJN	Racine Broadcasting Corp. Racine, Wisconsin	C. P. resubmitted request facilities WJBC and WJAZ on 1370 kc.

The original application requests increase in power from 100 to 250 watts daylight. The facilities requested are from station WJBC, La Salle, Ill. and station WJAZ, Mount Prospect, Ill. The Fourth Zone is over-quota; Illinois is over-quota; Wisconsin is under-quota.

<u>FIFTH ZONE</u>			
5-MPE-256	KFXV	Albert H. Scherman Flagstaff, Arizona	Mod. C. P. make changes in equipment; extend completion date to November 1, 1931.
5-ML-E-387	KGVO	Mosby's Incorporated Missoula, Montana	Mod. of lic. change hours of operation to 9 a.m. to 9 p.m.
5-AL-E-386	KFJR	Ashley C. Dixon & Son Portland, Oregon	Vol. assignment of lic. to Ashley C. Dixon-KFJR, Inc.
5-P-E-2346	KOB	New Mexico College of Agriculture and Mechanic Arts State College, New Mexico	C. P. to move station to Albuquerque, New Mexico, and make slight changes in equipment.

The granting of this application will move the station 200 miles north of its present location. The applicant now shares time with station KEX, Portland, Ore. The distance now separating these stations is 1280 miles; by the proposed move it will be reduced to 1135 miles. Station KGGM with power of 250 watts operates at Albuquerque on 1230 kc, 50 kilocycles removed from the present operating assignment of the applicant.

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## PERMIT APPLICATIONS RECEIVED

During the current week the Commission received applications for construction permits requesting authority to install new transmitters or make changes in present equipment from the following stations: KGFF, Shawnee, Okla.; WEEN, Buffalo, N.Y.; KXL, Portland, Oregon.

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## LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering construction permits which had previously been authorized by Commission action from the following stations: WHAS, Louisville, Ky; WSAR, Fall River, Mass.; and WTFI, Athens, Georgia.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS  
NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

October 10, 1931

## IS ORGANIZATION NECESSARY?

The National Association of Broadcasters will hold its Ninth Annual Convention at Detroit, Mich., October 26, 27 and 28. Ten years ago, September, 1921, the Department of Commerce issued its first licenses to broadcasting stations. The National Association of Broadcasters, therefore, is just one year younger than the broadcasting industry.

Pioneers in broadcasting were quick to see the need for cooperation in an industry so fraught with legislative, legal and economic problems. They knew that only by the closest cooperation could they protect their investments and hope to reap the rewards of their labors. Their operation was under Government license and their raw material, music, was given protection against them by the Government.

But the need for organization has increased greatly since 1921. While all of the problems which confronted those early broadcasters subsist, the last few years saw the birth of nearly a hundred new problems far more dangerous than the earlier ones.

Today broadcasters must fight organized and powerful opposition. The broadcasters didn't start it, the fight was carried to them. And the fight will be lost unless broadcasters will put aside petty prejudices and join together to defend their own interests.

October 10, 1931

## ASTROLOGERS INVOLVE STATIONS

Station KTAB, Associated Broadcasters Inc. San Francisco, Calif. must stand hearing on renewal of its license because the Commission is of the opinion that (1) information being broadcast over the station is not in the public interest; talks of one "Zoro" during September not in public interest; (2) licensee of station permitted use of station to others for their own personal benefit; (3) "Zoro" used station to deliver personal messages to private individuals.

Station WCBA, B. Bryan Musselman, Allentown, Pa. must also face hearing on license renewal because certain individuals have charged that the "station is being operated for personal interest of private individuals; programs are not in public interest; licensee has permitted broadcasting by astrologer with questions and answers not in the public interest; licensee permitted false and misleading 'ads' to be broadcast, etc."

The Commission this week voted to set renewal applications of both stations for hearing.

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## PATENT POOL STRIKES SNAG

Negotiations between the Department of Justice and certain companies in the radio industry, which are named as defendants in the Government's anti-trust suit, have been temporarily broken off, it was announced at the Department of Justice this week, because of some difficulties in making certain stock readjustments.

Broadcasters are interested in the progress of these negotiations because of the licenses held by the companies involved in the suit and because broadcasting patents of the telephone company would be included in the field of the open patent pool which is contemplated as a part of the solution proposed by the Government. It is understood that transcription patents are also within the field of the pool with certain exceptions in favor of the telephone company.

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## EDUCATIONAL STATIONS NUMBER 83

Stations operated by schools, universities, churches, municipalities and charitable institutions now number 83, of which 30 are engaged in commercial broadcasting. Of the 53 which do not sell time, 26 hold membership in the National Association of Broadcasters. Stations operated by charitable, religious or educational institutions and which do not sell time are entitled to membership in the Association without cost.

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## RESOLUTIONS COMMITTEE NAMED

President Damm has appointed the following as members of a Resolutions Committee to serve at the Detroit meeting: Henry A. Bellows, WCCO, Minneapolis, Minn. chairman; John Shepard III, WNAC, Boston, Mass.; George Chase, WFAA, Dallas, Texas; Birt F. Fisher, KOMO, Seattle, Wash.; and Martin Campbell, WHAS, Louisville, Kentucky.

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October 10, 1931

#### WCAU PUBLISHES SUMMER SURVEY

A comprehensive survey of the habits and preferences of Summer radio audiences in Philadelphia and vicinity has just been completed by Herman S. Hettlinger and Richard R. Mead of the University of Pennsylvania. With permission of the authors the survey has been printed by the Universal Broadcasting Company, Station WCAU, Philadelphia, Pa. The general principles deductible from the survey are applicable in nearly every city in the United States. Dr. Leon Levy, Station WCAU, has authorized the National Association of Broadcasters to state that he will be glad to mail copies of the survey to interested stations as long as the supply lasts.

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#### NEWSPAPERS FIGHT BROADCASTING

The Ventura Free Press, Ventura, California, is enlisting newspapers of the United States in a campaign to drive advertising from the air, it is openly admitted by H. O. Davis, publisher of the California newspaper, in a circular letter to newspapers.

"The goal of its campaign," says the newspaper, "is the removal of advertising from the air in order to make room in the overcrowded ether for education, information, the public service, and to protect the country's publishers against unfair competition."

"The present system of commercial broadcasting supported exclusively by advertising receipts is wrong. It is an actual and potential danger to American character, culture and institutions. On this point the evidence, to those who know and understand the real conditions, is overwhelming. The broadcasting system must be changed radically, rebuilt from the ground up. And when it is so rebuilt, advertising as the main support of broadcasting will vanish."

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#### NOTICE TO MEMBERS

With the annual meeting just sixteen days away, the attention of members in arrears is called to the provisions of the Constitution and By-Laws relating to the payment of dues. On September 12, through the Bulletin, the provisions of By-Law 10, being the forfeiture section, were pointed out. Members not in good standing within the meaning of the Constitution and By-Laws will not be permitted to vote at the Detroit meeting.

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#### RMA PRAISES HIGH POWER GRANTS

The Radio Manufacturers Association, in a statement by Bond Geldes, executive vice-president, commended the Commission for its high power decisions. "The high power will increase signal strength and reduce static or interference. Especially in the Southern and Western states will the benefit of the increased broadcasting power be appreciated."

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## MISCELLANEOUS COMMISSION ACTIONS

The Iowa Broadcasting Co. KSO, was granted an extension of time by the Commission this week in the matter of filing depositions in case now pending (FRC File 4-PB-2258). The hearing on the case is tentatively scheduled for November 30, 1931.

The motion of stations WREC, WMC and WMBQ, Memphis, Tenn. asking that the Commission reconsider the action granting station WNBR, Memphis, Tenn. authority to move its transmitter was denied by the Commission.

After satisfactory explanation, the Commission accepted the formal notice of appearance of station WJBU, Bucknell University, Lewisburg, Pa. although the notice was not filed within the specified time.

The renewal applications of stations KWKH, Shreveport, La. and WWL, New Orleans, La. were withdrawn from the hearing docket and dismissed by the Commission because the stations have filed a formal time sharing agreement with the Commission signed by both stations and the equipment of station KWKH now complies with the standards of the Engineering Division.

The Commission accepted the answer and notice of desire to be heard filed by Denison Radio Laboratory, Denison, Texas, requesting authority to erect a new station. The case is set down for hearing in its regular order on November 10, 1931.

The Commission granted the Baltimore Broadcasting Corporation, Baltimore, Md ten days additional time to file exceptions to Examiners Report No. 255.

The Commission dismissed the complaint filed against station KFVB, charging misleading advertising in connection with automobile insurance. The Commission accepted the station's explanation that the advertising had been approved by the Better Business Bureau.

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## STATION WOL FILES PROTEST

Claiming that the Commission on May 20, 1929, granted Station WOL, Washington, D. C. an increase in power to 250 watts but never carried out its grant, the American Broadcasting Company this week filed a protest with the Commission against the granting to the Columbia Broadcasting System of a permit to construct a 250-watt booster station in Washington. The protest does not object to the booster station principle but sets out that before the quota of the District of Columbia is further increased, Station WOL should be given the power increase which it states it was granted. The statement filed by WOL states that the Commission granted that station 250 watts power and at the same time directed its engineering division to find a suitable frequency. It is alleged that the engineering division has never reported in accordance with instructions and that the grant has never been carried out by the Commission.

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## CONSTITUTION REVISION PROPOSED

The Managing Director's office this week mailed to all members of the Association copies of the Constitution and By-Laws which set out the revisions proposed by the Board of Directors. The amendments will be voted upon at the Detroit meeting.

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October 10, 1931

## ACTION ON EXAMINERS REPORTS

Acting on three examiners reports, the Commission this week sustained the recommendation of its examiners in two instances and reversed the findings in a third case.

The recommendation of Examiner Pratt, (Report 221) was reversed by the Commission in denying the request of Station WIL, St. Louis, Mo. for authority to increase hours of operation from sharing time with Stations WMAY and KFWF to unlimited time on 1200 kc. Conceding the applicant offers a more diversified service than does Station KFWF, the Commission nevertheless concluded that a sufficient showing had not been made to withdraw the facilities of the respondent station.

Denying the application of Station WCLO, Janesville, Wis. for authority to increase daytime power from 100 to 250 watts on its present assignment of 1200 kc, the Commission sustained the recommendation of Examiner Hyde (Report 230) finding that the granting of the application would probably cause interference to stations on the same frequency and further that the requested power increase would work a violation of the Davis Amendment.

Concluding the removal of Station KGFV from Ravenna to Kearney, Nebraska, would enable the station to "render service to a much larger population than is now served" the Commission granted the request of the applicant sustaining the recommendation of the examiner (Report 234). Recognizing the contention of the applicant that the station will enjoy greater financial support and program talent at Kearney, the Commission answered the opposition to the granting of this application by Station KGNE, North Platte, Neb. with this statement: "It does not appear that the granting of this application would cause any interference with the services of existing stations operating on the same or adjacent frequencies."

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## RENEWAL HEARINGS DISMISSED

Under the provisions of General Order 114, the Commission had requested renewal of license applications from stations WCOH, Yonkers, N. Y.; WMRJ, Jamaica, N. Y.; WGBB, Freeport, N. Y.; KPOF, Denver, Colo.; and KFKA, Greeley, Colo. because applications had been filed requesting the facilities of these stations. The applicants failed to file appearances within the specified time, and the applications were denied by the Commission. The Commission, therefore, dismissed the renewal applications of the existing stations from the hearing calendar during the current week.

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## STATION LIST CHANGES

Changes and corrections to the current list of broadcasting stations, edition of February 2, 1931, were issued this week by the Commission. The changed status of twelve stations are shown. A complete list of police, emergency and fire stations has also been issued by the Commission. Copies of these releases may be secured by writing NAB Headquarters, National Press Building, Washington, D. C.

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## COMMISSION APPOINTS COUNSEL

This week the Commission appointed George H. Long of Tupelo, Miss. to the Legal Division as assistant counsel. Mr. Long will take up his new duties November 1, replacing George Porter, recently promoted to the post of assistant general counsel.

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October 10, 1931

RADIO DEFAMATION HELD LIBEL

Judge R. M. Webster of the District Court in Spokane, Wash. ruled that defamatory words uttered over a broadcasting station amount to libel rather than slander. This ruling was made in a suit brought by Sheriff Miles for \$25,000 damages against Louis Wasmer Inc. a corporation; Louis Wasmer and Elizabeth Wasmer, husband and wife; Charles C. Lantry and Eva Lantry, husband and wife; and William H. Castner and Agnes A. Castner, husband and wife. It was alleged that Castner delivered a prepared speech over the station which, it was charged, contained defamatory statements against the sheriff. Among other things the court said:

"In this complaint, it is charged that Charles C. Lantry and Louis Wasmer not only received and broadcast this matter, but that they reserved the right to change and alter the manuscript supplied to them, and that, as a matter of fact, they did edit and change the original manuscript and did read it as changed.

"They, then, would be connected, not only with the broadcasting or the announcing, but with the preparation. And if the matter involved in the statement were untrue and defamatory, it seems to me that they would be chargeable with a libel.

"Everybody knows, I think, or most people know when they hear a statement over the radio, that that statement is not an extemporaneous affair, that it is a prepared statement and that it represents deliberation and reflection and preparation of the announcer or person who has submitted it for broadcasting.

"It undoubtedly must be true, then, that we will have to regard the prepared statement submitted to the radio company for publication over the radio as in the same category with a libel. I do not see how it can be regarded otherwise."

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A CORRECTION

In the third paragraph of the story in last week's BULLETIN reporting the high power decisions it was stated that "Commissioner Sykes then moved that the recommendation of Chief Examiner Yost in Report 40, granting all 25 KW to all applicants not receiving 50 KW, be adopted." The sentence should have read as follows:

"Commissioner Sykes then moved that the recommendation of Chief Examiner Yost in Report 40, granting all 25 KW to all applicants not receiving 50 KW, be DENIED." The motion, however, was lost with Commissioner Sykes and Chairman Saltzman voting for the motion.

The BULLETIN assumes full responsibility for the error which is deeply regretted. Please make the proper correction on your file copies.

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STATIONS ADDED TO NETWORK

Stations WWNC, Asheville, N. C. and WIS, Columbia, S. C. will be added to the network of the National Broadcasting Company this week.

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October 10, 1931

MASSACHUSETTS SET CENSUS HIGH

With the announcement this week by the Bureau of Census that 57.6 per cent of the homes in Massachusetts are radio-equipped, the Old Bay State takes first place among the 43 states and the District of Columbia, so far reported, in its percentage of families owning radio receivers.

Out of 1,024,527 families in Massachusetts, 590,105 homes have receivers. The number of persons per family in the state is 4.2. This latest tabulation increases the total number of sets in the figures thus far released to 7,175,048, out of a total of 20,273,508 families, according to the Bureau of Census.

The ranking state in total number of sets is California with 839,991. Ohio follows with 810,767. Rhode Island is only one-half of one per cent behind Massachusetts in its proportion of sets to families. Out of 165,811 homes in the nation's smallest state, 794,594 receivers were counted, or a percentage of 57.1.

Reports for New York, New Jersey, Pennsylvania, Illinois and Texas have not been made public. These include the more thickly populated areas of the country and the tabulations from these states should increase considerably the total number of sets.

The complete tabulation of all states on which reports have been issued follows

<u>STATE</u>	<u>NO. OF FAMILIES</u>	<u>PERSONS PER FAMILY</u>	<u>NO. OF RADIOS</u>	<u>PER CENT</u>
ALABAMA	592,530	4.5	56,491	9.5
ARIZONA	106,630	4.1	19,295	18.1
ARKANSAS	439,408	4.2	40,248	9.2
CALIFORNIA	1,618,533	3.5	839,991	51.9
COLORADO	268,531	3.9	101,376	37.8
CONNECTICUT	389,596	4.1	213,821	54.9
DELAWARE	59,295	4.0	27,183	45.8
DISTRICT OF COLUMBIA	126,014	3.9	67,880	53.9
FLORIDA	377,823	3.9	58,446	15.5
GEORGIA	654,009	4.5	64,908	9.9
IDAHO	108,515	4.1	32,869	30.3
INDIANA	844,463	3.8	351,540	41.6
IOWA	636,905	3.9	309,237	48.6
KANSAS	488,055	3.9	189,527	38.8

October 10, 1931

## MASSACHUSETTS SET CENSUS HIGH (Continued)

<u>STATE</u>	<u>NO. OF FAMILIES</u>	<u>PERSONS PER FAMILY</u>	<u>NO. OF RADIOS</u>	<u>PER CENT</u>
KENTUCKY	610,288	4.3	111,452	18.3
LOUISIANA	486,424	4.3	54,364	11.2
MAINE	198,372	4.0	77,803	39.2
MARYLAND	386,087	4.2	156,465	42.9
MASSACHUSETTS	1,024,527	4.2	590,105	57.6
MICHIGAN	1,183,157	4.1	599,196	50.6
MINNESOTA	608,398	4.2	287,880	47.3
MISSISSIPPI	472,354	4.3	25,475	5.4
MISSOURI	941,821	3.9	322,252	37.4
MONTANA	137,010	3.9	43,809	32.0
NEBRASKA	343,781	4.0	164,324	47.8
NEVADA	25,730	3.5	7,869	30.6
NEW HAMPSHIRE	119,660	3.9	53,111	44.4
NEW MEXICO	98,820	4.3	11,404	11.5
NORTH CAROLINA	645,245	4.9	72,329	11.2
NORTH DAKOTA	145,382	4.7	59,352	40.8
OHIO	1,700,877	3.9	810,767	47.7
OKLAHOMA	565,348	4.2	121,973	21.6
OREGON	267,690	3.6	116,299	43.5
RHODE ISLAND	165,811	4.2	94,594	57.1
SOUTH CAROLINA	366,265	4.8	28,007	7.7
SOUTH DAKOTA	161,332	4.3	71,361	44.2
TENNESSEE	601,578	4.4	86,229	14.3
UTAH	116,254	4.4	47,729	41.1
VERMONT	89,439	4.0	39,913	44.6

October 10, 1931

MASSACHUSETTS SET CENSUS HIGH (Concluded)

<u>STATE</u>	<u>NO. OF FAMILIES</u>	<u>PERSONS PER FAMILY</u>	<u>NO. OF RADIOS</u>	<u>PER CENT</u>
VIRGINIA	530,092	4.6	96,569	18.2
WASHINGTON	426,019	3.7	180,229	42.3
WEST VIRGINIA	374,646	4.6	87,469	23.4
WISCONSIN	713,576	4.1	364,425	51.1-
WYOMING	57,218	3.9	19,482	34.0

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RADIO DIVISION ISSUES PAMPHLET

A pamphlet describing the radio activities of the Radio Division of the Department of Commerce has just been published by the Government Printing Office. The booklet contains a detailed description of the Grand Island, Neb. monitoring station and reviews briefly the many activities of the Radio Division and the radio work of the Bureau of Standards and the Lighthouse service. Important events in radio peak in the waves of wireless progress are given in the concluding chapter of the pamphlet. Copies are for sale by the Superintendent of Documents, Washington, D. C. for 10 cents each.

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RULES AND REGULATIONS MAILED

By arrangement with the Northwestern University Press, the National Association of Broadcasters this week mailed to all stations a pamphlet containing all General Orders of the Commission, being a reprint from the April number of the Journal of Radio Law. The orders will be kept up to date in future issues of the Journal of Radio Law.

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COST ACCOUNTING SYSTEM

Members of the Association will receive shortly an outline of a uniform cost accounting system for broadcasting stations, prepared by President Damm, and also a more simplified chart of accounts prepared by Chariman Hedges of the Executive Committee. These are submitted as the basis for discussion at the annual meeting. The supply of these charts is limited and members are reminded to bring both the cost accounting data and the copy of the constitution and by-laws with the proposed amendments with them to the Detroit meeting.

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October 10, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FIRST ZONE</u>		
WPRO	Cherry & Webb Broadcasting Co. Providence, Rhode Island	Granted C. P. to make changes in equipment and move studio locally.
WEEI	Edison Electric Illuminating Co. Boston, Mass.	Granted authority measure station power by direct measurement of antenna input.
WEAN	Shepard Broadcasting Service Inc. Providence, Rhode Island	Granted authority measure station power by direct measurement of antenna input.
WCAX	Burlington Daily News Inc. Burlington, Vermont	Granted extension of completion date to November 7, 1931.
<u>SECOND ZONE</u>		
WIBM	WIBM, Inc. Jackson, Michigan	Granted mod. of lic. increase hours of operation from sharing with WJBK to simultaneous daytime operation and sharing at night with WJBK.
WJBK	James F. Hopkins, Inc. Detroit, Michigan	Granted C. P. make changes in equipment to increase power, 100 W.; hearing on increase in operating power will be held; simultaneous night operation with WIBM denied.
WJBK	James F. Hopkins, Inc. Detroit, (Highland Park) Mich.	Granted mod. of lic. change hours of operation from sharing with WIBM to sharing night hours with WIBM and simultaneous day operation with WIBM.
WKJC	Kirk Johnson & Company Lancaster, Pennsylvania	Granted consent voluntary assignment of license to Lancaster Broadcasting Service.
<u>THIRD ZONE</u>		
WCOA	City of Pensacola, Pensacola, Florida	Granted mod. of C. P. extend completion date to February 1, 1932, and commencement date from September 1, 1931 to January 1, 1932.
WFDV	Dollies Goings Rome, Georgia	Granted voluntary assignment of license to Rome Broadcasting Corp.
WBHS	Hutchens Company Huntsville, Alabama	Granted mod. of C. P. extend completion date to March 3, 1932.

## APPLICATIONS GRANTED (Continued)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FOURTH ZONE</u>		
WJAK	Marion Broadcast Company Marion, Indiana	Granted voluntary assignment of license to The Truth Publishing Co. Inc.
WJAK	The Truth Publishing Co. Inc. Marion, Indiana	Granted C. P. to move studio and transmit- ter from Marion to Elkhart, Ind. and in- stall new equipment.
WTAD	Illinois Stock Medicine Brdgc Quincy, Illinois	Granted mod. lic. change name to Illinois Broadcasting Corporation.
KWCR	Harry F. Paar Cedar Rapids, Iowa	Granted voluntary assignment of license to Cedar Rapids Broadcast Company. (This application was designated for hear- ing on Oct. 6, reconsidered and granted).

FIFTH ZONE

KIT	Carl E. Haymond Yakima, Washington	Granted mod. C. P: extend commencement and completion dates on C. P. from July 1 to November 1, 1931, and October 1 to Decem- ber 31, 1931, respectively.
KXL	KXL, Inc. Portland, Oregon	Granted C. P. install new equipment.

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## LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license cover-  
ing previously authorized construction permits to the following stations: KLPM,  
Minot, N. D.; KQW, San Jose, Calif.; WSAR, Fall River, Mass.; WHAS, Louisville,  
Ky; WGST, Atlanta, Georgia.

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## APPLICATIONS DISMISSED

The following applications were dismissed at the request of the applicants by  
the Commission during the current week:

1-MLB-758	WGBS	General Broadcasting System New York, N. Y.	Mod. Lic. 930 kc; 250 W. hours not used by WAAT on 940 kc.
1269			
1-PF-76	NEW	Hochschild, Kohn & Co. Baltimore, Maryland	C. P. 2850-2950 kc; 500 watts, unlimited time.
LETTER	WGR	Buffalo Broadcasting Co. Buffalo, New York	Motion for termination of authority for station WKRC, Cincinnati, to use addi- tional power.
4-MLB-871	WMT	Waterloo Broadcasting Co. Waterloo, Iowa.	Mod. Lic. 600 kc; 500 watts, unlimited.

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October 10, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, October 12, 1931. All hearings commence at 10 a. m.

WEDNESDAY, October 14, 1931

ORAL ARGUMENT BEFORE THE COMMISSION

Docket #1069	NEW	A. B. Murray and T. P. Singletary Baton Rouge, Louisiana	C. P.	1500 kc	100 W. Unlimited time
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HEARINGS BEFORE EXAMINER

Docket #1338	WMCA	Knickerbocker Brdcstg Co. New York, N. Y.	C. P.	570 kc	500 W. Share with WNYC
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(Requests authority to move transmitter)

Docket #1337	WMCA	Knickerbocker Brdcstg Co. New York, N. Y.	Ren. Lic.	570 kc	500 W. Shares with WNYC
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Docket #1341	WNYC	City of N. Y. Dept. of Plant & Structures New York, N. Y.	Ren. Lic.	570 kc	500 W. Shares with WMCA
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Docket #1343	WICC	Bridgeport Brdcstg Sta. Inc. Bridgeport, Connecticut	Ren. Lic.	600 kc	250 W. 500 W. LS Shares with WCAC
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Docket #1352	WCAC	Conn. Agricultural College Storrs, Connecticut	Ren. Lic.	600 kc	250 W. Shares with WICC
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THURSDAY, October 15, 1931

BROADCASTING

Docket #1255	NEW	Troy Broadcasting Co. Troy, Alabama	C. P.	1420 kc	50 W. Unlimited time
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Docket #1258	WIOD- WMBF	Isle of Dreams Brdcstg Corporation Miami, Florida	C. P.	1300 kc	1 KW 2½ KW LS (Present Assignment: 1300 kc 1 KW LS, 500 W. night and 500 W. exper. unlimited)
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Docket #1262	NEW	Americus Broadcast Co. Americus, Georgia	C. P.	1420 kc	50 W. Unlimited time
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Docket #1305	WMBR	F. J. Reynolds Tampa, Florida	Ren. Lic.	1370 kc	100 W. Unlimited time
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October 10, 1931

HEARING CALENDAR (Continued)

FRIDAY, October 16, 1931

TELEVISION

Docket #1266 NEW Greater St. Louis Brdgc Corp. C. P. 2850-2950 kc 500 W.  
Kirkwood, Missouri Unlimited time

RELAY BROADCASTING

Docket #1326 NEW Isle of Dreams Brdcstg Corp. C. P. 6000, 9600, 2.5 KW  
Miami Beach, Florida 11800, 15100 kc  
12 hours day  
3 hours night.

APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

FIRST ZONE

NEW Boston Herald Traveler Corp. C. P. 1500 kc; 100 watts; unlimited.  
Boston, Mass.

SECOND ZONE

WIBG St. Paul P. E. Church Default entry of August 6, 1931, rescinded  
Elkins Park, Pennsylvania and application for hearing on renewal of  
license set for October 20, 1931.

THIRD ZONE

NEW WNAT Broadcasting Co. C. P. 1310 kc; 100 watts; share with KRMD.  
Natchez, Mississippi

KFXR Exchange Avenue Baptist Church Renewal of License.  
Oklahoma City, Okla.

FOURTH ZONE

KWCR Harry F. Paar Requests voluntary assignment of license to  
Cedar Rapids, Iowa Cedar Rapids Broadcast Company.

KWCR Cedar Rapids Broadcast Co. Requests mod. of lic. change hours of opera-  
Cedar Rapids, Iowa tion from sharing with KFJY and KFGQ to  
sharing with KFGQ only.

WTAD Illinois Stock Medicine Brdcstg C. P. move station to the Murphy Building,  
Quincy, Illinois East St. Louis, Illinois.

KWCR Cedar Rapids Broadcast Co. Mod. Lic. change hours from sharing with  
Cedar Rapids, Iowa KFJY and KFGQ to sharing with KFGQ only.  
(This application was originally designated  
for hearing Oct. 10, 1931 - applicant re-  
quested reconsideration).

## APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission requesting authority to erect new stations or make changes on present assignments which may involve the status of existing stations:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>			
1-MLB-889	WEBR	Howell Broadcasting Company Buffalo, New York	Mod. Lic. use old equipment or auxiliary transmitter at present transmitter location.
1-APLB-8	WGBS	General Broadcasting System New York, N. Y.	Vol. assign. lic. and C. P. to American Radio News Corporation
1-PB-2178	WFDL	Tupper Lake Brdcstg Co. Tupper Lake, New York	C.P. amended request authority move station locally instead of Lake Placid, also amended as to equipment.

The Commission issued a preliminary order of revocation against this station recently. Under Commission regulations the station is allowed thirty days to file notice of appearance and answer the order. The expiration date of this filing is October 27, 1931.

<u>SECOND ZONE</u>			
2-FB-146	WNBO	John Brownlee Spriggs Washington, Pennsylvania	Install automatic frequency control.
2-MPB-258	WEEU	Berks Broadcasting Co. Reading, Pennsylvania	Mod. C.P. as to equipment and move transmitter and extend completion date.
2-PB-2350	WJR	WJR, The Goodwill Station Detroit, Michigan	C.P. make changes in equipment; increase power to 10 KW on 750 kc.
2-PF-83 a	NEW	WJR, The Goodwill Station Detroit, Michigan	Amendment to C.P. for 42000-46000; 48500-50300; 60000-80000 kc, 200 watts visual broadcasting.
2-ALB-389	WIBG	St. Paul's P. E. Church Elkins Park, Pennsylvania	Voluntary assignment of license to WIBG, Inc.

<u>THIRD ZONE</u>			
3-PB-2363	NEW	The Voice of Montgomery Montgomery, Alabama	C. P. erect new station 1500 kc; 100 watts; daytime share with KGKB.

The assignment requested seeks daytime operation sharing with station KGKB at Tyler, Texas. The nearest stations to Montgomery on this frequency are WDIX, Tupelo, Miss. 190 miles, and WRDW, Augusta, Ga. 265 miles. The Third Zone is over-quota; Texas is over-quota; Alabama is due 7.37 and is assigned 6.22 units. The granting of this application would increase the quota 0.1 unit.



## APPLICATIONS RECEIVED (Continued)

<u>FRG FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>THIRD ZONE (Continued)</u>			
3-MLB-888	WFDV	Dolies Goings Rome, Georgia	Mod. Lic. change frequency from 1370 to 1500 kc and hours of operation from day-time to unlimited.

This application should be considered in connection with the above request for new facilities at Montgomery, Ala. Both applications request the same frequency. Station WRDV asks for night operation on the channel. The stations closest to Rome on the requested frequency are WDIX, Tupelo, Miss. 200 miles; WRDW, Augusta, Ga. 200 miles, and WOPI, Bristol, Tenn. 230 miles. The Third Zone is over-quota; Georgia is due 8.10 and assigned 7.95 units. The granting of this application would increase the quota 0.1 unit.

3-ALB-388	WRBJ	W. E. Bartclift, F. E. Bartclift, P. L. Bartclift and J. H. Barbour, d/b as Hattiesburg Brdcast Co. Hattiesburg, Mississippi	J. H. Barbour requests authority to assign his interest in WRBJ's license to W.E. F.E. and P.L. Bartclift, d/b as Hattiesburg Broadcasting Co.
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FOURTH ZONE

4-ZB-35	KOIL	Mona Motor Oil Co. Council Bluffs, Iowa	Direct measurement of antenna input.
4-PB-2351	WHEB	Reardsley Specialty Co. Rock Island, Illinois	C. P. move station locally.
4-P-F-109	NEW	Dr. George W. Young Minneapolis, Minn.	New construction permit for 2000-2100 kc, 500 watts, visual broadcasting.

FIFTH ZONE

5-MPB-889	KDFW	R. S. McMillan Beverly Hills, Calif.	Mod. C. P. change equipment and extend commencement and completion date.
5-PB-2352	KGEW	City of Fort Morgan Fort Morgan, Colorado	C. P. make changes in equipment.
5-MLB-878	KGU	Marion A. Mulrony and Advertiser Publishing Honolulu, Hawaii	Mod. Lic. requesting authority to change frequency from 940 to 750 kc, increase power to 2 KW experimentally and unlimited time.
5-PB-1970	KGU	Marion A. Mulrony and Advertiser Publ. Co. Honolulu, Hawaii	C. P. change frequency from 940 to 750 kc and increase power to 2 KW experimentally with unlimited time.

October 10, 1931

APPLICATIONS RECEIVED (Concluded)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
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FIFTH ZONE (Continued)

The applications are being resubmitted to the Commission. They were returned because they were in violation of Commission regulations. The frequency and assignment requested is a cleared channel assigned, under G. O. 40, to the Second Zone and now used by Station WJR, Detroit, Mich. with power of 5 KW and unlimited time. The granting of this application would work a violation of General Order 40. The Fifth Zone is over-quota; Hawaii is due 2.39 and assigned 1.40 units. The granting of this application would increase the Hawaii quota.

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LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits which had previously been authorized by Commission action from the following stations: WQAM, Miami, Fla.; WKBC, Birmingham, Ala.; and KFLX, Galveston, Texas.

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APPLICATIONS DENIED

The following applications were denied by the Commission during the current week, due to failure of applicants to file appearances within the time specified in General Order 93:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
1-PF-87	NEW	Easton Coil Company New York, N. Y.	C. P. 2750-2850; 43000-46000; 48500-50300; 60000-80000-; 500 watts.
1-PF-86	NEW	National Company Malden, Mass.	C. P. 2100-2000kc, 150 watts.
2-PF-92	NEW	Crosley Radio Corp. Cincinnati, Ohio	C. P. 2100-2200 kc; 1 KW
3-PF-85	NEW	Memphis Commercial Appeal Memphis, Tennessee	C. P. 2850-2950; 4300-4600 kc, 250 watts.
4-PF-93	NEW	Trav-Ler Mfg. Corp. of Ill. St. Louis, Missouri	C. P. 2300-2500; 1750-2000 kc; 500 watts.
4-PA-63	NEW	WMAQ, Inc. Chicago, Illinois	C. P. 5900-6040 kc; 500 watts.

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# NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING



WASHINGTON, D. C.

October 10, 1931

TO ALL MEMBERS:

The enclosed outline of a standard form of accounting, prepared by President Damm, and a more simplified chart of accounts, prepared by Chairman Hedges of the Executive Committee, are submitted for your study and comments. These outlines will constitute the basis for discussion at the Annual Convention of the National Association of Broadcasters at Detroit, Mich., October 26, 27 and 28, 1931.

Preserve these copies and bring them with you to the Detroit meeting along with your notes of comments.

PHILIP G. LOUCKS, Managing Director

PGL/OF

TO THE MEMBERSHIP OF THE  
NATIONAL ASSOCIATION OF BROADCASTERS

This association has two outstanding duties to perform.

1. Compilation of comparative station operating costs.
2. Promulgation of a uniform station market data folder.

If this is to be done - and there can be no serious question that it should not - then broadcasters must first waive some of their petty prejudices and hobbies in respect to accounting and data compilation.

It is generally conceded that any "average" - and a uniform accounting system and standard data form is nothing more or less than an "average" - does not satisfy everybody in detail, and that minor additions are required to suit the needs of specific cases.

But, if the fundamentals of the standards, together with the sub-fundamentals, are adopted, the "trimmings" to satisfy this one and that one need not interfere.

The greatest tendency to cause a breakdown and make the adopted standards valueless is to refuse to agree to the basic principles, to call a spade a heart and a diamond a club merely because that's the way "we" always have done it.

Until a uniform accounting system is used by broadcasters, no station will know whether its costs are in proper proportion to that of similar stations.

Until a standard station market data folder is presented, advertisers and agencies are going to pay little attention to the material they do receive, due mainly to the fact that a few rotten apples tend to spoil the good ones.

It is proposed that members indicate their willingness to join a movement for the adoption of a standard form of accounting and a uniform station market data folder.

Will you tear out the next page and indicate your willingness or unwillingness along these lines, together with any comments you might wish to make?

WALTER J. DAMM

President

Walter J. Damm, President,  
National Association of Broadcasters,  
c/o WTMJ, The Milwaukee Journal,  
Milwaukee, Wisconsin.

We are not willing to adopt the standard form of accounting  
as nearly as we can apply it to our operations.

We are not willing to issue a uniform station market folder  
when such a folder is presented for our consideration.

We are not willing to, from time to time, supply operating  
cost figures (confidential) to be used as averages in making  
comparative operating cost studies.

Comments:

Station\_\_\_\_\_

Location\_\_\_\_\_

By\_\_\_\_\_

CHART OF ACCOUNTS

And

BUDGET CONTROL

I SALARIES

A. Executive Staff:

1. Officers and Executives
2. Managers and Assistants

B. Commercial Staff:

1. Supervisors and sub-managers
2. Salesmen's salaries
3. Salesmen's commissions
4. Continuity writers
5. Secretaries and stenographers

C. Technical Staff:

1. Supervisors and sub-managers
2. Transmitter operators
3. Studio and control operators
4. Telegraphers
5. Maintenance staff --

- a. Transmitter building
- b. Studios and/or office building

D. Musical Staff:

1. Supervisors and sub-managers
2. Musicians (permanent)
3. Vocalists (permanent)
4. Librarians
5. Arrangers

E. Studio Staff:

1. Supervisors and sub-managers
2. Announcers
3. Sustaining program continuity writers

F. General Office:

1. Supervisors and sub-managers
2. Information clerks
3. Hostesses
4. Office clerks
5. Secretaries and stenographers

- G. Artists<sup>l</sup>Bureau
- H. Advertisers' Program Salaries
- I. Sustaining Program Salaries
- J. Miscellaneous

TOTAL SALARIES

II CURRENT EXPENSE

- A. Experimental:
  - 1. Short wave amateur
  - 2. Relay broadcasting
  - 3. Television
- B. Operating Materials and Supplies:
  - 1. Transmitter
  - 2. Speech input and remote control
- C. Office Expense:
  - 1. Stationery
  - 2. Music library
  - 3. Newspapers, magazines and books
  - 4. Postage
  - 5. Printed matter and forms
- D. Services - Fees - Licenses - Insurance:
  - 1. Advertisers' Program expense
  - 2. Sustaining program expense
  - 3. Chain sustaining program expense
  - 4. Business services
  - 5. Association and club dues --
    - a. Tax deductible
    - b. Tax non-deductible
  - 6. Licenses
  - 7. Royalties
  - 8. Legal services
  - 9. Auditing
  - 10. Rent
  - 11. Light and power --
    - a. Transmitter and building
    - b. Studio and/or office building
  - 12. Fuel - Gas - Oil --
    - a. Transmitter building
    - b. Studio and/or office building

13. Water
14. Broadcast circuits
15. Telephone and telegraph tolls
16. Cartage - Express - Freight
17. Taxes --

- a. Transmitter
- b. Studio and/or office building

18. Insurance --

- a. Auto
- b. Burglary - Fidelity - Explosion
- c. Fire
- d. Group and compensation
- e. Liability
- f. Plate glass
- g. Miscellaneous

19. Service labor

20. Artists' Bureau expense

21. Public address system

E. Field Expense:

1. Autos
2. Carfares and taxis
3. Transmitter building upkeep
4. Studio and/or office building upkeep
5. Station staff maintenance
6. Traveling

F. Promotion Expense:

1. Commercial business
2. Station popularity

G. Repairs and Renewals:

1. Transmitting equipment --

- a. Tubes
- b. Condensers and resistances
- c. Rotating and rectifier equipment
- d. Wiring
- e. Miscellaneous

2. Studio and Speech Input --

- a. Amplifier tubes
- b. Rectifier tubes
- c. Microphones
- d. Miscellaneous

3. Studios --

- a. Acoustic treatment
- b. Miscellaneous



- 4. Office Building
- 5. Station Building --
  - a. Heating
  - b. Lighting
  - c. Ventilation
  - d. Miscellaneous

H. Sundry:

- 1. Remodeling and Rearranging --
  - a. Studios and/or office building
  - b. Transmitter building
- 2. Donations --
  - a. Taxes - deductible
  - b. Taxes - non-deductible
- 3. Officers' and executives' personal expense
- 4. Miscellaneous

I. Depreciation:

- 1. Building --
  - a. Foundation 3½%
  - b. Super-structure 3½%
- 2. Land Improvements --
  - a. Fences 10%
  - b. Walls 15%
  - c. Driveways 10%
  - d. Landscaping 10%
- 3. Building Equipment --
  - a. Transmitter 15%
  - b. Studio and/or office building 15%
- 4. Operating Equipment (transmitter) --
  - a. Transmitter accessories 25%
  - b. Transmitter wiring 25%
  - c. Towers 10%
  - d. Ground equipment 10%
  - e. Frequency measuring equipment 25%
  - f. Oscillographs 25%
  - g. Batteries 50%
- 5. Operating Equipment (speech input) --
  - a. Amplifier and associated equipment 25%

b. Portable amplifiers	25%
c. Microphones	30%
d. Batteries	50%
e. Loud speaker	50%

6. Sundry:

a. Transmitter building furniture	15%
b. Studio and/or office furniture	15%
c. Studio and/or office equipment	15%

J. Public Address System

TOTAL CURRENT EXPENSE

GRAND TOTAL EXPENSE

III DEDUCTIONS FROM REVENUE

- A. Advertising Agencies' Commission
- B. Sales Representatives' Commission
- C. Allowances

IV REVENUE

- A. Advertisers Program Revenue
- B. Advertisers Service Revenue
  - 1. Local rate
    - a. Announcements, time signals, weather reports, etc.
    - b. Group sponsored programs
    - c. Regular talent programs
    - d. Electrical transcriptions
  - 2. General rate
    - a. Announcements, time signals, weather reports, etc.
    - b. Group sponsored programs
    - c. Regular talent programs
    - d. Electrical transcriptions
- C. Network
- D. Remote Control
- E. Artists' Bureau
- F. Public Address System

TOTAL REVENUE

NET EXPENSE AND EARNING

FOREWORD TO EXPLANATION

OF

ACCOUNTING SYSTEM

It is agreed that proximity to large metropolitan centers has an influence in increasing program costs. Also, that there are other factors which may have a bearing on a particular station's cost. However, to a greater extent than may at first be realized, uniform methods are of value, and many times resulting comparisons bring to light valuable data resulting in savings.

Because of the inter-related duties of many members of radio station staffs, viz., announcers, vocalists, office clerks, hostesses, musicians, librarian, etc., it is urged that any individual carrying on more than one duty be classed under the heading to which the major time is devoted.

Where staff members are paid "extra" money for duties outside their regular work, such extra payments should be charged to the classification to which they apply---not to the classification to which the individual's salary is charged.

No separate accounts are set up for overtime, vacations, temporary help, etc. Charges for such services should be to the account to which they apply and stations having any appreciable amount of such expenses should sub-divide the major heading into (1) full time, (2) part time.

Agency commission and money paid to special representatives should never be considered as salary or expense. These two charges as well as allowances and rebates should be classified as "deductions from revenue," and be kept in a separate account and deducted from gross revenue before entering revenue figures in any statement of costs.

In the first place, both advertising agency commissions and sales representative commissions are figured into the rate, and it is far more desirable in looking at a revenue figure to eliminate these from the gross.

Second, states having workmen's compensation laws compute charges on total salaries. If these two figures are included it will raise station fees.

Net revenue is a sounder basis for figuring all percentages of expense or cost in revenue.

Every station should keep a separate control account for promotion expense, supported by subsidiary accounts showing promotion used to popularize the station with advertisers and agencies, and promotion to popularize the station with the listener. The subsidiary accounts are for statistical purposes only and should not be included in any financial statement.

It must be understood that the following explanation of the various expense accounts is predicated on the experience gained through use of the system over a period of years. The primary and secondary classifications should be ample for most stations. It is, of course, just as possible for individual stations to add to these as it is to delete some of the sub-secondary accounts.

It is strongly urged that whenever a station does have an expense falling under any primary or secondary heading, the expense be so classified, and not - just because the amount seems inconsequential - be bulked under miscellaneous or combined with some other classification.

A careful analysis of so-called miscellaneous expense always brings to light items which should have been classified under a specific account, either provided for in the chart submitted, or a new account opened if they are likely to be recurring items.

## I Salaries

### A. Executive Staff:

#### 1. Officers and executives

It is intended that this account be used only by stations separately incorporated, and then only if the officers and executives receive a salary and do not act as station managers or assistant station managers. Where they act as station managers or assistants they should be placed under 2.

#### 2. Managers and assistants

There will be charged to this classification the salaries of such individuals who devote their full time to management, and not salaries of announcers or chief engineer or other people who simply carry the title of manager yet whose principal duties fall under headings actually indicative of their work.

### B. Commercial Staff:

#### 1. Supervisors and sub-managers

This account is for such salaries of individuals devoting full time to management of the commercial department. Such individuals would do very little actual selling and would not handle any commissionable sales. The heading is not for a salesman on salary who might carry the title of manager.

#### 2. Salesmen's salaries

The salaries of probationary and special salesmen only chargeable to this account.

#### 3. Salesmen's commissions

For all commission paid on commercial business and not to include any salaries.

#### 4. Continuity writers

Do not include salaries paid to sustaining continuity writers. In the event continuity writers do both, classify under account to which most of the time is devoted, or split salary.

5. Secretaries and stenographers

Unless persons of this order divide their full or major portion of time to the commercial department, it is suggested they be classed under general office secretaries and stenographers.

C. Technical Staff

1. Supervisors and sub-managers

For chief engineer and assistants acting in a supervisory capacity and not for operators merely carrying a title.

2. Transmitter operators

For those operators devoting full time to transmitter operation.

3. Studio and control operators

It is felt advisable to keep a separate account for operators at the studio and control panel as contrasted with operators working at the transmitter.

4. Telegraphers

For stations maintaining network order, wire operators where such operators devote their full time or major to such work.

5. Maintenance staff

a. Transmitter building

For janitors, electricians, etc., engaged in maintenance work at the transmitter or transmitter building. Would also include cooks, etc.

b. Studio and/or office building

For janitors, etc., engaged in maintenance work.

D. Musical Staff

1. Supervisors and sub-managers

For musical directors and assistants

2. Musicians

This account is to absorb the salary of permanent

staff musicians whether used for sustaining programs or whether part of their time is resold to commercial accounts.

3. Vocalists

See above.

4. Librarian

Self-explanatory

5. Arrangers

Self-explanatory

E. Studio Staff

1. Supervisor and sub-managers

This account is to take care of full time studio supervision, and not for announcers or others who might merely act in such capacity in connection with their duties.

2. Announcers

Self-explanatory

3. Sustaining program continuity writers

See explanation under B-4.

F. General Office

The accounts set up under this heading are all self-explanatory and, it is felt, cover the general office routine.

G. Artists' Service Bureau Salaries

By artists service bureau is meant a sales agency engaging either staff or outside talent which is in turn sold to local theaters and social agencies. Salaries or fees paid to the artists for such work are classified under this heading. If such talent is used for broadcasting over the station, then the expense should be charged to advertisers' program salaries or sustaining program salaries.

H. Advertisers' Program Salaries

This account is to absorb any salaries paid to artists in behalf of commercial accounts other than those paid to staff members whose time is resold. By keeping accounts in this way, stations



maintaining a musical staff, part of whose time is resold, can easily ascertain the net amount they are paying for sustaining programs by subtracting the revenue received from the sale of talent from the total amount paid. The balance then will be the amount the station has to absorb for whatever use it makes of such staff for sustaining programs.

#### I. Sustaining Program Salaries

This account is set up to absorb such salaries paid to non-regular staff members.

#### J. Miscellaneous

This account will naturally absorb any miscellaneous salary figure not accounted for above or deemed important enough to arrange separate accounts for.

### II Current Expense

#### A. Experimental

This account is included to take care of such experimental work as indicated, or other types. Stations desiring to do so can sub-divide each type of experimental work into various accounts when and if the expense becomes of a nature justifying such expansion.

#### B. Operating Material and Supplies

Under this account should be charged such miscellaneous materials and supplies under the division indicated. This account does not contemplate that there will be charges to it of any items which are important enough to be capitalized.

#### C. Office Expense

The sub-divisions under here are self-explanatory.

#### D. Service Fees, Licenses, Insurance

##### 1. Advertisers' program expense

To this should be charged any expense involved in commercial accounts, whether charged back to the account or not. Expenses such as remote control lines used for advertisers' programs, ticker service for football or baseball games, operators' traveling expense, announcers' traveling expense, etc.

2. Sustaining Program Expense

To this account should be charged extra expense involved in connection with sustaining programs.

3. (  
to ) Self-explanatory  
21. (

E. Field Expense

1. Self-explanatory
2. Self-explanatory
3. Transmitter building upkeep

This account will take care of the minor expense, other than repairs and renewals, to maintain the transmitter building.

4. Studio and/or office building upkeep

See above.

5. Station staff maintenance

This will take care of food and similar maintenance expenses where supplied to the station staff.

6. Traveling

Self-explanatory

F. Promotion Expense

Falls under sub-divisions included hereunder. Can be broken down into as many sub-classifications as desired and will depend largely on the station's own choice.

G. Repairs and Renewals

Self-explanatory

H. Sundry

Self-explanatory

I. Depreciation

The sub-divisions as set up under this major classification have been found to cover most items to be found in radio stations. The rates of depreciation set opposite have been found to be justified.

### III Deduction from Revenue

As explained in the foreword, stations are urged to keep a separate account to be known as "Deductions from Revenue" for the following expenses: commissions paid to advertising agencies, commissions paid to sales representatives, and allowances. For detailed information see the foreword.

### IV Revenue

#### A. Advertisers' Program Revenue

To this would be credited all revenue received from commercial accounts other than the card rate service revenue. Such revenue would include cost of talent, cost of telephone lines used for commercial accounts, ticker and football service where used for commercial accounts, traveling of announcers and operators, etc.

#### B. Advertisers' Service Revenue.

Under this should be credited the revenue, divided local and general rate if maintained, after deduction when revenues have been made. Various sub-divisions have been included as it is believed to be advisable to maintain such sub-divisions of revenue in order to make proper checks from time to time.

#### C. Chain Revenue

Self-explanatory

#### D. Remote Control

This account is to take care of credits for money received from restaurants, hotels, etc., which merely pay the cost of lines and which do not pay a regular card service rate.

#### E. Artists' Service Bureau

This will take care of all moneys received for the sale of talent on the outside.

#### F. Public Address System

If stations maintain a Public Address system, moneys received should be credited here.

CHART OF ACCOUNTS---EXPENSE LEDGER

	Account Number
<b>EXECUTIVE AND GENERAL</b>	
Executive Department, Salaries.....	E 1
Expense accounts.....	E 2
Advertising and Publicity.....	E 3
Postage.....	E 4
Telephone.....	E 5
Telegrams.....	E 6
Travel.....	E 7
Office Supplies.....	E 8
Printing and Stationery.....	E 9
National Broadcasters Dues.....	E 10
Rent.....	E 11
Legal & Audit.....	E 12
Music & Records.....	E 13
Sundries.....	E 14
Bad Debts.....	E 15
.....	E 16
.....	E 17
.....	E 18
.....	E 19
.....	E 20
<b>STUDIO EXPENSE</b>	
Salaries.....	E 31
(Hostess, announcers)	
Sundries.....	E 32
.....	E 33
.....	E 34
<b>SUSTAINING PROGRAM</b>	
Staff Artists Salaries.....	E 41
Orchestra.....	E 42
Other Talent.....	E 43
Fees and Licenses (50%).....	E 44
Sundries.....	E 45
.....	E 46
.....	E 47
<b>ADVERTISERS PROGRAM</b>	
Staff Artists Salaries.....	E 51
Staff Artists Fees.....	E 52
Orchestra.....	E 53
Other Talent.....	E 54
Fees and Licenses (50%).....	E 55
Sundries.....	E 56
.....	E 57
.....	E 58
<b>PROGRAM PRODUCTION</b>	
Salaries.....	E 61
Sundries.....	E 62
.....	E 63
.....	E 64

	Account Number
OPERATION- CONTROL ROOM	
Salaries.....	E 71
Power.....	E 72
Remote Control Circuits....	E 73
Insurance.....	E 74
Rental of Electrical Reproducer.....	E 75
Expense accounts.....	E 76
.....	E 77
.....	E 78

OPERATION - TRANSMITTER	
Salaries.....	E 81
Power.....	E 82
Telephone.....	E 83
Heating.....	E 84
Broadcast Circuits.....	E 85
Taxes & Insurance.....	E 86
Water.....	E 87
.....	E 88
.....	E 89

MAINTENANCE - CONTROL ROOM	
Salaries.....	E 91
Tubes.....	E 92
Studio.....	E 93
Microphone Repairs.....	E 94
Material and Supplies.....	E 95
Repairs to Equipment.....	E 96
.....	E 97
.....	E 98

MAINTENANCE - TRANSMITTER	
Tubes.....	E 101
Station Building.....	E 102
Grounds.....	E 103
Material and Supplies.....	E 104
Repairs to Equipment.....	E 105
.....	E 106
.....	E 107

DEPRECIATION	
Control Room Equipment.....	E 111
Transmitter Equipment.....	E 112
Transmitter Building.....	E 113
.....	E 114
.....	E 115

SALES EXPENSE & COMMISSIONS	
Salaries.....	E 121
Expenses.....	E 122
Commissions - Sales Staff..	E 123
Commissions - Agency.....	E 124
Commissions-Representatives	E 125
.....	E 126
.....	E 127

CHART OF ACCOUNTS-GENERAL LEDGER

Account  
Number

CURRENT ASSETS

Cash in Bank . . . . .	1
Accounts Receivable . . . . .	2
Reserve for Bad Debts . . . . .	3
Cash Advances . . . . .	4
Notes Receivable . . . . .	5
Petty Cash Fund . . . . .	6
. . . . .	7
. . . . .	8
. . . . .	9

OPERATING ACCOUNTS

Revenue - Sale of Time . . . . .	61
Revenue - Sale of Programs . . . . .	62
Revenue - Remote Control . . . . .	63
Revenue - Network . . . . .	64
Revenue - Artists Bureau . . . . .	65
Revenue - Announcements . . . . .	66
Revenue - Miscellaneous . . . . .	67
. . . . .	68
Interest Earned . . . . .	71
Discount Earned . . . . .	72
. . . . .	73
. . . . .	74
Expense Ledger Control . . . . .	81
Interest Paid . . . . .	82
. . . . .	83
. . . . .	84

FIXED ASSETS

Real Estate . . . . .	11
Building-Transmitter . . . . .	12
Reserve for Depreciation . . . . .	13
Machinery & Equipment . . . . .	14
(Transmitter)	
Reserve for Depreciation . . . . .	15
Machinery & Equipment . . . . .	16
(Control Room)	
Reserve for Depreciation . . . . .	17
Office Appliances . . . . .	18
Reserve for Depreciation . . . . .	19
Office Furniture . . . . .	20
Reserve for Depreciation . . . . .	21
. . . . .	22
. . . . .	23

DEFERRED CHARGES

Prepaid Insurance . . . . .	31
Prepaid Exepenses . . . . .	32
Organization Expense . . . . .	33
. . . . .	34

LIABILITIES AND CAPITAL

Accounts Payable . . . . .	41
Notes Payable . . . . .	42
Reserve for Commissions . . . . .	43
. . . . .	44
. . . . .	45
Capital Stock . . . . .	51
Surplus . . . . .	52



Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

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## A BROADCASTERS' MEETING

The Ninth Annual Convention of the National Association of Broadcasters at Detroit, Mich. October 25, 26, 27 and 28, will be strictly a broadcasters' meeting.

A glance at the program will reveal that most of the time will be devoted to an open and frank discussion of the problems troubling the broadcasters today. The success of the meeting, therefore, will depend largely upon the willingness of those attending to participate in this discussion. Jot down the matters you would like to hear discussed. Come prepared both to listen and to speak.

The meeting will be formally opened at 12 o'clock noon, October 26, with a message from the President of the United States who will speak from his White House studio. The address will be broadcast by nationwide networks of stations.

But plan to arrive in Detroit in time to take part in the NAB golf tournament at the Tam O'Shanter golf club which will be held Sunday, October 25. The player turning in the lowest net score will be awarded the NAB golf trophy.

Make your hotel reservations immediately. All arrangements for hotel accommodations should be made directly with the hotels.

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## H E A D Q U A R T E R S

Headquarters of the National Association of Broadcasters will be established at the Hotel Statler from October 24 to October 29.

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## R E G I S T R A T I O N

Registration will begin at 1:00 P.M. Sunday, October 25. The Registration Desk will be conveniently located in the hotel and broadcasters are urged to register immediately upon arriving in Detroit. A fee of \$10.00 will be charged to members and a fee of \$15.00 will be charged to non-members. The fee will include admission to all sessions (except the closed business sessions) and will also include the banquet and the cost of a copy of the proceedings of the meeting.

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## MEETINGS OF BOARD OF DIRECTORS

A meeting of the Board of Directors will be held at 7:30 P.M. Sunday, October 25, in the suite of President Damm. There will be a brief meeting of the Board also after Tuesday's sessions of the Convention for the purpose of acting upon membership applications. The newly elected Board will hold its reorganization meeting at 3:00 P.M. Wednesday, October 28.

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## GOLF TOURNAMENT

The NAB Golf Tournament will be held at the Tam O'Shanter Golf Club on Sunday, October 25. Busses will leave the Hotel Statler promptly at 10 A.M. The NAB cup will be awarded to the golfer turning in the best net score for the day. Bring your clubs with you.

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## COMMITTEE MEETINGS

Committee meetings will be held Monday morning. Committee members are requested to watch the Official Bulletin Board for announcements from the Chairman of their Committees. These announcements will give the time and place of meetings.

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MONDAY, OCTOBER 26

12:00 NOON

The Convention will be formally opened by a half-hour program (12:00 to 12:30 P.M.) which will be broadcast over the networks of the National Broadcasting Company and the Columbia Broadcasting System. Delegates and invited guests are urged to be present in the Convention Hall before the time for the official opening. The half-hour program is as follows:

Band Selection

Call to Order by President Damm

Address of Welcome by Mayor Murphy of Detroit

Response by William S. Hedges, former President  
of the National Association of Broadcasters

Address by the President of the United States by  
special wire from the White House, Washington, D.C.

Address by Major General Charles McK. Saltzman,  
Chairman of the Federal Radio Commission

Address by President Damm

Band Selection.

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MONDAY, OCTOBER 26

12:30 P.M.

Address by Senator Wallace H. White, jr. of Maine

Address by Major General Charles McK. Saltzman,  
Chairman of the Federal Radio Commission

Address by John Eonson, President of the American  
Association of Advertising Agencies

Address by Clyde P. Steen, American Radio Association

Announcements.

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TUESDAY, OCTOBER 27

9:30 A. M.

Annual Report of the Managing Director

Address by Bond P. Geddes, Executive Vice President  
of the Radio Manufacturers' Association

Committee Reports

Open Discussion

Announcements.

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TUESDAY, OCTOBER 27

1:30 P. M.

Address by Levering Tyson, Director of the  
National Advisory Council on Radio in Education

Committee Reports

Open Discussion

Announcements:

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TUESDAY, OCTOBER 27

6:45 P. M.

Annual NAB Banquet

Entertainment by prominent radio stars arranged  
by Detroit broadcasting stations

Presentation of NAB Golf Cup

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WEDNESDAY, OCTOBER 28

9:30 A. M.

Committee Reports

Open Discussion

Announcements.

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WEDNESDAY, OCTOBER 28

11:00 A. M.

Closed Session for NAB Members ONLY

Report of Resolutions Committee

Election of Officers

Installation of Officers

Unfinished Business

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WEDNESDAY, OCTOBER 28

3:00 P. M.

Reorganization Meeting of Board of Directors

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## REVISION OF CONSTITUTION

Slight changes in the Constitution and By-Laws of the National Association of Broadcasters are proposed in amendments recommended by the Board of Directors. These will be voted upon by the membership at the Wednesday morning session.

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## ELECTION OF OFFICERS

A Nominating Committee will be appointed by the President at the opening session of the Convention. The Officers to be elected are: President, First Vice-President, Second Vice-President and Treasurer. Five Directors also will be elected. Officers will serve for one year terms and Directors for three-year terms

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## EXHIBITS

Arrangements have been made with the Hotel Statler for a number of exhibits. These exhibits will be installed by equipment manufacturers, transcription concerns, publications, and news services.

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## OPEN DISCUSSION

Open discussion of broadcasting problems will feature this year's Convention. Because of the numerous subjects which are to be discussed much of the time of the three-day Meeting has been reserved for this purpose. Among the subjects to come before the Meeting are: Commission salesmen v. Salaried salesmen, service fees to agencies for studio rehearsals, coverage, surveys, market and station data, national and local rates, agency recognition, cash discounts, accounting practices, rate-making, talent charges, trade statistics, music copyright, contract forms, merchandising, open time bureau or clearing house, and many others.

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## MEMBERS AND NON-MEMBERS

Members and non-members alike will be permitted to take part in all discussions. With the exception of the Closed Session on Wednesday, non-members who pay the registration fee will be admitted to all sessions. Come prepared to discuss your own problems openly and frankly.

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## H O T E L   R E S E R V A T I O N S

The enclosed card addressed to the Hotel Statler, headquarters for the Convention, is for your convenience in making reservations at that hotel. Other Detroit hotels located within a few blocks of the Statler are as follows:

- BOOK-CADILLAC - Washington Poulvard and Michigan Avenue; Four blocks from the Statler; Rates \$3.00 per day and up; Every room outside and with bath.
- DETROIT-LELAND - Cass and Bagley Avenues; Three blocks from Statler; Rates \$3.00 to \$5.00 per day.
- FORT SHELBY - Lafayette at First Street; Six blocks from the Statler; Rates \$2.50 per day - With bath \$3.00 and up.
- THE DETROITER - 2560 Woodward Avenue; About eight blocks from the Statler; Rates - Single rooms \$2.00 to \$3.00; Double rooms \$3.00 to \$5.00.
- BARLUM HOTEL - Cadillac Square and Eates Street; Four blocks from the Statler; Rates \$2.50 to \$4.00 with bath.
- HOTEL FAIRBAIRN - Columbia at John R.Streets; Three blocks from the Statler; Rates - Rooms with private bath \$2.50 to \$3.00.
- HENRY CLAY HOTEL - John R. Street near Broadway; One block south of the Statler; Rates - Single Room with bath \$2.00 to \$2.50; Double Room with bath \$3.00 to \$5.00; Twin Beds with bath \$4.00.
- THE PRINCE EDWARD - WINDSOR, ONTARIO, CANADA -  
Oulette Avenue and Park Street; "Two minutes from Detroit;"  
Rates - Single room \$3.00 to \$7.00 - Double Room \$5.00 to \$10.00.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

October 17, 1931

## WHEN THE NAB MEETS

Eyes of the broadcasting world will be focused on Detroit, Mich., on October 25, 26, 27 and 28, where the National Association of Broadcasters will meet in Ninth Annual Convention.

Leaders from all branches of the radio industry will attend the meeting and there will be speeches by the President of the United States, United States Senator Wallace H. White, jr., Major General Charles McK. Saltzman, chairman of the Federal Radio Commission, and others.

Most of the time of the three-day meeting, however, will be devoted to open discussion. This is a meeting of broadcasters and those who attend should be prepared both to talk and to listen. A full, frank and open discussion of the problems of broadcasting will develop the facts necessary for their solution.

If you have not already done so, make your hotel reservations now. A tentative program along with other information about the meeting was sent to you this week.

To miss the Detroit meeting is to miss the year's greatest broadcasting event! No broadcaster who cares a whit about his business can afford to miss the meeting.

October 17, 1931

## DON'T GO TO DETROIT

Don't go to Detroit if you are not interested in broadcasting.

Don't go to Detroit if you know all there is to know about broadcasting.

Don't go to Detroit if you cannot benefit from a full and frank discussion of station problems.

Don't go to Detroit if you believe everything is rosy and peaceful in the broadcasting business.

Don't go to Detroit if you are convinced all of the problems of broadcasting have been solved.

Don't go to Detroit if you don't want to make valuable contacts.

Don't go to Detroit if you believe organization is unnecessary in the preservation of the American system of broadcasting.

Don't go to Detroit if your time is more valuable than that of the President of the United States.

Don't go to Detroit if you can afford to stay away.

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## WHITE TO ADDRESS MEETING

The National Association of Broadcasters is pleased to announce that Senator Wallace H. White, Jr. of Maine has accepted an invitation to address the Ninth Annual Convention of the Association at Detroit, Mich. October 26. Senator White, as chairman of the House Committee on Merchant Marine and Fisheries, was one of the first legislators to interest himself in the orderly regulation of radio. All of the broadcasters are familiar with his early efforts to secure constructive legislation for broadcasting and with his work in the preparation of the Radio Act of 1927. He has represented the United States at all of the important international conferences on radio communications since 1924.

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## BROADCASTING STATIONS PUBLISH

Station KSTP, St. Paul, Minn. recently announced the publication of the "KSTP Weekly" which publishes the programs of the St. Paul station as well as items of news of general interest to the station's audience. Several weeks ago Station WTOG, Savannah, Ga. announced an agreement with the publisher of the "Savannah Live Oak" for publication of its radio programs each week. Both publications are enjoying popularity and their circulation lists are growing.

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October 17, 1931

### SIMULTANEOUS OPERATION EXTENDED

The Commission this week extended special authorization permitting continued simultaneous operation by four stations operating on two frequencies. Stations WKBH, La Crosse, Wis. and KSO, Clarinda, Iowa, were granted permission to continue simultaneous operation on 1380 kc until May 1, 1932. On 1330 kc, stations WTAQ, Eau Claire, Wis. and KSCJ, Sioux City, Iowa, were authorized to continue simultaneous operation until this same date. In both instances the action of the Commission was taken pending decision on the formal applications for modification of license.

Renewals of license were granted to stations WBAK, Harrisburg, Pa; WHP, Harrisburg, Pa.; WCAH, Columbus, Ohio; WOKO, Albany, N. Y.; and WHEC-WABO, Rochester, N. Y. for the regular assignments of the stations. Additional authority was granted to continue the matched crystal experiments on 1430 kc with simultaneous operation by four of the stations until May 1, 1932.

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### TELEVISION HIGH FREQUENCIES FAVORED

A definite place will be found in the radio spectrum for television within the next six months, according to Gerald C. Gross, radio engineer of the Commission. While Mr. Gross would not state the exact position of future television operation in the band, he declared all present experiments being conducted indicated that visual broadcasting will probably be definitely established in the high frequency band between 43,000 and 80,000 kc.

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### JETT ADDRESSES POLICE CHIEFS

Discussing the effect the Commission's adoption of General Order 119 will have upon municipal police work, and particularly in connection with the use of radio as an added weapon against crime, E. K. Jett, Assistant Chief Engineer of the Commission this week addressed the International Convention of Police Chiefs at St. Petersburg, Fla. Lieut. Jett emphasized the need for close cooperation between police radio departments and the Commission.

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### WESTINGHOUSE NOT SELLING

The annual rumor that the Westinghouse Electric and Manufacturing Company would dispose of its broadcasting stations was definitely denied in a statement by F. A. Merrick, President of the company. He said: "Certain rumors which have been brought to my attention have been to the effect that the Westinghouse Electric and Manufacturing Company is contemplating disposing of its interest in radio stations KDKA, in Pittsburgh - WBZ, in Boston - and WBZA, in Springfield - and KYW, in Chicago. The Westinghouse Electric and Manufacturing Company has no intention of divesting itself of ownership, operation or control of its broadcasting stations or any one of them. These stations have been and we expect to continue them as pioneers in the business of broadcasting and its continued development and progress."

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October 17, 1931

REPORT IN WTMJ CASE ANNOUNCED

A possible solution to the much-litigated case involving the service area of Station WTMJ, The Journal Company, Milwaukee, Wis. is contained in the report (263) proposed to the Commission this week by Examiner Pratt. The report attempts to propose the method whereby the Commission can comply with the decision of the Court of Appeals of the District of Columbia (48 F.(2d) 461) holding that Station WTMJ should be restored to the position it occupied prior to certain shifts in the assignments of Stations WDAE, WFLA-WSUN, both located in Florida, and the increase in operating power of Station WLBZ, Bangor, Maine.

The solution proposed by Examiner Pratt would not change the present power or frequency of Stations WLBZ and WDAE. Station WTMJ would be left in its present position with respect to its power and frequency but Station WFLA-WSUN would have its power reduced to 250 watts temporarily and pending a change in its transmitter location; installation of apparatus capable of maintaining frequency within 25 cycles; and construction of an antenna so designed to suppress the sky wave in the direction of Milwaukee.

As interesting as the decision itself are the definitions of service area contained in Examiner Pratt's report:

"Generally, in the absence of interference, a signal with an intensity of 10 millivolts (10,000 microvolts) per meter is sufficiently strong to render good service over an industrial city; two millivolts per meter, good residential city service; and 500 microvolts per meter, good rural service. Beyond 500 microvolts per meter service is subject to fading, becomes spasmodic, and is not consistent or dependable."

"All (seven expert witnesses) are agreed that a ratio of 100 to 1 is necessary where two carriers differ by an audible beat, that is, in excess of 50 cycles. There was some difference of opinion with reference to the proper ratio in case of a sub-audible beat (less than 50 cycles). One of the witnesses stated that the ratio should be 40 to 1, two believed 30 to 1 to be sufficient, whereas Mr. Ring, a Commission engineer, testified that he believed 25 to 1 was a proper ratio. It would seem therefore that the 30 to 1 ratio is a trifle high and that the 25 to 1 ratio required by the Commission engineer is more accurate."

"The service of a regional broadcasting station depends chiefly upon three factors: (1) the absolute signal intensity delivered by the station; (2) the ratio of the intensity of that signal to interference of any kind; and (3) the point at which fading sets in. From the evidence it appears that, under average conditions, a 1000 watt station operating on 620 kilocycles or an equivalent frequency in the absence of interference should have a service area with a radius of between 30 and 40 miles, the outer limit of this area being defined by the 500 microvolt per meter contour."

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POSITION WANTED

Young lady holding second class commercial license desires position with broadcasting station. High school education. Experienced typist. Has had considerable training in music and in directing musical organizations. Could work in clerical capacity and act as assistant to operators. Address NAB Headquarters and refer to D101631.

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October 17, 1931

## PURPOSE OF OFFICE OF EDUCATION

The United States Office of Education is primarily an information center, it was stated in a memorandum made public by the Office of Education, Department of Interior, explaining the purpose of the Office in regard to education by radio.

The Office of Education, it was stated, will organize and maintain an informational service for all who are interested in the field of education by radio. This will involve, it was stated, "collecting material and information on the subject and making the information readily available by means of proper classification and the publication of bulletins."

The office also plans to "keep the educational and governmental interests of the country posted and alive to the importance of this new educational device." This service will require: (a) conferences, (b) public addresses, (c) pamphlets, (d) letters, and (e) articles in educational publications and the daily press."

The Office proposes to "initiate and assist with research studies of radio as an educational agency in regularly organized schools and for adult students; attempt to prevent conflicts and duplication of effort between various educational broadcasting interests; and on invitation of State departments of education, institutions of learning and national broadcasting chains, assist in setting up and evaluating broadcast programs of educational material."

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## RADIO EXPORTS GAIN

Foreign sales of American radio apparatus during August continued the steady uptrend evidenced in earlier months of the current year and brought the total for the first eight months of the year nearly \$3,000,000 ahead of the corresponding period of 1930, according to the Commerce Department's Electrical Division.

Exports of all types of radio apparatus during August were valued at \$2,123,642, a gain of \$249,271 over the same month of last year. Radio receiving sets as in previous months, lead the way, totaling \$1,411,981, a gain of \$507,014 over the total of \$904,967 recorded during the corresponding month of 1930. Transmitting sets, tubes and parts registered an increase of \$93,032, amounting to \$141,467 as compared with \$48,435 in August, 1930. Other items showed decreases.

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## SECOND TRANSMITTER WANTED

The Electrical Equipment Division, Bureau of Foreign and Domestic Commerce has received a request for a 250 or 500 watt used transmitter. Address NAB Headquarters and refer to E101631. In answering give all specifications.

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## EQUIPMENT FOR SALE

Two Bristol turn-tables, eight months old, are for sale by Philadelphia station. For details address NAB Headquarters and refer to C101631

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October 17, 1931

#### EXAMINER RECOMMENDS RENEVALS

Two broadcasting stations, WKAV, Laconia, N. H. and WABI, Bangor, Maine, will be required to reduce their operating time from unlimited to one-third time, if the Commission adopts the recommendations of Examiner Walker in Reports Nos. 260 and 261. The renewal applications of both stations were set for hearing by the Commission on the grounds that neither station was operating in accordance with G. O. 105. Both WKAV and WABI are 100 watt stations operating on 1310 kc and 1200 kc, respectively.

The application of William O. Ansley, jr. for authority to construct a new station at Abilene, Texas, to operate on 1420 kc, the channel now occupied by station KFYO, was recommended for denial in Report No. 259 proposed to the Commission by Examiner Hyde. The examiner pointed out that the service proposed by Ansley did not justify a recommendation that his application be granted. At the same time the report stated that the service of station KFYO "is extremely inefficient."

Holding that affidavits offered by Conard Studio, in support of an application to erect a new station at Garden City, Kansas, did not comply with the rules of procedure of the Commission, Chief Examiner Yost, in Report No. 262, recommended that the application be denied as in cases of default.

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#### WGN AFFILIATES WITH CBS

Station WGN, owned and operated by the Chicago Tribune, will become affiliated with the Columbia Broadcasting System in November 1, it was announced at Chicago this week. Station WGN, for several years, has been taking programs from the National Broadcasting Company. The shift becomes effective on November 1 when the National Broadcasting Company officially takes over control of Station WMAQ in Chicago, which it recently acquired.

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#### "BROADCASTING" OFF PRESS

The first issue of "BROADCASTING" styled by the editors as the "Magazine of the Fifth Estate" was off the press on Wednesday of this week. Copies were mailed to all broadcasting stations and all advertising agencies for the purpose of introducing the publication to the field it is designed to cover. The magazine is being published by Broadcasting Publications Incorporated which has established offices in the National Press Building, Washington, D. C. Martin Codel is editor and Sol Taisshoff is managing editor. Both are nationally known writers on radio topics. F. Gaither Taylor is advertising manager. Harry Shaw, WMT, Waterloo, Iowa, is president of the company.

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#### BROWN TO ADDRESS PUBLISHERS

Col. Thad H. Brown, general counsel of the Federal Radio Commission, will address the meeting of the Ohio Select List of Dailies at Columbus, Ohio, on October 19.

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October 17, 1931

## WJKS APPLICATION GRANTED

The application of station WJKS, Gary, Ind. operated by Johnson-Kennedy Radio Corporation, requesting full time and the facilities and assignment of stations WIBO and WPCC of Chicago, Ill. on 560 kc, was granted this week by the Commission, reversing the report of Examiner Yost (No. 235) who had recommended denial of the application after hearings that consumed four days. The applicant has been licensed to divide time with station WGES of Chicago, Ill. operated by Oak Leaves Broadcasting Station.

Finding that station WJKS now renders an excellent public service to its present service area, the Commission held that the granting of the station's present application would enable the extension and enlargement of that service. It was further decided the service now rendered by stations WIBO and WPCC is duplicated by other stations in the area now served by these stations. The granting of the application, according to the conclusion of the Commission, will work a more equitable distribution of radio facilities in the Fourth Zone.

Other action by the Commission on recommendations of its Examiners involved the application of station WREN, Lawrence, Kansas, seeking authority to move the transmitter of the station within 17 miles of Kansas City, Mo. This application was denied by the Commission, after oral argument, upholding the report of Examiner Hyde (No. 183). The Commission found that the station, in its present location, is now rendering a dependable service, and the programs are meritorious and designed to meet the needs of the area. It was concluded, however, the proposed removal would deprive Lawrence of this good service and give additional service to an area that now receives service "from a number of established local stations which render the same class and type of program service as that proposed by the applicant."

Three applications were involved in the recommendations of Examiner Pratt (Report No. 210) the Commission sustaining the Examiner in each instance.

Station KGKO, Wichita Falls, Texas, was denied authority to increase power on its present frequency of 570 kc. The application of station KXA, Seattle, Wash. was denied its request for additional facilities as in the case of default.

The application of station KMTR, operated by KMTR Radio Corporation, Los Angeles was denied also, with Commissioner Lafount dissenting.

The Commission found the granting of the Texas application would permit an extension of the applicant's service, but it would increase the quota of an over quota state and zone and at the same time cause additional interference with stations on the same frequency.

Station KMTR sought authority to increase power to 1 KW on its present assignment, and this request was denied by the Commission, finding that the Los Angeles area now receives an abundance of broadcasting service and a great variety of programs; that the granting of the application would work a violation of the Davis amendment, and that the granting of the application would not permit the coverage requested by the station. Commissioner Lafount, dissenting from the opinion of the Commission, held the granting of the application, for greater power, would not violate the Radio Act, Section 9, as amended, and further the evidence introduced establishes the need for the additional service proposed, and that no evidence of interference was shown at the hearing.

## WJKS APPLICATION GRANTED (Continued)

The Commission granted renewal of license to station WPSC, State College, Pa. upholding the report of the Examiner (No. 247). The renewal was issued on the promise of the licensee to improve the transmitting equipment and increase the hours of operation. The same reasons were advanced in granting the application for renewal of license to station KFXV, Flagstaff, Ariz. upholding the report of the Examiner (No. 248).

The application of the Advent Christian Church, Portsmouth, N. H. for construction permit to erect a new station on 1310 kc with power of 100 watts was denied as in the case of default (No. 244), sustaining the Examiner.

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## MISCELLANEOUS COMMISSION ACTION

In the following cases the Commission this week issued temporary renewal licenses, pending outcome of investigations being conducted into the operation of the stations: KFH, Wichita, Kansas; WHAP, New York, N. Y.; WCDA, New York, N. Y. and KGJF, Little Rock, Ark.

The Commission issued temporary licenses to the following stations, pending action on the regular applications for renewal of license: WDAH, Amarillo, Texas; WSAR, Fall River, Mass.; and KGRS, Amarillo, Texas.

Station KTAR, Phoenix, Ariz. was issued a regular license until the end of the present period, December 1, 1931, since the investigation conducted by the Commission has been satisfactorily concluded.

The Commission denied the motion of station WIL, Missouri Broadcasting Co. St. Louis, Mo. protesting the granting of a construction permit to station KFWF, St. Louis, Mo. authorizing the removal of the station's transmitter locally.

Temporary licenses were issued to the following stations by the Commission since the facilities of the stations have been requested by other applicants: KTBS, Shreveport, La.; and WOQ, Kansas City, Mo.

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## WOWO FILES HIGH POWER PROTEST

A protest against the action of the Commission in tentatively granting station WCAU, Philadelphia, Pa. authority to increase power to 50 KW and authorizing station WHAM, Rochester, N. Y. to increase power to 25 KW, was filed this week by the Main Auto Supply Co. Fort Wayne, Ind. operators of station WOWO. The Indiana station, assigned to operate on 1160 kc with power of 10 KW, bases its petition on the injury which would be caused to the station's service area, if the grants are made permanent. Stations WCAU and WHAM are separated by 10 kc from station WOWO, and attorneys for the Fort Wayne station claim that such frequency separation is not adequate to permit satisfactory operation, with the authorized increase in power.

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October 17, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FIRST ZONE</u>		
WBEN	Buffalo Evening News Buffalo, New York	Granted consent to voluntary assignment of license to WBEN, Incorporated.
WOL	American Broadcasting Company Washington, D. C.	Granted permission to intervene in the hearing of the Columbia Broadcasting System for a booster station in Washington, to be held on October 19.
<u>SECOND ZONE</u>		
WASH	WASH Broadcasting Corporation Grand Rapids, Michigan	Granted authority to operate with 400 watts output for 3 days from October 9.
<u>THIRD ZONE</u>		
KGJF	First Church of the Nazarene Little Rock, Arkansas	Granted temporary license subject to Commission's decision as a result of an investigation now being conducted with respect to the station, its equipment and operation.
KTAT	S. A. T. Broadcast Co. Fort Worth, Texas	Granted authority determine antenna input by direct method.
KRMD	Robert Dean Shreveport, Louisiana	Granted authority operate simultaneously with station KTSL, Laurel, Miss.; on Saturday afternoons from October 17 until November 28.
<u>FOURTH ZONE</u>		
KGCU	Mandan Radio Association Mandan, North Dakota	Granted license end regular period December 1, 1931. (Station was issued temporary license because of certain counts against it, which have now been corrected).
<u>FIFTH ZONE</u>		
KFWE	Warner Bros. Broadcasting Corp. Hollywood, California	Granted authority for direct measurement of antenna input.

October 17, 1931

APPLICATIONS GRANTED (Continued)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
KGIX	J. M. Heaton Las Vegas, Nevada	Granted authority to remain off the air until November 1, to finish work on transmitter and make tests.
KFJR	Ashley C. Dixon & Son Portland, Oregon	Granted consent voluntary assignment to Ashley C. Dixon-KFJR, Inc.

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APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

NEW	W. H. Allen Company Alexandria, Louisiana	Requests C. P. for new station, 1210 kc, 50 watts, daytime operation.
KRMD	Robert M. Dean Shreveport, Louisiana	Requests C. P. make changes in equipment, increasing maximum rated power and operating power to 100 watts. Mod. Lic. increase hours of operation from sharing with KTSL to part time without division.
WIL	Missouri Broadcasting Corp. St. Louis, Missouri	Ren. Lic. because facilities of station have been requested by another applicant.

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APPLICATIONS DISMISSED

The following applications were dismissed by the Commission during the current week at the request of the applicant:

NEW	American Tel. Labor. Ltd Hollywood, California	Two C. P. 2000-2100kc; 10 KW; 50000-51000; 75000-76000 kc, 750 watts.
NEW	Arthur Liebscher Philadelphia, Pennsylvania	C. P. 2850-2950 kc; 100 watts.

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RENEWAL APPLICATION REQUESTED

During the current week the Commission directed the Secretary, in accordance with General Order No. 114, Section 2, to request station KFJY, Fort Dodge, Iowa, to file application for renewal of license through the office of the Supervisor of Radio on or before October 28, 1931.

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October 17, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, October 19, 1931. All hearings commence at 10 a. m.

MONDAY, OCTOBER 19, 1931

Docket #1273	NEW	George G. Spratt Coatesville, Pennsylvania	C. P.	1210 kc	100 W.	Unlimited time
Docket #1294	WBAX	John F. Stenger, jr. Wilkes-Barre, Pennsylvania	Mod. Lic.	1210 kc	100 W.	Unlimited time
			Present Assignment:	1210 kc	100 W.	Shares with WJBU
Docket #1370	WJBU	Bucknell University Lewistown, Pennsylvania	Ren. Lic.	1210 kc	100 W.	Shares with WBAX
Docket #1365	NEW	Atlantic Broadcasting Corp. (Experimental Booster) (station).	C. P.	860 kc	250 W.	Experimental un- limited time.

TUESDAY, OCTOBER 20, 1931

Docket #1073	NEW	Clarence M. Doyle Philadelphia, Pennsylvania	C. P.	930 kc	50 W.	Share with WIBG
Docket #1360	WIBG	St. Paul's P. E. Church Elkins Park, Pennsylvania	Ren. Lic.	930 kc	25 W.	Daytime
Docket #1300	NEW	The Sun-Gazette Co. Williamsport, Pennsylvania	C. P.	1370 kc	100 W.	Share with WRAK
Docket #1371	WRAK	Clarence R. Cummins Williamsport, Pennsylvania	Ren. Lic.	1370 kc	100 W.	Unlimited time

WEDNESDAY, OCTOBER 21, 1931

ORAL ARGUMENT BEFORE THE COMMISSION

Docket #1069	NEW	A. B. Murray and T. P. Singletary Baton Rouge, Louisiana	C. P.	1500 kc	100 W.	Unlimited time
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October 17, 1931

HEARING CALENDAR (Continued)

WEDNESDAY, OCTOBER 21, 1931 (Continued)

HEARINGS BEFORE EXAMINER

Docket #1296	NEW	David Stein and Benjamin Perlstein Niagara Falls, New York	C. P.	1370 kc	50 W. Share with WSVS
Docket #1372	WSVS	Seneca Vocational High School Elmer S. Pierce, Principal Buffalo, New York	Ren. Lic.	1370 kc	50 W. Unlimited time

THURSDAY, OCTOBER 22, 1931

Docket #1306	WCSH	Congress Square Hotel Co. Portland, Maine	Mod. Lic.	940 kc	5 KW Unlimited time
			Present Assignment:	940 kc	1 KW Unlimited time
Docket #1307	WDAY	WDAY, Inc. Fargo, North Dakota	Mod. Lic.	940 kc	5 KW Unlimited time
			Present Assignment:	940 kc	1 KW Unlimited time
Docket #1309	WDAY	WDAY, Inc. Fargo, North Dakota	C. P.	940 kc	5 KW Unlimited time
				(Application for authority to change equipment and increase power)	
Docket #1308	KOIN	KOIN, Inc. Portland, Oregon	C. P.	940 kc	5 KW Unlimited time
				(Application for authority to change equipment and increase power)	

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SPECIAL AUTHORIZATION DENIED

The Commission this week denied the application of station KTHS, Hot Springs, Ark. for special authorization to change frequency from 1040 to 970 kc on Saturday afternoons only during the football season, and also on Thanksgiving afternoon, and during the Atwater Kent audition on October 31 between 1 and 4 p.m.

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October 17, 1931

APPLICATIONS RETURNED

During the current week the Commission returned the following applications as they did not conform to the rules or regulations of the Commission, or due to failure of the applicants to answer letters addressed to them:

1-P-B-1977	Louis Reis New York, N. Y.	NEW	C. P. for station to use 660 kc, 5 KW, unlimited. (Applicant did not reply to Commission's letters).
1-P-B-2263	Worcester Telegram Pub- lishing Co. Inc. Worcester, Mass.	WTAG	Increase power. (No reply to Com- mission's letters).
1-ML-B-796	City of New York, Dept of Plant & Structures New York, N. Y.	WNYC	Increase power. (No reply to Com- mission's letters).
1-P-B-2344	Edward H. Butler, etc. Trading as Buffalo Evening News Buffalo, New York	WBEN	C. P. for changes in equipment. (G. O. 111).
2-F-B-129	John Brownlee Spriggs Silver Haven, Pennsylvania	WNBO	Automatic frequency control. (Did not reply to Commission's let- ters).
2-PB-2276	Westinghouse Elec. & Mfg Co. Pittsburgh, Pennsylvania	KDKA	For new equipment. (Not necessary).
3-P-B-2142	Frank Leon Treadway Sulphur Springs, Arkansas	NEW	New station, 1420 kc. (No reply to Commission's letters).
3-P-B-2131	H. J. Porter and Sam A. Fenberg d/b as Pampa Broadcasting Co. Pampa, Texas	NEW	New station, 1310 kc. (Did not reply to Commission's letters).
3-P-B-2067	Will Dorbradt Athens, Texas	NEW	New station, 1420 kc. (Did not reply to Commission's letters).
3-P-B-1981	WSOC, Incorporated Gastonia, North Carolina	WSOC	Move transmitter. (Did not reply to Commission's letters).
3-ML-B-728	Saenger Theatres, Inc. & Maison Blanche Co. New Orleans, Louisiana	WSMB	Increase power. (Did not reply to Commission's letters).
3-PB-1874	W. E. Hiler Lake Charles, Louisiana	NEW	New station, 1370 kc. (Did not reply to Commission's letters).
3-P-B-1960	Lynn Dickerson and C. A. Nietert d/b as The Edison Shop Brownsville, Texas	NEW	New station, 1420 kc. (Did not reply to Commission's letters).

October 17, 1931

APPLICATIONS RETURNED (Continued)

3-ML-B-733	Chas. Leo Lintzenich Blytheville, Arkansas	KLCN	Increase power. (Did not reply to Commission's letters).
3-P-B-2347	Irene Reynolds Jacksonville, Florida	NEW	C. P. for new station on 1200 kc. (Unsatisfactory transmitter, G. O. 102).
3-P-B-2326	A. O. Klotz and Noel Reaben McComb, Mississippi	NEW	C. P. for new station to use 1420 kc. (G. O. 111, 115, 116, 102).
3-ML-B-876	J. C. Liner Monroe, Louisiana	KMLB	Change frequency to 1420 kc. (G. O. 93, Section 8-a).
3-ML-B-888	Dolies Goings Rome, Georgia	WFDV	Change frequency to 1500 kc. (License has been assigned).
4-P-B-2100	Mitchell Broadcasting Corp. Mitchell, South Dakota	KGDA	Change equipment. (Did not reply to Commission's letters).
4-P-B-1883	Louis F. Kuester West Bend, Wisconsin	NEW	New station, 1310 kc. (Did not reply to Commission's letters).
4-P-B-2053	Jenny Wren Company Hutchinson, Kansas	NEW	New station, 1220 kc. (Did not reply to Commission's letters).
4-P-B-1985	The Call Publishing Co. Racine, Wisconsin	NEW	New station, 1310 kc. (Did not reply to Commission's letters).
4-P-B-1658	The Greater Kampeska Radio Watertown, South Dakota	KGCR	Move station locally. (Did not reply to Commission's letters).
5-ML-B-819	K X L Broadcasters Portland, Oregon	KXL	Specified hours of operation. (Did not reply to Commission's letters).
5-ML-B-823	Benson Polytechnic School Portland, Oregon	KBPS	Specified hours of operation. (Did not reply to Commission's letters).
5-ML-B-820	Tucson Motor Service Co. Tucson, Arizona	KGAR	Change frequency to 1450 kc, 250 W. (Did not reply to Commission's letters).

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CONSTRUCTION PERMITS GRANTED

During the current week the Commission issued construction permits to the following stations authorizing installation of new transmitters or changes in present equipment: KGFF, Shawnee, Okla.; WOAX, Trenton, N. J.

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October 17, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission requesting authority to erect new stations or make changes on present assignments which may involve the status of existing stations:

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
			<u>FIRST ZONE</u>	
1-PB-2361		WGBB	Harry H. Carman Freeport, New York	C. P. move transmitter locally.
1-PB-2263		WTAG	Worcester Telegram Publ. Co. Worcester, Mass.	C. P. change equipment increase day power to 500 watts.

The applicant is now assigned to operate on 580 kc with power of 250 watts and unlimited time. The present application requests authority to increase day power. The First Zone is under quota; Massachusetts is due 11.34 and assigned 9.98 units. The granting of this application would increase the quota 0.1 unit.

1-MLB-891		WPCH	Eastern Broadcasters Inc. New York, N. Y.	Mod. Lic. change frequency to 870 kc and share with WMCA.
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The applicant is now assigned to 810 kc with power of 500 watts and daylight operation. The facilities of Station WNYC, New York City, now sharing time with WMCA, New York City, are requested. Station WPCH is charged 0.32 unit under the present quota evaluation system. The facilities of station WNYC are valued at 0.3 unit. The First Zone is over quota; New York is over quota.

SECOND ZONE

2-MPB-260		WJMS	Johnson Music Store Ironwood, Michigan	Mod. C. P. change transmitter and studio location locally.
2-PB-2355		WELL	Enquirer-News Company Battle Creek, Michigan	C. P. move station locally, install new equipment; increase power to 100 watts.

The applicant is not assigned to operate unlimited time on 1420 kc. The granting of this application would not increase the Michigan quota. The closest stations on this same frequency are WMBC, Detroit, Mich., 105 miles; WEHS, Evanston, Ill. WHFC, Cicero, Ill. and WKBI, Chicago, all sharing time with power of 100 watts, approximately 140 miles distant.

2-PB-2357		WFBG	William F. Gable Company Altoona, Pennsylvania	C. P. install new transmitter.
2-PB-2356		NEW	John Brownlee Spriggs Hotel Henry Pittsburgh, Pennsylvania	C. P. erect new station on 800 kc, with 5 KW and daytime.



October 17, 1931

APPLICATIONS RECEIVED (Continued)

FRC   FILE   CALL   NAME OF APPLICANT   NATURE OF APPLICATION

THIRD ZONE (Continued)

The applicant is now assigned to operate with power of 500 watts and unlimited time of operation. Stations on this frequency with mileage separation less than that recommended in the new 50 cycle distance tables are WJKS, Gary, Ind. and WGES, Chicago, Ill. approximately 750 miles, and station WFBL, Syracuse, N. Y. 770 miles. The Third Zone is over quota; South Carolina is due 4.83 and assigned 1.70 units. The granting of this application would increase the quota 0.4 unit.

3-MLB-886	KISL	G. A. Houseman Shreveport, Louisiana	Mod. Lic. change operating hours from sharing time with KRMD to daytime.
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FOURTH ZONE

4-MLB-892	WOWO	The Main Auto Supply Co. Fort Wayne, Indiana	Mod. Lic. change hours of operation to 6/7 time.
4-PB-2360	WOWO	The Main Auto Supply Co. Fort Wayne, Indiana	C. P. install new equipment; increase power 25 KW.

The applicant is now assigned to clear channel operation on 1160 kc sharing time with Station WWVA, Wheeling, West Va. The applications request authority to increase operating hours and power. The increase in power will not involve the quota; the granting of the additional operating time would increase the quota. The Fourth Zone is over quota; Indiana is under quota. The Second Zone is under quota; West Virginia is due 4.96 and assigned 4.95 units.

4-ALB-393	WMAQ	WMAQ, Inc. Chicago, Illinois	Voluntary assignment of license to National Broadcasting Company.
4-ALB-392	KFJY	C. S. Tunwall Fort Dodge, Iowa	Voluntary assignment of license to Cedar Rapids Broadcast Co.
4-PSE-47	NEW	The Journal Company Milwaukee, Wisconsin	C. P. 1550 kc; 250 watts. Special experimental service.

FIFTH ZONE

5-MLB-861	KOY	Nielsen Radio & Sporting Goods Company Phoenix, Arizona	Mod. Lic. amended request facilities of Station KOB, State College, New Mexico.
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The applicant originally requested authority to increase power from 500 W. to 1 KW on the present frequency of 1390 kc, with unlimited time. The Fifth Zone is over quota; Arizona is due 2.83 and assigned 2.60 units. Station KOB is assigned to clear channel operation on 1180 kc sharing time with station KEX, Portland, Ore. The New Mexico station is charged 3.33 units; the granting of this application would increase the Arizona quota 0.4 unit.

October 17, 1931

APPLICATIONS RECEIVED (Concluded)

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
			<u>FIFTH ZONE</u> (Continued)	
5-MLB-893	KTFI		Radio Broadcasting Company Twin Falls, Idaho	Mod. Lic. increase power 500 watts day and night on 1320 kc.

The applicant is now assigned to share time with station KID, Idaho Falls, Idaho operating with 250 watts at night and 500 watts day power. The Fifth Zone is over quota; Idaho is due 2.89 and assigned 2.60 units. The granting of this application would increase the quota of the State.

5-FB-2369	KLO		Peery Building Company Ogden, Utah	Install automatic frequency control.
5-PB-2359	NEW		May Ronsaville Hollywood, California	C. P. new station 820 kc with power of 250 watts and unlimited time.

The frequency requested is a clear channel assigned to the Second Zone and now used by station WHAS, Louisville, Ky, with unlimited time. The granting of this application would be in violation of General Order 40. The Fifth Zone is over quota California is over quota.

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RENEWAL APPLICATIONS GRANTED

The Commission this week granted renewal applications for the regular period to the following stations:

WAAB, Boston, Mass.; WADC, Akron, Ohio; WBAA, West Lafayette, Ind.; WBBC, Brooklyn, N. Y.; WBBR, Brooklyn, N. Y.; WBNX, New York, N. Y.; WBCM, Bay City, Mich.; WBIG, Greensboro, N. C.; WCGU, New York, N. Y.; WCMA, Culver, Ind.; WDRC, Hartford, Conn.; WEHC, Emory, Va.; WFEL, Syracuse, N. Y.; WFOX, Brooklyn, N. Y.; WGAR, Cleveland, Ohio; WGES, Chicago, Ill.; WHAZ, Troy, N. Y.; WRBL, Sheboygan, Wis.; WHIS, Bluefield, West Va.; WHK, Cleveland, Ohio; WIOD-WMBF, Miami, Fla.

WJKS, Gary, Ind.; WJSV, Alexandria, Va.; WKBF, Indianapolis, Ind.; WKBH, La Crosse, Wis.; WKBW, Buffalo, N. Y.; WLAC, Nashville, Tenn.; WLTH, Brooklyn, N. Y.; WMBD, Peoria, Ill.; WNBR-WGBC, Memphis, Tenn.; WNEZ, Saranac Lake, N. Y.; WQBC, Vicksburg, Miss.; WREX, Roanoke, Va.; WFAI, Cincinnati, Ohio; WSAN, Allentown, Pa.; WSPA, Montgomery, Ala.; WSMK, Dayton, Ohio; WSPD, Toledo, Ohio; WTAD, Quincy, Ill.; KECA, Los Angeles, Calif.; KFAC, Los Angeles, Calif.

KFJR, Portland, Ore.; KFLV, Rockford, Ill.; KFPW, Fort Smith, Ark.; KGA, Spokane, Wash.; KGB, San Diego, Calif.; KGER, Long Beach, Calif.; KGHF, Pueblo, Colo.; KGIR, Butte, Mont.; KGMB, Honolulu, T. H.; KGNF, North Platte, Neb.; KID, Idaho Falls, Idaho; KLO, Ogden, Utah; KLS, Oakland, Calif.; KOH, Reno, Nev.; KQV, Pittsburgh, Pa.; KSTP, St. Paul, Minn.; KTBR, Portland, Ore.; KWK, St. Louis, Mo.; KFJF, Oklahoma City, Okla.; WMSG, New York, N. Y.; WODX, Mobile, Ala.; and KOY, Phoenix, Arizona.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

October 24, 1931

## FREEDOM OF SPEECH

Speaking at Monticello, the home of Thomas Jefferson, to the "freedom of the press," Representative James M. Beck of Pennsylvania, one of the nation's foremost authorities on constitutional law, warned the public that it must defend the freedom of the "new media of thought" - the radio.

"There are rights which it is useless to surrender to the Government, and which Governments have yet always been found to evade," were the words of Jefferson from which Beck took his text. "Among these are the rights of thinking and publishing our thoughts by speaking and writing."

"We must not defend the liberty of the press and ignore these new media of thought," Beck said, in his mention of radio and the movie.

Significant in connection with the struggle of the press for its freedom is this old law promulgated by the English Parliament early in the seventeenth century to "regulate printing." It reads:

"That no book, pamphlet, or paper shall be henceforth printed unless the same be first approved and licensed as such or at least one of such as shall be thereto appointed."

This was the law against which Milton railed. It might be well for broadcasters to give thought to these early struggles of the press.



October 24, 1931

## COURT UPHOLDS CONGRESSIONAL BROADCAST REGULATION

After long litigation which was appealed to the Supreme Court of the United States during the past year, the United States Circuit Court of Appeals for the Seventh Circuit, sitting at Chicago, upheld the power of Congress to regulate broadcasting under the interstate commerce clause of the Constitution. The opinion was given by the court in deciding the American Bond & Mortgage Company case against the United States.

The appellants argued the construction of broadcasting stations with large expenditures of money before the passage of the Radio Act created property rights in the stations which Congress lacked authority to confiscate without making just compensation. This position was found to be unsound by Circuit Judge Evans, writing the opinion of the court, in that it was found that the appellants, after the enactment of the Radio Act in 1927, applied to the Commission for license to operate a broadcast station. The license issued was revocable and limited and was accepted with the limitations and conditions imposed. Answering this contention the court said:

"Having sought and secured a governmental permit or license with its attendant benefits, appellants obviously cannot later assert rights which were surrendered in order to secure the permit. \* \* \* Moreover, we would be compelled to reach the same conclusion even though appellants had not limited or narrowed their asserted rights by applying for and accepting a limited license or permit. For it has been held by various courts, that have passed upon the question, that the regulation of broadcasting stations is within the expressly delegated power of Congress to regulate interstate commerce.

"Whether Congress was acting within its power to regulate the radio broadcasting stations by ordering certain stations off the air presents, of course, a closer question, which can only be solved by an examination of the facts to ascertain the reasonableness of the Commission's order.

"The purpose of Federal regulation of radio broadcasting was obvious. The confusion which resulted from the uncontrolled operations of such stations was ruinous to all commercial enterprises engaged therein, as well as destructive of the benefit which the public enjoyed as a result of the development of the radio industry. There was but one effective method of regulation, to wit: through licensing of stations and the limiting of their use to specific wavelengths and certain kilowatt power. Such regulation necessarily contemplated a reduction of the number of broadcasting stations, or a limitation of hours a station could broadcast or a lessening of the area (through reduction of power) through which the wavelengths traveled. If Congress under the Commerce Clause of the Constitution had the power to regulate this subject, it surely could exercise its power in the only manner which would accomplish the desired end, which was through the elimination of a plurality of broadcasting stations operating on the same wavelength in the same territory at the same time. Every investment in broadcasting stations was subject to this exercise of reasonable and necessary regulation by Congress. As against such possible regulation there existed no vested right in favor of the investors."

October 24, 1931

#### COPYRIGHT SUIT DISMISSED

After hearing, Judge McGeehan of the New York Supreme Court denied the motion for a permanent injunction and dismissed the bill in equity filed by George White, of "Scandals" fame against the National Broadcasting Company, the Columbia Broadcasting System and the Bamberger Broadcasting Service Inc. (WOR). White sought to restrain the defendants from broadcasting numbers composed by Henderson and Brown and which are being used in the current "Scandals." The composers are members of the American Society of Composers, Authors and Publishers and their numbers have been broadcast on several occasions by special permission.

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#### BOOSTER APPLICATION HEARD

The application of the Columbia Broadcasting System to erect a 250-watt booster station in Washington, D. C. operating in synchronization with Station WABC, New York City on 860 kc, was heard this week before the full Commission.

Witnesses appearing for the applicant were: Lawrence W. Lowman, Harry C. Butcher, Edwin K. Cohan, R. V. Coram and H. V. Akerburg. Outlining that if the application is granted, the Washington station would be Columbia's laboratory for synchronization, Lawrence Lowman declared the application was only presented since it was considered the one possible means of improving service to the listening public and also in the attempt to relieve congestion in the broadcast spectrum.

Station WOL, American Broadcasting Company, Washington, D. C. protested the granting of the application, if there would be any question of increasing the quota of the District of Columbia. The station does not object to the principle involved in the application, but insists that WOL be given prior consideration if the quota of the District of Columbia is to be increased.

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#### HIGH POWER PROTEST DENIED

The Commission this week denied the petition of Station WOWO, Fort Wayne, Ind. seeking to have rescinded power increases granted to Station WCAU, Philadelphia, PA. and Station WHAM, Rochester, N. Y. The Commission held the petition was inconsistent with regulations governing procedure. It was stated that Station WOWO did not file exceptions to the examiner's report as the rules required.

Both Station WCAU and WHAM filed answers and motions to strike the WOWO petition. The Fort Wayne station contended the mileage separation between its location and that of the other two stations was not sufficient to permit simultaneous operation of the three stations without causing serious interference.

The vote was four to one in favor of dismissal. Chairman Charles McK. Saltzman dissented from the majority, concluding the mileage separations were inadequate and voted to grant the WOWO petition.

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October 24, 1931

## COURT DISMISSES INSURANCE COMPLAINT

Holding that "the mere placing of a disc so that a comparison of rates can be given or the request for a person's age, cannot be construed as the procurement of insurance," Magistrate Edward Weil in the West Side Court, New York City, this week dismissed the complaint filed by the New York State Insurance Department, against Station WOV, International Broadcasting Corporation, with transmitter at Secaucus, N. J. and studios in New York. Josiah L. Wood, chief of the complaint bureau of the state agency, had service issued against the station, charging violation of the penal statutes of New York making it a misdemeanor to solicit or procure insurance policies in New York by foreign insurance companies, unless the company has been authorized to solicit by the state.

The grounds for the complaint arose when the station performed a transcription produced under the sponsorship of the The Union Mutual Life Insurance Company of Des Moines, Iowa. The insurance company was not licensed to do business in the state of New York. The station operators were to receive one-third of the first premium paid on all new policies, through the broadcasting of the transcription.

Placing a strict interpretation upon the statutes under which the complaint was made, the court found that there was "not a scintilla of proof that there was any solicitation of insurance." The station "merely gave information," said the court, "the same as any newspaper advertisement does. Surely, an advertisement in the newspapers cannot be construed as an agency wherein the newspaper is the agent for the advertiser. The dictionary defines solicitation as 'asking for earnestly; seeking to obtain by persuasion or entreaty.'" The testimony of Wood, the complainant, does not indicate any entreaty on the part of "The Voice" to seek by persuasion or obtain by entreaty, insurance. It merely compared rates and asked for the hearers' nearest birthday. - - - the acts of the defendant corporation were merely the introductory steps which might have culminated in obtaining prospects for insurance. It merely advertised the existence of the Company and a comparison of rates. The Court finds that the defendant at most was merely the medium of advertising and as such "did not violate the penal statute." The summons was dismissed and the defendant was discharged.

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## IMPROVED AUDIO-FREQUENCY GENERATOR

The construction of an audio-frequency generator, for use in making radio-frequency measurements is described in the October number of the Bureau of Standards Journal of Research. The variable audio-frequency output is the beat note between two sources of radio frequency; the one a piezo oscillator, and the other a variable oscillator. The output is continuously variable from 50 to 1500 cycles per second. The entire unit is assembled very compactly and the essential parts are mounted in a temperature-controlled compartment. The calibration curve is practically linear for a change of 50 cycles per second and repeated calibrations indicate that it is constant to less than 0.1 cycle per second over the entire range.

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October 24, 1931

#### GENERAL COUNSEL ADDRESS EDITORS

Representatives of the Ohio Select List of Dailies in convention at Columbus, Ohio, this week were told by Thad H. Brown, general counsel of the Commission that for the first time in history the field of newspaper work has reached beyond the limits of the printing press due to the development of radio. Colonel Brown outlined the many advantages of radio to the progressive newspaper and commented on the cooperation of the Commission. He spoke, in part: "This is the age of speed and more speed. A few months ago a record of 240 miles an hour was made by an automobile at Ormond, Florida. Within the past few weeks a record of 388 miles an hour by plane was established by a British aviator. But in the field of radio we get real speed, radio waves traveling with the reapidty of light, 186,000 miles per second. To the press, therefore, where speed is of the first importance, radio comes as a revelation.

"Modern civilization through air travel and radio has been given a glimpse of far-off pastures and has rapidly become "world-minded." It is eager to know "how the other half lives, "and this knowledge is daily being supplied by the press through radio.

"The life of a newspaper man has never been the proverbial "bed of roses", and if the past ten years in the life of radio is any indication of what may be expected in the next ten years, he will have to add to his already much burdened brain a wealth of knowledge and information constantly being brought to light by this imoortant science, as well as the facts concerning its rapid development and advancement."

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#### REGIONALS SEEK HIGH POWER

The applications of three regional stations to increase power to 5 KW now assigned to 940 kc, with power of 1 kW, were heard before Examiner Pratt this week. The three stations represented were WCSH, Portland, Maine, WDAY, Fargo, N. Dak., and KOIN, Portland, Oregon. Motions were filed by counsel for these stations to amend G. O. 40 to permit stations in the regional classification to operate with this increased power. The examiner was told the granting of these applications would materially increase the service of the stations, and the listening public would benefit from the additional service rendered.

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#### TEXAS SET CENSUS

The radio receiving set figures made public by the Bureau of Census indicate out of 1,383,280 families in the Lone Star state, 257,686, or 18.6 per cent, have receiving equipment. The number of persons per family is 4.2.

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October 24, 1931

## NORWAY USES COOPERATIVE SYSTEM

Combining the practices of countries in which broadcasting is completely operated by private business and those in which it is entirely under the government, Norway's system is a cooperative one whereby the technical operation of the stations is under control of the government and the programs are made up by a large private concern, according to Norwegian information contained in a report from Consul George Orr at Stavanger, made public by the Department of Commerce.

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## FREQUENCY MEASUREMENTS SHOW IMPROVEMENT

During this month 328 stations were measured by the Radio Division of the Department of Commerce of which 115 deviated less than 50 cycles, 72 less than 100 and 68 less than 200. The remaining 73 measured deviated more than 200 cycles. These figures do not indicate improvement over the measurements made during August, but they do represent more efficient maintenance of operation on assigned frequencies over other previous months. The number deviating less than 50 cycles decreased by 2 stations although 24 stations more were measured during September showing a loss of  $3\frac{1}{2}\%$  in the number of stations in this class compared with August. The number deviating over 100 and 200 cycles showed a slight increase, while a larger increase (17 stations -  $3\frac{1}{2}\%$ ) is shown in the class deviating more than 200 cycles, compared with August. The list follows:

KFAB; KFAC; KFDM; KFEL; KFEQ; KFJF; KFJI; KFJR; KFLV; KFRU; KFSD;  
KFVD; KFVB; KFXF; KFYR; KGA; KGB; KGFJ; KGO; KHQ; KJR; KLX; KLZ; KMED;  
KMJ; KMO; KMOX; KMPC; KMTR; KOIL; KPO; KRLD; KSAC; KSD; KTAR; KTHS; KVOO;  
KVOS; KWKH; KYA; WABO; WHEC; WADC; WAPI; WBAK; WBBM; WBBR; WBT; WBZ;  
WBZA; WCAO; WCBM; WCFL; WCHI; WCKY; WCSH; WDAF; WIBO; WDSU; WFAF; WEAN.

WEDC; WEEI; WENR; WFAA; WFAN; WIP; WFI; WFOX; WGCM; WGES; WGN; WGY;  
WHAP; WHN; WHO; WHP; WIBO; WIBW; WJSV; WJZ; WKJC; WKRC; WLBZ; WLI; WLS;  
WLW; WMAL; WMAQ; WMBC; WMMN; WMSG; WNAX; WNBH; WOAI; WOC; WOI; WOKO;  
WOS; WOW; WOWO; WPOR; WTAR; WPTF; WQBC; WRAX; WRC; WRVA; WSB; WSBC; WSEN;  
WSMB; WSUI; WTAG; WTAM; WTMJ; WWJ and WXYZ.

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## INCREASE PACIFIC NETWORKS

A second network of stations on the Pacific Coast was inaugurated by the National Broadcasting Company, Sunday, October 18 at 11:00 A. M. E.S.T. The networks, composed of stations associated with the NBC, will be available only in groups, as follows:

KGO; KFI; KGW; KOMO; KHQ; KPO; KECA; KEX; KJR; and KGA.

In addition to these regular networks, there are two supplementary stations which may be used with either group. They are

KFSD - San Diego and KTAR - Phoenix.

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October 24, 1931

#### ADDITIONAL HOURS GRANTED WHOM

In action taken on the application of station WHOM, Jersey City, N. J., requesting authority to change operating hours from sharing time with stations WBMS, WNJ and WKBO to unlimited time, the Commission sustained the recommendation of Examiner Pratt (No. 216) and deleted stations WNJ, and WKBO, granting station WHOM three-quarter time on the assignment, the remainder of the time to be used by station WBMS. The Commission's conclusions stated that stations WNJ and WKBO are not rendering such public service that the loss of their programs would not deprive listeners of any substantial broadcasting not now being rendered by other stations in this area. It was further decided that station WKBO is inadequately financed and without funds to meet existing obligations. Commissioner LaFount dissented from the majority opinion.

Reversing the recommendation of its examiner, the Commission granted the application of station KSMR, Santa Maria, Calif., authorizing the station to move to Bakersfield, Calif., Examiner Walker (Report No. 214) recommended denial on the ground that increased interference would result to stations at Los Angeles. Finding that the station would serve a far greater number of people at Bakersfield, than it does in its present location, the Commission held the granting of the request would not increase interference and at the same time would bring a meritorious and well balanced program service to a community that does not have satisfactory radio service from any other station.

The application of the Ozark Radio Corporation of Cartersville, Mo., for a construction permit to erect a new station on 1420 kc with power of 100 watts and to share time with station WMBH, Joplin, Mo., was denied by the Commission, sustaining the recommendation of Examiner Pratt (No. 220). With the statement that the proposed area to be served can not support more than one broadcasting station, the Commission concluded that the applicant did not show sufficient financial responsibility or the availability of proper talent for the conduct of a radio station. The proposed equipment was also found not in conformance with modern engineering standards.

Station WRAX, Philadelphia, Pa., was denied authority by the Commission to increase power to 500 watts on 1020 kc. The decision sustained the report of Examiner Yost (No. 223) stating inability to find the existence of a need for this additional service in the Philadelphia area, the Commission held that the granting of the increased in power would not increase the present good service area nor would it appear that the service of the station could cover the entire metropolitan area of Philadelphia.

The request of station WHBY, West De Pere, Wis., for authority to change frequency from 1200 to 950 kc and increase power from 100 to 500 watts, 1 KW LS, was denied by the Commission, sustaining Examiner Hyde (No. 232), on the grounds serious interference would be caused with station KMBC, Kansas City, Mo. The latter station "has developed a wide audience and represents a large investment, delivering an excellent program service", the Commission held. It was concluded the granting of the application would work a violation of the Davis Amendment.

The request for a local station at New Philadelphia, Ohio, filed by the New Philadelphia Broadcasting Co., was denied by the Commission. The examiner (Report No. 236) recommended denial of the application to erect a new station on 1370 kc with 100 watts and unlimited time, finding that interference on the frequency would be increased by the operation of this proposed station. The Commission upheld this contention and further found the applicant had failed to show financial worth sufficient to erect and maintain the station.

October 24, 1931

## COMMISSION DENIAL APPEALED

Seeking authority to "measurably reestablish appellant in the position occupied by it prior to the acts complained of", James E. Davidson, operator of station WBCM, Bay City, Mich., this week appealed to the Court of Appeals of the District of Columbia, protesting the decision of the Commission in denying the station an unlimited assignment on 940 kc with 500 watts. The application was recommended for denial by the examiner after hearing (Report No. 224) due to the possibility of increased interference on the requested frequency. The Commission sustained the findings of the examiner, and out of this action the appeal to the courts has arisen.

The applicant claims his purpose in seeking the 940 kc channel was to obtain from the Commission a maximum restoration of its former service area with a minimum disturbance to the present allocation. It is claimed the Commission assigned seven stations for operation on the appellant's present frequency of 1410 kc without notice and hearing, and as a result the service area of the station has been reduced "to a fraction of that enjoyed by the station for a period following December 8, 1928".

Setting out sixteen reasons for error on the part of the Commission in denying the requested facility, the appellant attacks the decision as being arbitrary and capricious, and contrary to "public interest, convenience and necessity".

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## EXAMINERS' REPORTS

Approving the time sharing agreement presented at the hearing by stations WICC Bridgeport, Conn., and WCAC, Storrs, Conn. Examiner Hyde, this week recommended modified licenses be issued both stations authorizing WCAC to operate a total of three and one half hours weekly, with other specified periods during the term of the license, giving station WICC, the remainder of the time.

The application of Sherwood H. Patterson, for a construction permit to erect a new station at Laramie, Wyo., on 1340 kc with power of 500 watts and unlimited time, was recommended for withdrawal without prejudice by Examiner Yost in Report 265.

In view of the Commission's decision assigning the facilities of the applicant to another station, the request of station WPCC Chicago, Ill., for increased power, was recommended for denial in Report no. 266.

The request of the First Congregational Church Corporation, Springfield, Vt., (station WNBX) to increase power from 10 to 100 watts on 1200 kc, was recommended for denial by Examiner Pratt (Report No. 267). The Examiner found that limited and most infrequent use has been made of the applicant's present facility, and that there was insufficient showing of financial ability. The examiner further pointed out the increase in power, if granted, would materially increase the interference to other stations on this same frequency.

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October 24, 1931

## NEWSPAPER SEEKS LOCAL STATION

A local fight between a broadcasting station and a newspaper was aired this week at the Commission when Examiner Yost heard the application of the Sun-Gazette, Williamsport, Pa., requesting authority to erect a new broadcasting station for operation on 1420 kc with power of 100 watts and to share time with station WRAK. Clarence Cummins, operator of station WRAK, appeared as respondent and protested the application of the newspaper on the ground the radio station is now operating in the public interest and that due to the size of the community two radio stations can not be operated there.

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## GERMANY'S BROADCASTING

Germany has developed its system of broadcasting to prevent infringement on the cultural side of radio, but does so without endangering private initiative or the influence of the public on broadcasting programs, according to Dr. C. M. Koon, specialist in education by radio, of the U. S. Office of Education.

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## MISCELLANEOUS COMMISSION ACTION

WSPD	Toledo Brdcstg. Co. Toledo, Ohio	Granted permission to intervene in the appli. of the Community Brdcstg. Co. of Toledo, to be held Nov. 13th.
WCBA	B. Bryan Musselman Allentown, Pa.	Granted regular renewal of license and hearing cancelled, as complaints against this station have now been corrected.
WOOD	Kunsky Trendle Grand Rapids, Mich.	Granted permission to take depositions of certain witnesses in Grand Rapids.
WLCI	Luthern Assn. of Ithaca Ithaca, N. Y.	Hearing set for Nov. 6th, cancelled. Applicant for its facilities defaulted and license is to be renewed for operation on Sundays only from 10:45 AM to 12:15 PM.
WCAU	Universal Brdcstg. Co. Philadelphia, Pa.	Motion to strike protest and petition of WOWO, Ft. Wayne, against proposed increase of power of WCAU, denied, since Commission has already denied petition of WOWO.
KFXV	Mary M. Costigan Flagstaff, Ariz.	Action of Commission of Oct. 16, 1931, renewing license to operate on 1420 kc, 100 w. rescinded. A. H. Schermann who was assigned this license on July 28, 1931, notified he must file application for renewal.
New	The Evening News Assn. Detroit, Mich.	Set for hearing request for C.P. visual broadcasting.



October 24, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, October 26, 1931. All hearings commence at 10 a. m.

MONDAY, October 26, 1931

Docket #1051	NEW	Charles Smuck Springfield, Missouri	C.P.	1500 kc	100 W.
				Share with KGIZ	
Docket #1328	KGIZ	Grant City Park Corp. Grant City, Missouri	Ren. Lic.	1500 kc	100 W.
				Unlimited time	
Docket #1361	NEW	Charles L. Fower Fower Oil Company Macon, Missouri	C.P.	1210 kc	100 W.
				Unlimited time	
Docket #1367	WTAD	Illinois Broadcasting Corp. East St. Louis, Missouri	C.P.	1440 kc	500 W.
				Shares with WMBD	

(Requests authority to move station from  
(Quincy, Ill. to East St. Louis, Ill.)

WEDNESDAY, October 28, 1931

Docket #1373	WDIX	North Mississippi Brdcsng Co. Greenville, South Carolina	C.P.	1310 kc	100 W.
				Daytime	

Present Assignment: 1500 kc 100 W.  
Unlimited time

(Authority is requested to move studio and  
(transmitter from Tupelo, Miss. to Green-  
(ville, S. C. and change frequency and  
(hours of operation).

THURSDAY, October 29, 1931

Docket #1286	WLVA	Lynchburg Brdcg Corp. Lynchburg, Virginia	C. P.	1200 kc	250 W. LS
				Unlimited time	

Present Assignment: 1370 kc 100 W.  
Shares with WBTM

Docket #1285	WLBG	WLBG, Incorporated Petersburg, Virginia	Ren. Lic.	1200 kc	100 W. 250 W. LS
				Unlimited time	

Docket #1281	WEXL	Royal Oak Brdcg Co. Royal Oak, Michigan	C. P.	1310 kc	100 W.
				Unlimited time	
				Present Assignment: 1310 kc 50 watts Unlimited time	

October 24, 1931

HEARING CALENDAR (Continued)

Docket #1287	NEW	James F. Hopkins, Inc. Wayne County, Michigan	C. P.	1420 kc 100 W. 250 W. LS Unlimited time
Docket #1311	WOOD	Kunsky-Trendle Brdcsng Corp. Grand Rapids, Michigan	Ren.Lic.	1270 kc 500 W. Shares with WASH
Docket #1232	WASH	W A S H Broadcasting Corp. Grand Rapids, Michigan	Ren.Lic.	1270 kc 500 W. Shares with WOOD

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APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

NEW	Congress Square Hotel Company Portland, Maine	Requests CP for visual broadcasting station.
NEW	The Voice of Montgomery Montgomery, Alabama	Requests CP 1500 kc, 100 watts, daytime, share with KGKB.
WBAK	Pennsylvania State Police Commonwealth of Pennsylvania Harrisburg, Pennsylvania	Requests Mod. of Lic. change hours of operation from sharing with WHP and WCAH to sharing only with WHP on equal basis.
NEW	Owosso Broadcasting Company Owosso, Michigan	C. P. erect new station 830 kc; 1 KW; day.
WHDL	Tupper Lake Broadcasting Co. Tupper Lake, New York	C. P. move station locally; install new equipment; change frequency from 1420 to 1220 kc; increase power to 500 watts; and change time to sharing with station WCAD.
WNBO	John Brownlee Spriggs Washington, Pennsylvania	Install automatic frequency control to conform with G.O.'s 111, 15 and 116.
NEW	Philadelphia Storage Battery Co. Philadelphia, Pennsylvania	C. P. (visual broadcasting) 48500-50300; 60000-80000; 43000-46000 kc; up to 1500 W.
KMO	KMO, Incorporated Tacoma, Washington	C. P. change frequency from 860 to 1330 kc; change from limited time to unlimited; increase power to 500 watts.

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RENEWALS SET FOR HEARING

At its sessions during the current week the Commission designated applications for renewal of license received from the following stations for hearing: WGBF, Glen Falls, N. Y.; WRAW, Reading, Pa.; KFYO, Abilene, Texas; KMED, Medford, Oregon, and KXA, Seattle, Wash.

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October 24, 1931

APPLICATIONS GRANTED

The following applications were granted by the Commission at its sessions during the current week:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FIRST ZONE</u>		
WFIW	WFIW, Inc., Hopkinsville, Ky.	Granted C.P. move transmitter locally and change type of equipment to conform to requirements of G.O.'s 111 and 116.
WEEU	Berks Broadcasting Co., Nr. Reading, Pa.	Granted Mod C.P. change type of equipment to conform to requirements of G.O.'s 111, 115 and 116; slight transmitter move, and extend completion date to January 7, 1932.
<u>THIRD ZONE</u>		
KGHI	Berean Bible Class Little Rock, Arkansas	Consent vol. assgn. to O. A. Cook.
WSMB	Saenger Theatres & Maison Blanche, Incorporated New Orleans, La.	Consent vol. assgn. license to WSMB. Incorporated.
WRBJ	Hattiesburg Broadcasting Co., Hattiesburg, Miss.	Granted consent voluntary assignment of license J.H. Harbour given authority to assign his interest in license of WRBJ to the other members of the partnership, W.E., F.E., and P.L. Barclift, D/B as Hattiesburg Broadcasting Co.
WRBJ	Hattiesburg Broadcasting Co., Hattiesburg, Miss.	Granted authority to discontinue operation of station to December 15, 1931, in order to install new equipment.
<u>FOURTH ZONE</u>		
WHBF	Beardsley Specialty Co. Rock Island, Illinois	Granted C.P. to move transmitter and studio locally in Rock Island.
<u>FIFTH ZONE</u>		
KMPC	R. S. Macmillan Beverly Hills, California	Granted mod. C.P. to change the type of equipment to conform to requirements of G.O.'s 111, 115 and 116, and to change commencement date from July 6th to October 16, 1931, and change completion date from October 6, 1931 to January 6, 1932

October 24, 1931

APPLICATIONS GRANTED (CONTINUED)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
	<u>FIFTH ZONE</u> (continued)	
KECA	Pacific Development Radio Co., Los Angeles, California	Granted Consent to Voluntary assignment of license to Earle C. Anthony, Incorporated.

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LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WKBC, Birmingham, Ala.; WQAM, Miami, Fla.; and KFLX, Galveston, Texas.

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LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: WCAX, Burlington, Vt.; KFUL, Galveston, Texas; WPRO, Providence, R. I., and SYB. Rutland, Vermont.

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RENEWAL APPLICATION REQUESTED

The Commission this week directed the Secretary, in accordance G. O. 114, Section 2, to request station WOPI, Bristol, Tenn., to file application for renewal of license through the office of the Supervisor of Radio on or before November 7, 1931.

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POSITIONS WANTED

Young man with vast experience as production manager, business manager and station director desires position with regional station which will offer him an opportunity for advancement. Has had experience as announcer, program director, continuity writer, and salesman. Address NAB headquarters and refer to 102331.

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Managing director of regional station in New York contemplates change. Possess five years experience in studio, program, continuity, production, commercial, executive departments. Available. Address NAB headquarters and refer to 102331

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October 24, 1931

APPLICATIONS DISMISSED

During the current week the Commission dismissed the following applications at the request of the applicants:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
2-PB-1885 A	WWJ	The Evening News Assoc. Detroit, Michigan	C. P. 1020 kc; 5 KW; unlimited.
4-ALB-375	WKBV	Knox Battery & Elect. Co. Connersville, Indiana	Voluntary assignment of license to Eastern Indiana Broadcasting Co.
4-PB-2298	WKBV	Knox Battery & Elect. Co. Connersville, Indiana	C. P. 1500 kc; 100 watts; unlimited.

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APPLICATIONS DENIED

During the current week the Commission denied the following applications as they failed to enter appearances within the time specified in General Order 93.

<u>FRC FILE</u>	<u>NAME OF APPLICANT</u>	<u>CALL</u>	<u>NATURE OF APPLICATION</u>
2-PB-2233	Robert C. Fluhrer John G. Ffank and Louis B. Polstroek York, Pennsylvania	NEW	C. P. 1310 kc; 100 watts.
2-PB-2302	Robert Wilkin Stolzenbach Springfield, Ohio	NEW	C. P. 1200 kc; 100 watts.
2-PB-2311	Lorain Co. Radio Corporation Lorain, Ohio	NEW	C. P. 1200 kc; 100 watts.
3-PB-2196	A. V. Arrington Hamburg, Arkansas	NEW	C. P. 1120 kc; 50 watts.
3-PB-2336	Capitol Broadcasting Co. Austin, Texas	NEW	C. P. 1500 kc; 100 watts.
3-ALB-344	Bryant Radio & Electric Co. Elk City, Oklahoma	KGMP	Voluntary assignment of license.

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RMA TRADE SHOW IN MAY

The Seventh Annual Convention and Trade Show of the Radio Manufacturers' Association will be held in Chicago in May, according to an announcement by P. G. Erskine, Emporium, Pa. chairman of the Show Committee of the RMA.

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October 24, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
		<u>FIRST</u>	<u>ZONE</u>
1-MPB-262	WFEA	Rines Hotel Company Manchester, N. Y.	Mod. C. P. extend completion date to 12/29/31.

		<u>SECOND</u>	<u>ZONE</u>
2-PB-2362	NEW	C. J. Scott Beaver Falls, Pennsylvania	C. P. erect new station; 560 kc; 25 watts; unlimited time.

The proposed location is in Beaver County approximately 25 miles northwest of Pittsburgh. The frequency requested is now used by stations WFI and WLIT, Philadelphia, Pa. 255 miles distant; WJVS, Gary, Ind. 385 miles distant; and WNOX, Knoxville, Tenn. 385 miles distant. The granting of the application would increase the quota 0.2 unit. The Second Zone is under quota and Pennsylvania is under quota.

2-PB-2363	NEW	Westmoreland County Radio- phone Service Greensburg, Pennsylvania	C. P. erect new station on 810 kc; 250 watts; daylight operation.
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The frequency requested is a Fourth Zone cleared channel and is now used by station WCCO, Minneapolis, Minn. with power of 5 KW (C.P. granted 50 KW). Station WPCB, New York City, is also assigned to the frequency with power of 500 watts and daylight operation. The granting of the application would increase the quota 0.2 unit. The state of Pennsylvania and the Second Zone are under quota.

		<u>THIRD</u>	<u>ZONE</u>
3-MPB-264	KCRC	Enid Radiophone Company Enid, Oklahoma	Mod. C. P. extend completion date to 12/10/31.
3-PB-2366	NEW	Edmund G. Hilger Little Rock, Arkansas	C. P. erect new station on 890 kc; 500 watts; unlimited time.

The applicant requests authority to erect a new station. The frequency is now used in Little Rock by station KGJF with power of 250 watts and unlimited time. Stations on the requested frequency with mileage separation less than recommended by the Engineering Division of the Commission, in similar circumstances, and under which distance interference might be caused, are: KFNF, Shenandoah, Iowa, 450 miles; WILL, Urbana, Ill. 485 miles and WGST, Atlanta, Ga. 460 miles. The Third Zone is over quota; Arkansas is due 5.60 and is assigned 4.40 units.

October 24, 1931

APPLICATIONS RECEIVED. (Continued)

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FOURTH ZONE</u>				
4-MPB-265		KGCU	Mandan Radio Association Mandan, North Dakota	Mod. C. P. extend completion date to 11/5/31.
4-MPB-263		WLBL	State of Wisconsin, Dept of Agriculture & Markets Stevens Point, Wisconsin	Mod. C. P. extend completion date and change transmitter location Jordan, Wisconsin.
4-MLB-843		KFYR	Meyer Broadcasting Company Bismarck, North Dakota	Mod. Lic. resubmitted, requests specified hours.
4-MPB-261		KGFX	Dana McNeil Pierre, South Dakota	Mod. C. P. extend completion date to 12/20/31.
<u>FIFTH ZONE</u>				
5-PB-2269		KMCS	Dalton's Inc. Inglewood, California	C. P. amended request change in transmitter and studio location locally.
5-PB-2363		KMJ	James McClatchy Company Fresno, California	C. P. move transmitter locally install new equipment; change frequency from 1210 to 1350 kc; increase power to 500 watts.
<p>The applicant is now assigned to a local frequency. The channel requested is a regional assignment. The closest station on this frequency is station KWK, St. Louis, Mo. The Fifth Zone is over quota. California is due 36.86 and is assigned 36.43. The granting of this application would increase the quota 0.4 unit.</p>				
5-PB-2364		KFUP	Sherwood H. Patterson Denver, Colorado	C. P. move station to Cheyenne, Wyo. and change present time sharing agreement with station KFXJ, Grand Junction, Colo. to simultaneous daylight and share at night.
<p>The granting of this application would move the station due north approximately 100 miles. The Fifth Zone is over quota; Colorado is over quota; Wyoming is under quota 1.26 unit.</p>				
5-MLB-795		KIDO	Boise Broadcast Station Boise, Idaho	Mod. Lic. amended, request 1350 kc instead of 1240 kc.

October 24, 1931

APPLICATIONS RECEIVED (Concluded)

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
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This application should be considered with the above request of Station KMJ, Fresno, Calif. This applicant is now assigned to 1250 kc with power of 1 KW and unlimited time. Idaho is due 2.89 and is assigned 2.60 units. The Fifth Zone is over quota.

5-MLB-895	KFWI	Radio Entertainments, Inc. San Francisco, California	Mod. Lic. increase power to 500 watts; 1 KW LS.
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The applicant is assigned to the frequency of 930 kc with power of 500 watts and shares time with station KROW, Oakland, Calif. operating with 500 watts and 1 KW LS. The Fifth Zone is over quota. California is due 36.86 and is assigned 36.43. The granting of this application would increase the quota of the state.

5-MLB-894	KLX	The Tribune Publishing Co. Oakland, California	Mod. Lic. increase power to 500 watts, 1 KW LS.
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The applicant is assigned to the Canadian-shared frequency of 880 kc with power of 500 watts and unlimited time. The closest stations on this frequency are KPOF and KFKA at Denver and Greeley, Colo. California is under quota; the Fifth Zone is over quota. The granting of the application would increase the quota 0.2 unit.

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APPLICATIONS RETURNED

During the current week the Commission returned the following applications at the request of the applicants:

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF REQUEST</u>
1-PB-2285	NEW	Robert J. Wood Lake Placid, New York	C. P. erect new station on 1220 kc.	
5-MLB-875	KJBS	Julius Brunton & Sons Co. San Francisco, Calif.	Requested limited time on 1070 kc with 100 watts.	

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LUNCHEON FOR SPEARMAN

Members of the Commission, division heads and former fellow employees, twenty-six in number, were present at a farewell luncheon last week in honor of Paul D. P. Spearman, who recently resigned as an assistant general counsel of the Commission to engage in private practice of law in Washington.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

November 2, 1931

## FULL STEAM AHEAD

The Ninth Annual Convention over, the National Association of Broadcasters enters a new year with renewed determination to labor for the best interests of broadcasting by the American plan.

New officers are: President, Harry Shaw, WMT, Waterloo, Iowa; Vice-President, J. J. Storey, WTAG, Worcester, Mass.; Vice-President, Paul W. Moroney, WTIC, Hartford, Conn.; and Treasurer, M. A. Howlett, WHK, Cleveland, Ohio. Newly elected directors are: E. B. Craney, KGIR, Butte, Mont.; Quinn Ryan, WGN, Chicago, Ill.; Leo Fitzpatrick, WJR, Detroit, Mich.; Henry A. Bellows, WCCO, Minneapolis, Minn.; and Walter J. Dann, WTMJ, Milwaukee, Wis.

Philip G. Loucks, Washington, D. C. was re-elected managing director by the Board.

The official transcript of the meeting has not yet been received. It is the plan, however, to report only the high spots of the meeting in these Bulletins from time to time and an effort will be made to have the proceedings published and mailed at the earliest possible date.

The meeting was a success in every particular and just as soon as your headquarters office can tie together the million loose ends which the meeting has left dangling and we can catch our breath, we will be ready to go forward again with "full steam ahead."

November 2, 1931

## COMMISSION DELETES FOUR STATIONS

Passing upon seven recommendations of its examiners, the Commission during the past week denied renewal of license applications to four broadcasting stations; reduced the operating time of an unlimited time station to daylight hours and in one case granted a renewal of license. The examiners were reversed in two cases.

With two Commissioners dissenting, the Commission reversed Examiner Pratt (Report No. 176) and granted a renewal of license to station WEVD, operated by the Debs Memorial Fund, Inc. New York City. After a recommendation of denial by the examiner, the applicant petitioned for and was granted oral argument before the full commission on September 26th.

Chairman Saltzman objected to the granting of the renewal on the ground that the station had grossly violated the regulations of the Commission in a number of instances and no satisfactory explanation has been given with respect to these infractions. The Commissioner further objected to the obsolete equipment now in use and said no evidence had been introduced to show sufficient funds were available to modernize the apparatus. In his dissenting opinion, Commissioner Starbuck concurred with the Chairman, and answered the contention of the applicant claiming the right of an active minority for a place in broadcasting, with the statement:

"A minority is not a thing apart and entitled to preferential treatment as of right. A minority has a proper place but its existence cannot justifiably be made an excuse to abuse the privileges granted to it by the government under which it so exists."

The Commission found the primary consideration in the application of station WCKY, Covington, Ky to increase operating hours to unlimited time to be "whether or not the public interest convenience or necessity would be served by authorizing station WCKY to operate unlimited time to the consequent deletion of stations WJAZ and WCHI, Chicago, Ill. and forfeiture of facilities now assigned these stations." Examiner Walker (Report No. 186) had recommended to the Commission the request for unlimited time on the part of the Kentucky station be denied, since "the granting of the application would further increase the quota of an over quota state." This action of the Commission would seem to ignore previous construction of General Order 102, as placed on it by the Examiner. Finding the applicant is rendering a varied and meritorious program service to the listeners in the area, the Commission granted the application concluding "the time division now existing between station WCKY and stations WJAZ and WCHI is a handicap to the applicant station, from both financial and operating standpoints."

The application of the Newport, Rhode Island, station, WMBA, for renewal of license was denied by the Commission, sustaining the findings of Examiner Walker (Report No. 222). The station has been licensed to operate on 1500 kc with power of 100 watts and unlimited time. The Commission refused the license due to violations of regulations, as well as finding that the deletion of the station would not deprive the listening public, in that area, of any radio service.

## COMMISSION DELETES FOUR STATIONS (Continued)

Report No. 250, involving three applications filed by station KOCW, Chickasha, Okla. and the proposed assignee of the station, J. T. Griffin of Muskogee, Okla. was reversed by the Commission. Examiner Yost had recommended that the station be permitted to assign the existing license to J. T. Griffin and move the station to Muskogee. The action taken by the Commission renews the license in the name of the Oklahoma College for Women, the present operators. The Commission concluded from the evidence that the removal of the station would create serious and objectionable interference between this station and others on the same and adjacent frequencies; that it is not clearly shown there would be sufficient talent available to insure the broadcasting of acceptable programs; that the community of Muskogee is now receiving service from a number of broadcasting stations; that the station now renders a public service at its present location and it further appears that no effort to improve that service would be made by the proposed assignee.

Sustaining the recommendation of Examiner Yost (Report No. 245), the Commission granted a renewal of license to station KCRJ, Jerome, Ariz. authorizing the station to operate daytime instead of unlimited time. The Commission found the applicant is unable to operate the required twelve hours daily under the terms of G. O. 105, and since the greater part of the station's time is now devoted to daylight operation, it was held that more economical use of the station's assignment would be made if the schedule of the applicant were reduced.

In the action taken on the renewal application of station WIBR, Steubenville, Ohio, the Commission found the station was not making the fullest use of its assignment on 1420 kc with power of 100 watts and unlimited time, and denied the renewal, sustaining the findings of Examiner Hyde (Report No. 237).

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## APPLICATIONS DENIED

During the past week the Commission denied the following applications as the applicants failed to file formal notice of appearance within the time specified in General Order 93:

W2XTF	Faske Engineering Co. Brooklyn, New York	Modification of Construction Permit.
NEW	Sanabria Television Corp. Chicago, Illinois	Construction Permit - Television service.
WGL	Fred C. Zieg (Allen-Wayne Co.) Ft Wayne, Indiana	Mod. of Lic. 1370 kc, 100 W. 250 W. LS.
KFWB	Warner Bros. Broadcasting Corp. Hollywood, California	C. P. 950 kc, 1 KW, 2½ KW, LS.

## RECOMMENDS INCREASE KLRA TIME

The application of station KLRA, Little Rock, Ark. for unlimited time, was recommended to be granted in part, by Examiner Walker this week (Report No. 263). The applicant has been sharing time on an equal basis with station KUOA, Fayetteville, Ark. operated by the University of Arkansas. The examiner concluded that station KLRA should be issued a modification of license for three-fourths time in place of the present division of hours. The recommendation states: "One fourth time will enable station KUOA to render any substantial service that it may have heretofore rendered or may render under its proposed plan of future operation." The college station contended at the hearing it should be permitted to operate as a commercial enterprise, in order that it could have room for expansion of its extension university programs.

If the report of the Examiner (No. 268) is adopted in the case of the application for increased power filed by station KFUD, Clayton, Mo. the Commission will deny the request of the station for added facilities. The Examiner found that the requested use of 1 kW on 550 kc would result in reduction of the present service areas of existing stations; that the area proposed to be served now has adequate radio facilities, and that the granting of the application would increase the quota in an over quota state and zone.

Removal of station KFJI from Astoria to Klamath Falls, Oregon, is recommended by Examiner Hyde (Report 269) who concluded his findings with the statement that the population in the vicinity of Klamath Falls receives less broadcast service "indigenous to the State of Oregon than the population of Astoria, excluding the service of KFJI for the purpose of this comparison." It was further stated that the granting of this application would effect a more equitable distribution of broadcast facilities in the State of Oregon.

The application of George G. Spratt of Coatesville, Pa. for authority to erect a new station on 1210 kc with power of 100 watts and unlimited time is recommended for denial (Report No. 271) by Examiner Hyde. The findings of the examiner are based on the facts that the proposed service area of the station is now receiving very satisfactory service from a number of existing stations and that the granting of the application would probably result in considerable interference to existing stations.

The applications of Charles Smuck, Springfield, Mo. and Clarence M. Doyle, Philadelphia, Pa. for authority to erect new stations in their communities (Reports No. 270 and 272) are recommended for denial by examiners as in cases of default.

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## STATION REDUCTION POLICY ADOPTED

In line with a recently adopted policy, the Commission has been reducing the number of broadcasting units in and near large metropolitan areas, according to a statement issued this week by Commissioner Harold La Fount. First indications of such action were shown when the Commission ordered the deletion of stations in Chicago, Jersey City and Newark. The Commissioner said:

"The Commission feels that such a reduction is inevitable. Its action in ordering off the air six stations in large cities is indicative of this policy."

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APPLICATIONS GRANTED

The following applications were granted by the Commission during its sessions in the past week:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FIRST ZONE</u>		
WGBB	Harry H. Carman Freeport, New York	Granted C.P. to move transmitter locally to Freeport.
WFEA	Rines Hotel Company Manchester, New Hampshire	Granted Mod. C.P. extend completion date from Oct. 25 to Dec. 29, 1931.
WVSYB	Weiss Music Company Rutland, Vermont	Granted license covering removal of transmitter locally.
WGBS	General Broadcasting System New York, N. Y.	Granted consent to voluntary assignment of license and C.P. to American Radio News Corp.
<u>SECOND ZONE</u>		
WELL	Enquirer-News Company Battle Creek, Michigan	Granted C. P. to move transmitter and studio from W. State Street, Battle Creek, to W. K. Kellogg Inn, Champion St. Battle Creek install new equipment and increase power to 100 watts.
<u>THIRD ZONE</u>		
WRBQ	J. Pat Scully Greenville, Mississippi	Granted Mod. C. P. to extend completion date from Sept. 15 to October 15, 1931.
WRBQ	J. Pat Scully Greenville, Mississippi	Granted permission to reduce power to 50 W. while procuring another power supply, the original one having been destroyed by fire.
WCSC	Lewis Burk Charleston, South Carolina	Granted extension of existing license for 30 days from November 1st.
<u>FOURTH ZONE</u>		
KFAB	KFAB Broadcasting Company Lincoln, Nebraska	Application for renewal of license, heretofore set for hearing, dismissed from docket.
WMAQ	WMAQ, Inc. Chicago, Illinois	Granted consent to voluntary assignment of license to the National Broadcasting Co. (Action taken October 28, 1931).

## APPLICATIONS GRANTED (Continued)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>FOURTH ZONE</u> (Continued)		
KFYR	Meyer Broadcasting Co. Bismarck, North Dakota	Granted authority to operate on the morning of November 1, from 1 a.m. to 3:30 a.m. CST, with $2\frac{1}{2}$ KW power in order to broadcast a specially arranged program for the Newark News Radio DX Club.
KFJY	C. S. Tunwall Riverdale, Iowa	Granted consent to voluntary assignment of license to the Cedar Rapids Broadcast Co.
NEW	The Journal Co. (The Milwaukee Journal) Portable Milwaukee, Wisconsin	Granted C. P. for special experimental purposes.

FIFTH ZONE

KIDO	Boise Broadcast Station Boise, Idaho	Granted Mod. Lic. to change frequency from 1250 to 1350 kc.
KOB	New Mexico College of Agriculture and Mechanical Arts State College, New Mexico	Granted authority to move to Albuquerque, subject to selection of satisfactory location and satisfactory improvements to equipment.
KMCS	Daltons, Inc. Inglewood, California	Granted advancement of hearing date for 30 days from November 4.
KLO	Perry Building Company Ogden, Utah	Granted authority to install automatic frequency control.

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## RENEWALS GRANTED

During the past week the Commission granted applications for renewal of license for the regular period to the following stations: WCOA, Pensacola, Fla.; WSMB, New Orleans, La.; WTFI, Athens, Ga.; KFPY, Spokane, Wash.; KSO, Clarinda, Iowa; WHOM, Jersey City, N. J.; WCKY, Covington, Ky; KTFI, Twin Falls, Idaho; KYW, Chicago, Ill.; WTAW, College Station, Texas; WAWZ, Zarephath, New Jersey.

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## NEW JERSEY SETS HIGH

Report issued by the Bureau of Census this week shows that New Jersey families are well equipped with receiving sets, according to the 1930 census figures. Out of 987,616 families in the state, 625,639 families or 63.4%, own radio receivers. The number of persons per family is 4.1.

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November 2, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, November 2, 1931. All hearings commence at 10 a.m.

WEDNESDAY, November 4, 1931

Docket #1237	WCAT	South Dakota State School of Mines Rapid City, South Dakota	Ren. Lic.	1200 kc 100 W. Unlimited time
Docket #1268	WPG	W P G Broadcasting Corp. Atlantic City, New Jersey	Ren. Lic.	1100 kc 5 KW Shares with WLWL
Docket #1304	WLWL	Missionary Society of St. Paul the Apostle, New York, N.Y.	Ren. Lic.	1100 kc 5 KW Shares with WPG
Docket #1379	KGIW	Leonard E. Wilson Trinidad, Colorado	Vol. Assign. of License	1420 kc 100 W. Unlimited time

THURSDAY, November 5, 1931

Docket #1327	NEW	Weber Jewelry & Music Co. St. Cloud, Minnesota	C. P.	1500 kc 50 W. Share with KGFK
Docket #1400	KGFK	Red River Broadcasting Co. Moorhead, Minnesota	Ren. Lic.	1500 kc 50 W. Unlimited time
Docket #1332	NEW	Capitol City Broadcasters Pierre, South Dakota	C. P.	580 kc 100 W. 12 hours daily
Docket #1401	KGFX	Dana McNeil Pierre, South Dakota	Ren. Lic.	580 kc 200 W. Daytime

FRIDAY, November 6, 1931

Docket #1325	WCOH	Westchester Brdcsg Corp. Yonkers, New York	Mod. Lic.	1050 kc 100 W. Unlimited time
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Present Assignment: 1210 kc 100 watts  
Shares with WGBB,  
WJBI and WMRJ

Docket #1355	WHDE	Matheson Radio Co. Inc. Boston, Mass.	C. P.	830 kc 1 KW Daytime
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Requests authority only to move transmitter

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## APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the past week:

WPCH	Eastern Broadcasters, Inc. New York, N. Y.	Request modification of license to change frequency from 810 to 570 kc, and hours of operation from daytime to sharing with WMCA (facilities of WNYC).
KFJZ	Estate of H. C. Meacham, Fort Worth, Texas	Renewal of license set for hearing because facilities of station have been applied for.
NEW	WJR, The Goodwill Station Pontiac, Michigan	Requests C.P. for visual broadcasting.
KOY	Nielsen Radio & Sporting Goods Phoenix, Arizona	Mod. of License to change power from 500 watts to 1 KW.

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## APPLICATIONS DISMISSED

During the current week the Commission dismissed the following applications at the request of the applicants:

NEW	The Atlanta Journal Company Atlanta, Georgia	C. P. 2000-2100, 2750-2850 kc, 500 watts.
NEW	Knoxville Journal Company Knoxville, Tennessee	C. P. 1330 kc, 1 KW.
NEW	N. O. Clemenson Payette, Idaho	C. P. 1200 kc, 100 watts.
NEW	Frank E. Howe Bennington, Vermont	C. P. 1290 kc, 50 watts.
NEW	Ginbel Bros. Television Develop. Research Company Philadelphia, Pennsylvania	C. P. 2100-2200 kc, 500 watts.

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## WPTF AND KECA CASES ARGUED

The Court of Appeals of the District of Columbia on Monday heard argument in the cases of the Durham Life Insurance Company, WPTF, Raleigh, N. C. and the Pacific Development Radio Company, KECA, Los Angeles, Calif. (Nos. 5444 and 5445, respectively). Both cases involved the validity of General Order 102. In the WPTF case the applicant had appealed from a decision of the Commission denying the station an increase from 1 to 5 KW in power and in the KECA case the appeal was from a decision denying the station increased daytime power.

Counsel for the stations urged that the Commission had failed to give a liberal interpretation to the Davis Amendment by promulgating G. O. 102 and argued that if the order is held valid then the Amendment is unconstitutional. Duke Patrick, assistant general counsel for the Commission, defended the Commission's regulations on the broad ground that Congress had given the Commission power to make such regulations.



November 2, 1931

APPLICATIONS DENIED (Continued)

WIS	South Carolina Brdcsg Co. Inc. Columbia, South Carolina	Denied authority to increase power to 1 KW on evening of Nov. 5, between 6 and 8 P.M.
KWKH	Hello World Brdcstg Corp. Shreveport, Louisiana	Denied permission to have oral argument on Examiners Reports Nos. 59 and 249. (Action taken October 29.)
NEW	Wm O. Ansley, Jr. Abilene, Texas	Denied application to extend time for the filing of exceptions to Examiner's Report No. 259; also denied permission to intervene in the matter of the hearing on the renewal application of station KFYO, Abilene, Texas.

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TEMPORARY LICENSES ISSUED

During the past week the Commission granted temporary licenses in the following cases, pending investigation or further action by the Commission:

WBMS	WBMS Broadcasting Corp. Hackensack, New Jersey	Granted temporary license pending result of investigation now being conducted with regard to operating without a licensed operator, and insufficient funds.
WTAQ	Gillette Rubber Company Eau Claire, Wisconsin	Granted temporary license pending action of the Commission after hearing on licensee's pending application for renewal of license.
KSCJ	Perkins Bros. Co. (The Sioux City Journal) Sioux City, Iowa	Granted temporary license pending action of the Commission after hearing on licensee's pending application for renewal of license.
KGEF	Trinity Methodist Church South Rev. Bob Shuler Los Angeles, California	Granted 30 day license, from November 1, pending decision of the Commission on Examiner's report as result of hearing.
KLRA	Arkansas Broadcasting Co. Little Rock, Arkansas	Granted temporary license pending action of the Commission after hearing on licensee's pending application for renewal of license.
KUOA	University of Arkansas Fayetteville, Arkansas	Granted temporary license pending action of the Commission after hearing on licensee's pending application for renewal of license.

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## APPLICATIONS RECEIVED

During the past week the following applications were received at the Commission:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>			
1-MPB-267	WGBS	American Radio News Corp. New York, N. Y.	Mod. C. P. extend completion date change studio location to Ritz Tower.
<u>SECOND ZONE</u>			
2-PB-2309	WJBK	James F. Hopkins, Inc. Detroit, Michigan	C. P. amended request 100 watts when not operating simultaneously with WIBM.
<p>The applicant is now licensed to operate on 1370 kc with 50 watts sharing with Station WIBM at Jackson, Mich. The granting of the requested increase would not increase the quota.</p>			
2-PB-2352	IEW	East Ohio Brdcastg Co. New Philadelphia, Ohio	C. P. erect new station on 850 kc with 500 watts and limited time.
<p>The applicant requests the use of the cleared channel now assigned to the Third Zone and used by Stations WWL, New Orleans, and KWKH, Shreveport, La. The Second Zone is under quota; Ohio is under quota. The granting of the application would increase the quota 0.32 unit.</p>			
2-PB-2296	NEW	Schuylkill Brdcastg Corp. Frank Megargee, Trustee Hazelton, Pennsylvania	C. P. amended as to applicant and requests daylight instead of limited time on 590 kc.
2-MPB-260	WJMS	Johnson Music Store Ironwood, Michigan	Mod. C. P. amended request exten- sion of completion date 2 weeks.
2-PB-2371	WJAS	Pittsburgh Radio Supply House Pittsburgh, Pennsylvania	C. P. install new transmitter and change frequency from 1290 to 920 kc.
2-MLB-896	WJAS	Pittsburgh Radio Supply House Pittsburgh, Pennsylvania	Mod. Lic. change frequency from 1290 to 920 kc.

The above two applications request authority to change operating assignment to 920 kc. This frequency is now used by Station WWJ, Detroit, Mich. a distance of 215 miles from Pittsburgh and operating unlimited time with power of 1 kW.

November 2, 1931

APPLICATIONS RECEIVED (Continued)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>THIRD ZONE</u>			
3-MLB-898	WQBC	Delta Broadcasting Company Vicksburg, Mississippi	Mod. Lic. change hours to unlimited time.
<p>The applicant station now operates on 1360 kc with power of 300 watts and daylight operation. The Third Zone is over quota; Mississippi is due 5.60 and assigned 2.60 units. The granting of this application would increase the quota of the state.</p>			
3-MLB-888	WFDV	Rome Broadcasting Corp. Rome, Georgia	Mod. Lic. change frequency and increase hours of operation.
<p>The applicant station now is assigned to daylight operation on 1310 kc with power of 100 watts. The application requests authority to change assignment to 1500 kc and increase operating time to unlimited. The Third Zone is over quota; Georgia is due 8.10 and is assigned 7.95 units. The granting of the application would increase the quota.</p>			
3-APB-26	WRBJ	W. E.; F. E.; P.L. Barclift and H. J. Harbour, d/b as Hattiesburg Broadcasting Co. Hattiesburg, Mississippi	J. E. Harbour requests authority to assign his interest in C. P. to other three partners.
3-MPB-268	WRBJ	Hattiesburg Broadcasting Co. Hattiesburg, Mississippi	Mod. C. P. change transmitter and studio location locally.
<u>FOURTH ZONE</u>			
4-MLB-899	WJBC	Kaskaskia Broadcasting Co. La Salle, Illinois	Mod. Lic. change hours of operating sharing with WJBL to unlimited.
4-PB-2369	KWCR	Cedar Rapids Broadcasting Cedar Rapids, Iowa	C. P. move studio and transmitter locally.
4-MLB-897	KWK	Greater St. Louis Brdcg St. Louis, Missouri	Mod. Lic. change name of licensee to Thomas Patrick, Inc.
4-P-B-2252 Resubmitted	IEW	S. A. Lutgen Wayne, Nebraska	C. P. resubmitted amended to request 100 watts instead of 250 watts on 1310 kc.
4-AL-B-395	WHBU	Citizens Bank Anderson, Indiana	Voluntary assignment of license to Anderson Broadcasting Corp.

November 2, 1931

APPLICATIONS RECEIVED (Concluded)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIFTH ZONE</u>			
5-MP-3-266	KFKD	Frank E. Hurt Wampa, Idaho	Mod. C. P. to extend commencement and completion dates.

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PERMIT APPLICATIONS RECEIVED

During the past week applications were received at the Commission from the following stations requesting authority to install new transmitters or make changes in present equipment: WAAT, Jersey City, N. J.; WEBQ, Harrisburg, Ill.; WRBL, Columbus, Georgia.

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LICENSE APPLICATIONS RECEIVED

During the past week the Commission received applications for license covering previously authorized construction permits from the following stations: KTSL, Laurel, Miss.; WEBC, Brooklyn, N. Y.; KGFF, Shawnee, Okla.; WEAR, East Lansing, Mich.; KSCJ, Sioux City, Iowa; WORC-WEPS, Worcester, Mass.

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APPLICATIONS RETURNED

During the past week the following applications were returned by the Commission for the reason either that they did not conform to the rules and regulations of the Commission or at the request of the applicant:

3-PB-2358	Ronzia Ortman Batesville, Arkansas	NEW	New station on 1500 kc, (did not comply with G. O. 111, 115, 116, and 102).
3-MLB-886	G. A. Houseman Laurel, Mississippi	WTSL	Change hours of operation. (Returned at request of applicant.)
3-PB-2290	KFQW, Inc. Seattle, Washington	KFQW	Change equipment. (Station deleted).
5-MPB-256	A. H. Shermann Flagstaff, Arizona	KFXV	Change equipment. (Not necessary).
5-PB-2359	May Ronsaville Hollywood, California	NEW	New station on 820 kc. (Did not comply with G. O. 102 and 40. Also unsatisfactory transmitter.)

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

November 7, 1931

## NAB RESOLUTIONS

For the information of members of the National Association of Broadcasters, the resolutions adopted at the Ninth Annual Convention of the Association at Detroit, Mich. last week are presented in this Bulletin.

While the proceedings of the meeting will be printed and distributed at the earliest possible date, requests are being received daily for copies of the resolutions and it was therefore considered advisable to publish them in advance of publication of the complete proceedings.

All of the resolutions were unanimously adopted at the closed meeting during the Convention.

Inasmuch as the Federal Radio Commission has been giving study to codification of its general orders, the attention of that body has been directed to Resolution No. 13 pertaining to the use of phonograph records and electrical transcriptions.

Amendments to the Constitution and By-Laws adopted at the meeting make it necessary to have new copies of this document printed.

It is also planned to publish a new membership directory which will be ready for distribution on January 1, 1932.

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November 7, 1931

RESOLUTION NO. 1

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association tenders its thanks to the President of the United States on behalf of the entire broadcasting industry and the millions of radio listeners throughout our country for the honor which he conferred on this Association in addressing the opening session of its Ninth Annual Convention in Detroit, Michigan, on October 26, 1931.

RESOLUTION NO. 2

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association hereby records its sympathy with Major General Charles McKinley Saltzman, Chairman of the Federal Radio Commission, in his present illness, and expresses its hearty appreciation of his faithful and conspicuous service both to this Association and to the people of the United States in his untiring efforts to improve the quality and scope of radio communication.

RESOLUTION NO. 3

RESOLVED, That the National Association of Broadcasters, in convention assembled, heartily commends the wisdom of the Congress of the United States in giving complete authority to allocate broadcasting facilities to the Federal Radio Commission, under Section 4 of the Radio Act of 1927, and expresses its unqualified disapproval of any effort to break down this orderly method of allocation, as created by the Congress, through any form of special legislation whatsoever, and be it further

RESOLVED, That the National Association of Broadcasters, accepting the definition of broadcasting established by the International Broadcast Union, to the effect that broadcasting is that form of wireless transmission wherein the service is designed to reach all classes of listeners, without exception, strongly reaffirms its opposition to the segregation of any broadcast channel, or group of such channels, for any form of special interest or activity whatsoever, and to any designation of broadcast channels on the basis of other than engineering principles as applied to geographical service areas.

## RESOLUTION NO. 4 ✓

RESOLVED, That the National Association of Broadcasters, in convention assembled, calls renewed attention to the fact that the primary purpose of any copyright legislation is and must be, in the words of Article I, Section 8, Clause 8, of the Constitution of the United States, "to promote the progress of science and useful arts," and that, therefore, the broadcasting industry insists on its right to receive fair and reasonable consideration by the Congress before any bill proposing a modification of our copyright laws is acted upon, and be it further

RESOLVED, That this Association hereby empowers and directs its duly constituted officers, or such committee as may be appointed by them, to present to the Congress its recommendations with regard to any pending legislation concerning copyright, and be it further

RESOLVED, That this Association hereby endorses and reaffirms the proposals made in its behalf by its duly authorized representatives on January 28 and 29, 1931, as made a matter of public record in the printed report of the hearings before the Committee on Patents of the United States Senate, Seventy-first Congress, Third Session, on HR 12549, pages 42 to 100, inclusive.

## RESOLUTION NO. 5 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that there is manifest need of supplementary legislation by the Congress to clarify and improve certain administrative provisions of the Radio Act of 1927, as amended, and that this Association makes the following specific recommendations for such legislation:

- (a) An amendment, as in HR 10437, dispensing with the requirement that the five members of the Federal Radio Commission be appointed one from each zone.
- (b) An amendment, as in HR 10437, repealing Section 21 of the Radio Act, so as to eliminate the requirement of construction permits, but if this amendment be not adopted, then an amendment to Section 16 of the Radio Act, as amended, so as to reinstate therein the provision giving the right of appeal to any unsuccessful applicant for a construction permit, as provided in the Radio Act of 1927 as originally enacted.
- (c) An amendment, as in the Senate amendment to HR 11635, requiring that every vote and official act of the Commission, or of any division thereof, shall be entered

## RESOLUTION NO. 5 (Continued)

of record, and its proceedings shall be public upon the request of any party interested, and also requiring the Commission to file a written opinion or memorandum stating the reasons for any decision or order resulting from a hearing or investigation held by the Commission.

RESOLVED, further, That this Association does not favor an amendment, as in S-5894, giving the Federal Radio Commission power to suspend, as distinguished from the power to revoke, the license of any station.

## RESOLUTION NO. 6 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that the past year has further and conclusively demonstrated that the division of the country into zones for the purposes of the Radio Act is contrary to all recognized principles of radio engineering, that its sole effect is to deprive large sections of the American people of the radio service to which they are entitled, and that, therefore, this Association repeats its request to the Congress of the United States, that the law be so amended as to strike out all references to the five zones or to any of them, to the end that a more efficient use may be made of the channels available for broadcasting, and this Association furthers asks that the law as amended shall make service to the radio listeners of the United States the sole basis for the distribution of radio facilities.

## RESOLUTION NO. 7 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association is definitely opposed to the enactment of state legislation regulating or seeking to regulate radio transmission, on the ground that all broadcasting, as interstate commerce, is subject to federal regulation, and be it further

RESOLVED, That in any proposed state legislation seeking to extend state libel or slander laws to cover utterances by radio, due consideration should be given to the provisions of Section 18 of the Federal Radio Act of 1927, under which the broadcaster is specifically denied any power of censorship over the material broadcast by any person who is a legally qualified candidate for any public office, and that such proposed state legislation should specifically relieve the broadcaster of any liability



## RESOLUTION NO. 7 (Continued)

in respect to utterances regarding which he could not, with the exercise of reasonable care, have had knowledge in advance of the actual broadcast thereof, and be it further

RESOLVED, That this Association hereby authorizes its executive committee to act as intervener in the name of this Association in any case in which the validity of state legislation affecting radio broadcasting is in question.

## RESOLUTION NO. 8 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association favors an amendment to Section 29 of the Radio Act of 1927 prohibiting the broadcasting of any statement, proposal, offer or other verbal communication which, if written or printed, would be subject to exclusion from the United States mails under the postal laws of this country.

## RESOLUTION NO. 9 ✓

RESOLVED, That the National Association of Broadcasters, in convention assembled, hereby authorizes and directs its president to appoint a standing committee on international broadcast relations, which committee shall have authority to formulate a program for the guidance of this Association in matters concerning international broadcast relations, and to represent this Association at any conference regarding the international allocation of broadcasting facilities which may hereafter be arranged by any department of the United States Government, and the Association requests that any such department will give advance notice of any such conference, with an invitation to this Association to be represented thereat to the Managing Director of this Association.

## RESOLUTION NO. 10 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that the Executive Committee of this Association be, and it hereby is, authorized and directed to make application to the Interstate Commerce Commission for permission to appear as intervener in the hearing of any complaint before the said Interstate Commerce Commission in which the alleged right or duty of said Commission to establish or regulate rates

## RESOLUTION NO. 10 (Continued)

for broadcast advertising service appears as an issue, for the purpose of presenting before the Interstate Commerce Commission the claim of this Association that a radio broadcasting station is not and can not be regarded as a common carrier under the law.

## RESOLUTION NO. 11 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that whereas the Federal Radio Commission is heartily to be commended for its increasing tendency to take counsel with the broadcasting industry in the consideration of proposed general orders and regulations, there yet remain certain practices of the Commission which appear to subject the broadcasters to unnecessary trouble, expense, uncertainty or delay, and, therefore, this Association hereby empowers and directs its Executive Committee to confer from time to time with the Federal Radio Commission for the purpose of correcting or improving such practices.

## RESOLUTION NO. 12 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association pledges its wholehearted cooperation and that of its entire membership in the dissemination of information on behalf of the federal, state and local governments which may be of assistance to them in their efforts to lessen the hardships resulting from the present unemployment situation.

## RESOLUTION NO. 13 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association hereby empowers and instructs its Executive Committee to confer with the Federal Radio Commission regarding the possible clarification of orders affecting the broadcasting of phonograph records and of electrically transcribed programs with a view to securing clearer definitions of such programs and to lessening the number and length of announcements required in the case of continuous programs made up either of phonograph records or electrical transcriptions.

## RESOLUTION NO. 14 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that the Association hereby approves the official acts of its officers and employees during the past year and heartily commends them for their loyal and efficient work.

## RESOLUTION NO. 15 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association hereby repeals all of Article VII of the Constitution and By-Laws of the Association adopted on September 21, 1927 and adopts in lieu thereof the following:

## "ARTICLE VII

## ANNUAL MEETING

The date and place of holding each annual meeting of the members of this Association shall be determined upon at the preceding annual meeting of the members and if no date and place are determined upon by the members, then the directors shall determine upon the date, time and place of holding the annual meeting of the members and shall give the members at least fifteen days notice of the date and place so determined upon."

## RESOLUTION NO. 16 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association hereby repeals all of By-Law I, Sections (a), (b), (c) and (d) of the Constitution and By-Laws of the Association adopted on September 21, 1927, and adopts in lieu thereof the following:

## "BY-LAW 1

## DUES

- (a) The annual dues of active members of this Association who own or operate radio broadcasting stations shall be determined in each instance by the power authorized in the license issued to the station by the Federal Radio Commission, in accordance with the following rates:

## RESOLUTION NO. 16 (Continued)

Under 250 watts . . . . .	\$125.00 per year
250 watts to 499 watts, inc.	250.00 per year
500 watts to 4999 watts, inc.	300.00 per year
5000 watts and over . . . . .	500.00 per year

- (b) The annual dues of active members of this Association who do not own or operate radio broadcasting stations shall be at the rate of \$250. per year.
- (c) All dues shall be payable quarterly in advance. There shall be no special assessments except voluntary.
- (d) There shall be no dues for associate members."

## RESOLUTION NO. 17 ✓

RESOLVED, By the National Association of Broadcasters, in convention assembled, that this Association hereby repeals all of By-Law 5, Section (a) and (b) of the Constitution and By-Laws of the Association adopted on September 21, 1927, and adopts in lieu thereof the following:

## "BY-LAW 5

## QUORUM

- (a) At any duly called meeting of the Association, one-third of the active membership of the Association shall be present or represented to constitute a quorum for the purpose of transacting such business as may come before the meeting.
- (b) At any duly called meeting of the Board of Directors, or of any duly authorized committee, a majority shall constitute a quorum for the purpose of transacting such business as may come before such meeting."

## RESOLUTION NO. 18

RESOLVED, That the members of this Association, in Ninth Annual Convention assembled, extend and hereby does extend to the management of the Hotel Statler, and to the efficient staff of the same, our cordial thanks for the many courtesies and comforts extended to our officers and members during the Convention.

## RESOLUTION NO. 19

RESOLVED, That the members of this Association, in Ninth Annual Convention assembled, extend and hereby do extend to Mayor Frank J. Murphy, the unanimous thanks of the National Association of Broadcasters for his cordial address of welcome to the City of Detroit, and for the hospitality which all of us have enjoyed while we were visitors to his progressive city.

## RESOLUTION NO. 20

RESOLVED, That the members of this Association, in Ninth Annual Convention assembled, extend and hereby do extend to Leo Fitzpatrick, the Chairman of the Entertainment Committee, and to all the members of that Committee, the thanks of the National Association of Broadcasters for the many details which were arranged to add to the enjoyment of the sessions of this convention; and be it further

RESOLVED, That the thanks of the Association be extended to the artists participating; for the excellent and enjoyable entertainment last evening which added so materially to the success of this Convention.

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November 7, 1931

## APPLICATIONS RETURNED

During the current week the Commission returned the following applications either at the applicant's request, or for the reason that the applications did not comply with Commission regulations:

1-PB-2107	Malone Broadcasting Co. Malone, New York	NEW	C. P. for a new station on 1250 kc. (Does not comply with G. O. 102).
4-PB-2367	Progressive Publishing Co. Muscatine, Iowa	NEW	C. P. for a new station on 1170 kc. (Does not comply with G. O. 102).
4-ML-B-798	Press Publishing Company Sheboygan, Wisconsin	WHBL	Mod. of lic. for increase in hours of operation. (Returned at request of applicant).

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## FOUR TELEVISION APPLICATIONS HEARD

Seven applications for new television experimental stations were scheduled for hearing during the current week before Commission examiners. Four cases were presented while one other was postponed until November 23, and the remaining two were withdrawn at the request of the applicants.

Restricting his former views, that television broadcasting could be accomplished on a band of frequencies only 6 to 8 kc in width, Philo T. Farnsworth, now in charge of television experimentation for Philadelphia Storage Battery Co. of Philadelphia, Pa. declared under Commission cross-examination, that the claims he made last year for television on the narrower band were not founded on sound and accepted mathematical standards. Mr. Farnsworth declared that visual broadcasting was possible on a narrow channel, but in doing so, much detail in a picture is sacrificed. Mr. Farnsworth, in his statement to the Commission, declared: "We are definitely in position to say - - though we do not wish to give evidence of it - that we have narrowed the band, and hope to do it some more."

The application of the Philadelphia Storage Battery Company requests authority to use the following television bands: 2750-2850; 43000-46000; 48500-50300; 60000-80000 kc with power of 1500 watts. The RCA-Victor Co. of Camden, N. J. appeared as one of the respondents to the hearing, since this organization is now conducting television experiments on the band between 43000-46000 kc. The RCA-Victor protested the application due to the possibility of interference developing, since the proposed transmitter in Philadelphia would not be more than five or six miles from Camden. The witnesses were not in a position to say definitely whether or not interference would develop, since no experiments have been conducted to ascertain this fact.

The testimony in the case further showed that the applicant had appropriated \$250,000 for development in television this year, while RCA-Victor is to expend \$300,000 for this purpose during the same period.

The application for the Pilot Radio and Tube Company of Lawrence, Mass. for a construction permit to erect a new television transmitter on 2000-2100 kc with

## FOUR TELEVISION APPLICATIONS HEARD (Continued)

power of 250 watts was also heard before Examiner Pratt. The applicant testified that the Pilot Company has always had a major interest in television activities and development. The object of this application, according to the testimony, is to interest experimenters in television and its practical application with the purpose of eventually creating market for visual receiving sets.

Indiana's Community Broadcasting Station, Hartford City, Ind. has requested the use of the band between 2750-2850 kc with power of 50 watts in order to conduct experiments in transmitter design that will enable the televising of a picture with ten thousand elements. The applicant proposes to use the sound facilities of station WLBC, Muncie, Ind. The witness for the applicant stated - "without a doubt we feel that we can develop a transmitter which will make it possible to broadcast a picture with the broader number of elements on the narrower band than that in use at present which will be an improvement in the art of television transmitting."

The application of the Knickerbocker Broadcasting Co. Inc. New York City, for a television assignment was postponed at the request of the applicant. The applications of Frank Telewski, North Bergen, N. J. and Television Laboratories, Ltd San Francisco, Calif. were both withdrawn at the request of the applicant.

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## JENNY WREN APPEALS

Protesting the Commission denial of their request to increase day power to 2500 watts on 1220 kc and to change the transmitter site from Lawrence, Kansas, to a point approximately 17 miles from Kansas City, Mo. station WREN, operated by Jenny Wren Company of Lawrence, Kansas, this week appealed the decision of the Commission to the Court of Appeals of the District of Columbia (No. 5542). It is contended that the Commission erred in applying the provisions of G. O. 102 to the case, and declared the Commission failed to rule upon a motion made by the appellant protesting the construction and validity of this general order. Error is also claimed in permitting the Kansas City stations to appear as respondents in the case before the examiner and at the oral argument subsequently heard before the Commission.

In the Journal Company v. F. R. C. (No. 5446) stipulation extending time for filing of Commission's brief was entered this week. In cases No. 5528 and No. 5516, James E. Davidson (WBCM) v. F. R. C. and John H. Dolan v. F. R. C. respectively the records, statements of fact and orders of the Commission were also filed.

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## NEW YORK HAS MILLION SETS

The Census Bureau announced this week that out of 3,162,118 families in the State of New York, 1,829,123 families are equipped with radio receiving sets. This is a percentage of 57.8. New York now leads all other states in total number of receivers, with Pennsylvania and Illinois yet to be reported before a complete tabulation of the entire country can be given.

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November 7, 1931

#### WNJ-WKBO REHEARING DENIED

The motion of stations WNJ and WKBO of Newark and Jersey City, N. J. respectively, maintaining that certain additional evidence and information had come to the attention of the petitioners with reference to Station WHOM, recently granted authority to use the operating time formerly assigned these stations on 1450 kc, was denied by the Commission this week by a vote of three to two. Commissioners Sykes and LaFount supported the contention that the entire case should be made the subject of a rehearing.

The dissenting stations contend that Station WHOM will need "additional power if it is to properly serve the Jersey City area" and that Station WHOM has made "certain misrepresentations to the public" concerning its service. It was claimed that if the decision of the Commission is permitted to stand, "more than 100,000 people" will be deprived of local broadcast community service.

Station WKBO in answer contended that station officials were not notified of the hearing that was held on the renewal of the station license.

The General Counsel of the Commission in his opinion to the Commission recommended that if the facts alleged could be proven as correct, they would be of sufficient consequence that the renewal application of Station WHOM should be designated for hearing. It was further recommended, if this were done, it would be the better practice to have the entire matter subject to a rehearing. The conclusions drawn were that the October 23, 1931 action of the Commission giving the additional time to Station WHOM should be reconsidered and the case again remanded to the Examiner for the taking of additional testimony upon the matters contained in the notions of the petitioners and that all applicants be given an opportunity to be heard.

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#### BAR COMMITTEE APPOINTED

The American Bar Association's committee on electrical communications for the current year will consist of Louis G. Caldwell, Washington, D. C. as chairman; Frank Walsh, New York; John Kendall, Portland, Oregon; John Guider, Washington, D. C.; and Robert Stone, Topeka, Kansas. Mr. Caldwell served as chairman of the committee last year.

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#### RATE CASE HEARING DECEMBER 14

The Interstate Commerce Commission has fixed December 14 as the date for hearing testimony in the Sea-Shine case which involves the right of the Commission to determine rates which broadcasting stations may charge for advertising time. The hearing will be before an examiner and will be held in New York.

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#### AMERICAN SCHOOL OF THE AIR

The largest network ever scheduled to take a series of programs will broadcast the opening of the American School of the Air November 9, at 2:30 P.M. EST. This will make the third season for the only diversified and comprehensive group of radio programs prepared especially for use in the class room to be presented on a nationwide scale. The program will be a history dramatization based on the exploits of Amerigo Vespucci, the intrepid Italian navigator after whom the continents of the Western hemisphere are named.



## EXAMINER REVERSED - WSAI INCREASES POWER

Reversing the recommendation of Examiner Hyde (Report 240) the Commission this week authorized station WSAI, Cincinnati, Ohio, operated by the Crosley Radio Corporation, to increase daytime power from 500 to 1000 watts on 1330 kc. Commissioners Saltzman and Starbuck dissented from the majority opinion of the Commission. The examiner had found the granting of the increased power would cause interference with station WHBD, Mount Orab, Ohio, 20 kc removed, and the service area of the applicant could be improved by other engineering expedients. The Commission in conclusion held that Station WSAI is now operated in an efficient manner and offers programs that are well designed to meet public interest. So far as the possibility of interference at Mount Orab is concerned, the Commission stated that "it does not appear that the granting of this application would deprive the persons residing in Mount Orab of any substantial radio broadcasting service."

Commissioners Saltzman and Starbuck again dissented in Commission action taken on the denial of the application of station WFOX, Paramount Broadcasting Corp. Brooklyn, New York, requesting authority to change frequency from 1400 to 1300 kc and to change operating time from sharing with stations WCGU, WLTH and WBBC, to operating certain hours that are now assigned to station WEVD. Examiner Pratt had recommended (Report 243) the frequency change be granted, if the Commission would decide to delete station WEVD. In conclusion, the Commission held that station WEVD is now rendering a public service and the programs are well diversified and of interest to listeners.

The application of John W. Licuallen, Moscow, Idaho, to erect a new station on 1420 kc with power of 100 watts and daylight operation was denied by the Commission as in case of default. This sustained the report of Examiner Walker (No. 256).

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## EXPLANATION OF G. O. 78

Numerous inquiries have been received by the NAB relating to the announcement of background or incidental music reproduced from recordings. The following memorandum addressed to the Director of Radio, Department of Commerce, approved by the Commission on June 26, 1931, is given in answer to these inquiries:

"Please be advised that the Commission has interpreted General Order No. 78 to exclude from its terms the use of electrical transcriptions or phonograph records which are merely introductory of an/or incidental to the main program, consisting of very brief announcements, sound effects, atmosphere, or as signature of the station signing on and off."

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## WILL PRESENT DICTION MEDAL

The annual award of the American Academy of Arts and Letters for the best radio diction of the year will be presented at a meeting of the Academy to be heard over an NBC-WEAF network Thursday, November 12, from 12:15 to 1:15 P.M. EST. Nicholas Murray Butler, President of the Academy will preside, and the speakers will include President A. Lawrence Lowell, of Harvard; Dr. Henry Hadley, and Robert Underwood Johnson.

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November 7, 1931

APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

FIRST ZONE

- WCAX Burlington Daily News, Inc.  
Burlington, Vermont  
Granted license covering removal of transmitter and studio locally and change equipment, 1200 kc, 100 W. share with WNBX
- WBZ Westinghouse Elec & Mfg Co.  
Springfield, Mass.  
The Commission reconsidered and granted an increase in power from 15 KW to 25 KW. This station was one of the applicants for 50 KW in the First Zone, which was acted on by the Commission on October 1, 1931.
- WAAM WAAM, Inc.  
Newark, New Jersey  
Granted C. P. to make changes in equipment.
- WEBR Howell Broadcasting Co.  
Buffalo, New York  
Granted Mod. Lic. use old transmitter as auxiliary.

SECOND ZONE

- WGAL WGAL, Inc.  
Lancaster, Pennsylvania  
Granted permission for WDEL to sign off at 8:30 P.M. EST, Tuesday, November 3, in order that station WGAL may use frequency 1120, until midnight November 3.
- WFBG William F. Gable Co.  
Altoona, Pennsylvania  
Granted C. P. to install new transmitter.
- WLAP American Broadcasting Corp.  
Louisville, Kentucky  
Granted C. P. make changes in equipment and install new transmitter.

THIRD ZONE

- KFUL News Publishing Co. Inc.  
Galveston, Texas  
Granted license covering changes in equipment, 1290 kc, 500 watts, share with KTSA.
- KUT Rice Hotel  
Austin, Texas  
Granted consent to voluntary assignment to KUT Broadcasting Company

FOURTH ZONE

- KGFX Dana McNeill  
Pierre, South Dakota  
Granted mod. of C. P. to extend completion date to December 20, 1931
- KMBC Midland Broadcasting Co.  
Kansas City, Missouri  
Granted extension of special authority to make tests between 12:30 and 6 A.M. CST, October 31 to November 15.

November 7, 1931

APPLICATIONS GRANTED (Continued)

FOURTH ZONE (Continued)

WJKS	Johnson-Kennedy Radio Corp. Gary, Indiana	Granted renewal of license, 1360 kc, 1 KW with additional 250 watts LS, sharing with WGES as follows: WGES, 3/7 time; WJKS, 4/7 time. (This license is issued pursuant to stay orders by Court of Appeals of October 31, in the case of Nelson Bros. Bond and Morrigan Co. and North Shore Church).
KGCU	Mandan Radio Association Mandan, North Dakota	Granted Mod. C. P. extend completion date.
WLBL	State of Wisconsin - Department of Agriculture & Markets Stevens Point, Wisconsin	Granted Mod. C. P. move transmitter site to point outside Stevens Point and extend completion date.
KFYR	Meyer Broadcasting Co. Bismarck, North Dakota	Granted Mod. Lic. for certain specified hours of operation (unlimited time except 12:30 to 2:00 p.m. daily - Sunday unlimited).
KWK	Greater St. Louis Brdcstg Co. St. Louis, Missouri	Granted Mod. Lic. change name to Thomas Patrick, Inc.

FIFTH ZONE

KGWX	Atlantic Broadcasting Corp. Portable, Initial Location Los Angeles, California	Granted renewal of license, temporary service, for motion pictures.
KFXV	Dr. A. H. Schermann Flagstaff, Arizona	Granted authority to continue program tests for 10 days, from October 30, pending action on license application.
KFXV	Albert H. Schermann Flagstaff, Arizona	Granted license covering removal transmitter and studio locally, and installation of new equipment, 1420 kc, 100 W. Unlimited.
KIT	Carl E. Haymond Yakima, Washington	Granted C. P. make changes in equipment; move locally and increase power to 100 watts.

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TWO RENEWALS RECOMMENDED

The applications for renewal of license filed by stations WIBG, Elkins Park, Pa. and KGIZ, Grant City, Mo. were recommended for approval by the Commission this week in examiners reports No. 274 and 275. The facilities of both stations had been requested by applicants for two new stations.

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## APPLICATIONS SET FOR HEARING

During the current week the Commission designated the following applications for hearing:

NEW	Stewart A. Heigold Yuma, Arizona	C. P. new station 1420 kc; 100 watts unlimited time; facilities of KFXV.
NEW	C. J. Scott Beaver Falls, Pennsylvania	C. P. for new station, 560 kc, 25 watts, unlimited time.
NEW	The Journal Company Milwaukee, Wisconsin	C. P. for special experimental service.

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## APPLICATIONS DISMISSED

The following applications were dismissed this week by the Commission at the request of the applicants:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
1-MLB-831	WCCH	Westchester Broadcasting Corp. Yonkers, N. Y.	Mod. Lic. 1050 kc; 100 watts, unlimited.
1-PB-2301	NEW	Alexander T. Mirante New Britain, Connecticut	C. P. new station 1210 kc; 100 watts, unlimited.
1-PSE-28	NEW	Frank Telewski North Bergen, New Jersey	C. P. 11000-12000 kc; 150 watts 6 days - no sundays.
2-PB-2267	WXYZ	Kunsky-Trendle Brdcsg Corp. Detroit, Michigan	C. P. 1240 kc; 5 KW, unlimited.
3-PB-2280	WDIX	North Mississippi Brdcg Co. Greenville, South Carolina	C. P. 1310 kc; 100 watts, day-time.
3-PB-2115A	NEW	Wade H. Dellinger Charlotte, North Carolina	C. P. 880 kc; 250 watts, day-time.
4-MLB-880	KWCR	Cedar Rapids Brdcstg Co. Cedar Rapids, Iowa	Mod. Lic. 1310 kc; 100 watts. Facilities of KFJY
5-PF-95	NEW	Television Laboratories Ltd San Francisco, California	C. P. 2100 kc, or as assigned. 1500 watts; variable time.

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## WBZ-WBZA GRANTED 25 KW

The Commission this week granted stations WBZ-WBZA, Boston and Springfield, Mass. authority to increase power from 15 to 25 KW on the present clear channel assignment of 990 kc. The station had originally applied for 50 KW, but the Commission denied this request when giving its decision on the applications for high power.

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November 7, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, November 9, 1931. All hearings commence at 10 a. m.

TUESDAY, November 10, 1931

Docket #1369	NEW	Denison Radio Laboratory Denison, Texas	C. P.	1310 kc	15 W. Share with KFPM
Docket #1392	NEW	Vernon Taylor Anderson Big Springs, Texas	C. P.	1310 kc	100 W. Share with KFPM
Docket #1377	KFPM	The New Furniture Co. Greenville, Texas	Ren.Lic.	1310 kc	15 W. Unlimited time

THURSDAY, November 12, 1931

Docket #1323	WISN	Evening Wisconsin Co. Milwaukee, Wisconsin	Ren.Lic.	1120 kc	250 W. Shares with WHAD
Docket #1324	WHAD	Marquette University Milwaukee, Wisconsin	Ren.Lic.	1120 kc	250 W. Shares with WISN
Docket #1345	NEW	Parkersburg Board of Commerce Parkersburg, West Virginia	C. P.	1310 kc	100 W. Unlimited time

FRIDAY, November 13, 1931

Docket #1336	NEW	Community Broadcasting Co. Toledo, Ohio	C. P.	1500 kc	100 W. Unlimited time
Docket #1363	NEW	Clayton B. Johnson Sandusky, Ohio	C. P.	1500 kc	100 W. Unlimited time

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WLWL SEEKS INCREASED TIME

The application of Station WLWL, New York City, was heard this week before Examiner Yost, requesting authority to increase the present operating time of the station on 1110 kc. The station is now licensed to share time with Station WPG, Atlantic City, with specified hours granted to the New York City station from 6:00 to 8:00 p.m. daily, except on Fridays and Sundays, when the schedule varies. The station now requests authority to increase operating time daily from 7:30 to 11:00 a.m. and from 6:00 to 10:00 p.m.

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November 7, 1931

APPLICATIONS RECEIVED

During the current week the Commission received the following applications:

<u>ERC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>				
1-PB-2376		WMIL	Arthur Faske Brooklyn, New York	C. P. change equipment; change frequency to 1300 kc with power 1 KW and to share with WEVD, WBBR, WHAZ.
1-MLB-902		WMIL	Arthur Faske Brooklyn, New York	Mod. Lic. change frequency to 1300 kc requesting time of WHAP.

The above two applications request authority to change from 1500 kc, the station now shares with WWRL, WL BX and WMBQ. The requested facilities are now assigned to Defenders of Truth Society, Inc. operators of station WHAP. The applicant station is now charged 0.5 unit, and the facility requests is 0.29 unit.

SECOND ZONE

2-PB-2356		NEW	John Brownlee Spriggs Pittsburgh, Pennsylvania	C. P. resubmitted for new station on 800 kc; amended as to equipment.
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This application as originally presented requests authority to erect a new station on 800 kc with power of 5 KW and daylight operation. The Second Zone is under quota; Pennsylvania is due 27.63 and is assigned 20.24 units. The granting of this application would increase the quota 1.5 units.

THIRD ZONE

3-PB-2321		NEW	W. G. Jasper Greenville, South Carolina	C. P. erect new station on 1370 kc; 1370 kc; 50 W. daylight.
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The closest station to the location of the proposed station is Station WJTL, Atlanta, Georgia, 115 miles distant. The Third Zone is over quota; South Carolina is due 4.83 and is assigned 1.70 units. The granting of this application would increase the quota 0.1 unit.

3-PB-1965		NEW	Troy Broadcasting Co. Troy, Alabama	C. P. erect new station on 1500 kc; resubmitted and amended as to equipment.
3-PB-2374		WFLA- WSUN	Clearwater Chamber of Commerce and St. Peters- burg Chamber of Commerce Clearwater & St. Petersburg, Florida	C. P. move transmitter locally and install new transmitter.
3-MLB-890		WCSC	Lewis Burk Charleston, S. C.	Mod. Lic. increase power to 1 KW and request facilities of stations WDAG and KGRS.

## APPLICATIONS RECEIVED (Continued)

The applicant now requests facilities of stations operated by National Radio and Broadcasting Corp. and Gish Radio Service, at Amarillo, Texas, on 1410 kc. The Third Zone is over quota; Texas is over quota; South Carolina is under quota.

3-PB-2377    NEW    Harry Richard Fischer    C. P. erect new station on 1500 kc  
Paris, Arkansas    with 50 watts and daylight operation.

The frequency requested is a local channel. The Third Zone is over quota; Arkansas is due 5.16 and assigned 4.40 units. The granting of the application would increase the quota 0.1 unit.

3-PB-2375    WROL    Stuart Broadcasting Corp.    C. P. install new transmitter; move  
Knoxville, Tennessee    locally and increase day power to  
250 watts.

The applicant is now assigned to 1310 kc with 100 watts power. Tennessee is over quota; the Third Zone is over quota. The granting of the application would increase the quota.

FOURTH ZONE

4-MLB-904    KGFX    Dana McNeil    Mod. of Lic. change frequency to  
Pierre, South Dakota    630 kc.

The applicant is now assigned to a 200 W. daylight assignment on 580 kc. The granting of the application in its present form would not increase the quota. The present as well as the proposed frequency is a Canadian shared channel. Pierre is 320 miles distant from the nearest Canadian border.

4-MLB-900    WCHI    People's Pulpit Assoc.    Mod. Lic. change hours of operation  
Chicago, Illinois    from sharing with station WCKY and  
WJAZ, to sharing with WCKY alone.

The Commission recently granted full time on the requested frequency of 1490 kc to station WCKY at Covington, Kentucky.

4-MLB-901    WCAJ    Nebraska Wesleyan Univ.    Mod. Lic. increase power from 500 to  
Lincoln, Nebraska    1 KW.

The applicant is now assigned to share with station WOW on 590 kc. Station WOW now operates with 1 KW. The Fourth Zone is over quota; Nebraska is over quota. The granting of the application would increase the quota.

FIFTH ZONE

(Next page)

## APPLICATIONS RECEIVED (Concluded)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIFTH ZONE</u>			
5-PB-2379	KSEI	Radio Service Corp. Pocatello, Idaho	C. P. change equipment; increase day power to 500 watts.
The applicant is now assigned to operate on 900 kc with unlimited time. The Fifth Zone is over quota; Idaho is due 2.89 and assigned 2.60 units. The granting of the application would increase the quota.			
5-PB-2376	KIT	Carl E. Haymond Yakima, Washington	C. P. move station locally and install new equipment and increase power to 100 watts.
The applicant is assigned to 1310 kc with unlimited time. The granting of the application would not involve the quota.			
5-PB-2380	KELW	Magnolia Park, Ltd Burbank, California	C. P. make changes in equipment.
5-MLB-903	KVL	KVL, Inc. Seattle, Washington	Mod. Lic. change operation to unlimited.
The applicant is now assigned to share time with station KFBL on 1370 kc with power of 100 watts. The granting of the application would not involve the quota.			
5-LB-738	KFSG	Echo Park Evangelical Asso. Los Angeles, California	Lic. to cover C. P. issued 7/7/31.

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## MISCELLANEOUS COMMISSION ACTION

WELL	Enquirer News Company Battle Creek, Michigan	After reconsideration application for increase in power from 50 to 100 watts was not granted, and application was set for hearing.
KVOO	Southwestern Sales Corp. Tulsa, Oklahoma	Permitted to intervene in application of D. R. Wallace for C. P. to erect station at Tulsa, Okla.
WHDL	Tupper Lake Broadcasting Co. Tupper Lake, New York	Granted authority to operate until 5:15 P.M. EST, November 11, to broadcast special Armistice Program.
WTFI	Toccoa Falls Broadcasting Co. Athens, Georgia	Granted license covering installation of new equipment, 1450 kc, 500 W. unlimited time.
KFXD	Frank E. Hurt Nampa, Idaho	Granted mod. of C. P. to extend commencement and completion dates from August 1 to November 1, 1931; and from November 1 to December 1, respectively.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

November 14, 1931

## MUSIC LICENSE FEES

The "readjustment" of music copyright fees for broadcast stations proposed by the American Society of Composers, Authors and Publishers and to become effective on February 1, 1932, means general increases in rates. The statement by General Manager Rosenthal of the Society in the New York Times, issue of Sunday, November 8, leaves no doubt about this.

Committees from the National Association of Broadcasters and the American Society of Composers, Authors and Publishers met in New York last September and discussed different methods for assessing license fees. The subject of increases in fees was not considered at the meeting.

Broadcasters take the position that the Society is entitled to a fair rate of compensation for the music it controls. But what the Society considers to be a fair rate may not be considered a fair rate by the broadcasters. Certainly, a rate which broadcasters will be unable to pay cannot be considered reasonable.

The Association is carefully and intelligently considering the whole matter of music copyright as it relates to broadcasting and its future. Every member must place its confidence in the committee of the Association working on this important matter. Solution can be reached only if broadcasters will stick closely together and pledge their support to the Association.

November 14, 1931

## ROSENTHAL GIVES NOTICE

The following statement by J. C. Rosenthal, general manager of the American Society of Composers, Authors and Publishers, was published in the New York Times, issue of Sunday, November 8:

"Music publishers cannot exist any longer unless they secure a substantial increase in the amount of revenue now being paid by the radio stations," said Mr. Rosenthal. "We are trying to work out a yardstick to justly measure the value to us of the selections we control, which the broadcasters require, based on the amount of revenue radio receives as a result of the programs in which these selections are used. In our opinion, the radio audience is created and retained, or retarded, primarily by the musical part of the presentations. Such music is largely supplied and controlled by the American Society of Composers, Authors and Publishers. Without it their commercial programs would be impossible. Because the music of our society's creation is such an indispensable and important factor in making possible these broadcasting applications, which bring in revenue to the people who sponsor the programs, we believe it only fair and equitable that those who use our product shall be required to pay for it as a commodity on which we, the owners, fix the price.

"We control no symphonic music or operas. Our products are the novelties, largely, upon which all modern high-class entertainment is constructed. Stations must be licensed to use these selections and we reserve the right to restrict their rendition from time to time as we deem it necessary, in order that a selection may not be 'done to death.' Any reputable broadcaster can get permission to use a certain selection, but obviously we must exercise control. Certainly we could not permit a broadcaster to run through the entire list of hits of a Broadway show. No one would go to the theatre if that was permitted. Then when the show reached Chicago, for instance, the tunes would be old and uninteresting to every one who had heard them over the radio.

"In arriving at an equitable arrangement with the broadcasters their commercial activities are always taken into account," Mr. Rosenthal said. "This determines how much the station is assessed for the music. The whole scheme simmers down to the proposition of 'How much do you use our material and how much benefit do you receive from it?' Any other basis would be unstable and unjust. Obviously, we must demand a fair share of the proceeds of an organization that is living, primarily, on our substance.

"The phonograph put the first crimp into sheet music sales, when people began to collect and maintain large libraries of records. Now 'Mr. Public' gets his music over the radio, and the phonograph business has been depleted to almost nothing. When radio came sheet music sales were murdered. Now the only recourse of the publishers is to get their revenue where they may -- the broadcasters -- or quit the business."

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## SHULER STATION DELETED

Reversing the recommendation of Examiner Yost (Report No. 241) the Commission this week deleted station KGEF, Los Angeles, Calif. denying the right of the Reverend "Bob" Shuler to broadcast over the station on the ground that the facilities formerly licensed to this station have been used by Shuler "to promote religious strife and antagonism." The Commission held that while some of the station programs along religious lines are commendable, "yet the other uses to which the station are put are such that the station is rendered undesirable and obnoxious to several religious organizations." Commenting upon the sensationalism of Shuler and the manner of his broadcasts, the Commission concluded that Shuler as the principal speaker over the station has attacked public officials and courts in a bitter and personal manner. Such attacks have been often based upon an ignorance of the facts and even when in possession of the facts, the Commission said of Shuler, "he has proceeded by the well known method of innuendo wherein he does not state absolute knowledge of the facts or assume responsibility therefor, but prefaces his statements by such phrases as 'suppose.'" Reference was made to the conviction of Shuler in two instances because of his attempts to obstruct the orderly processes of justice and administration of the courts.

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## DENY WLBW SYNCHRONIZATION

The proposal for a booster station in Erie, Pa. to operate in synchronization with station WLBW at Oil City, Pa. on 1260 kc, was denied by the Commission reversing the recommendation of Examiner Pratt (Report No. 229). In the same decision the Commission also denied the request of station WEDH to change frequency from 1420 kc to 940 kc and increase power to 500 watts. The recommendation of the examiner was sustained in this instance. The Commission concluded in its decision on the Oil City application that while the application requests authority to erect the proposed booster station on an experimental basis, "it appears that the applicant does not desire or contemplate the operation of the proposed station upon an experimental basis." It was further found that the station does not propose to employ any radio engineers who are experienced in synchronization problems, and "in order to determine the feasibility and practicability of the project presented by this application it is necessary that experimental synchronous operation be conducted." The lack of financial ability to carry out the plan or continue with it after erection was commented upon by the Commission in the findings and opinion.

The recommendation of the examiner (Report No. 231) was reversed by the Commission in the application of Radio Distributing Co. Honolulu, T.H. for authority to erect a new station on 1420 kc with power of 100 watts. The original recommendation to the Commission filed by Examiner Yost reported that the application should be granted provided the facilities of station KFQW, Seattle, Wash. were available. The Commission concluded that the granting of this application would violate the provisions of the Radio Act, so far as distribution of radio facilities are involved, and the area proposed to be served by the station is now receiving service from two other stations in Hawaii, and the programs proposed are of the same type as that now being broadcast.

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November 14, 1931

## HIGH POWER DECISION UPHELD

The Federal Radio Commission in a 73-page opinion handed down late Friday upheld its tentative decision of October 1, 1931, in the so-called high power cases. There was not a single change in the tentative decision which was announced at that time and reported in the NAB Bulletin of October 3, 1931. An analysis of the decision follows:

FIRST ZONE - WOR granted 50 KW; WJZ denied 50 KW; WHAM granted 25 KW; WBZ was denied 25 KW in the tentative opinion but has since been granted 25 KW.

SECOND ZONE - WCAU granted 50 KW; WHAS granted 25 KW.

THIRD ZONE - WSM granted 50 KW; WSB granted 50 KW; WBT granted 25 KW; WAPI granted 25 KW; KVOO granted 25 KW.

FOURTH ZONE - WCCO granted 50 KW; WHO-WOC granted 50 KW; WMAQ denied 50 KW; WOWO denied 50 KW; WCFL denied 50 KW and also denied authority to operate on 720 kc; WTMJ denied authority to operate on 870 kc; KFAB denied permission to operate full time.

FIFTH ZONE - KOA granted 50 KW; KPO granted 50 KW; KSL granted 50 KW.

The decision follows substantially the report of the chief examiner and the order attached thereto will become effective as of Monday, November 16. The time for appeal therefore must be calculated from this date.

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## IRE FALL MEETING

The Fall convention of the Institute of Radio Engineers was held on Monday and Tuesday of this week at Rochester, N. Y. The exhibition of tubes, parts and equipment sponsored by various manufacturers was the outstanding feature of the meeting. Papers were read and discussed on ultra short wave communication, battery design, selectivity characteristics, suppressor grids in tubes, and high frequency use of mica condensers.

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## NOTICE TO MEMBERS

The WPG Broadcasting Corporation of Atlantic City, N. J. has asked the Bulletin to print a notice to the effect that a person by the name of Russell Stack, advertising solicitor, has been operating through Eastern Pennsylvania claiming to represent Station WPG. Station WPG states that no such person represents the station nor has any authority to use the station's name.

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## THREE APPEALS NOTED

During the current week three notices of appeal from decisions of the Commission were filed in the Court of Appeals of the District of Columbia. One case involves the application for a new station at Cartersville, Missouri, and the others are the matters of stations WNJ and WKBO in New Jersey, whose licenses were refused last month after hearing and their time given to station WHOM of Jersey City, N.J.

The Ozark Radio Corporation of Cartersville, Mo. had been denied its request for a station to operate on 1420 kc with 100 watts to share time with station WMBH, Joplin, Mo. sustaining Examiner Pratt (Report 220), on the ground the applicant failed to show sufficient financial ability or the availability of proper program talent. In the appeal, the applicant contends such a finding was arbitrary and further tells the court the reason for the appeal is "because it is our firm belief that this case has not at all been decided in the public interest, or for public necessity and convenience, but rather that it has been decided more on engineering prejudice, and on private correspondence, private interviews and private consultation on other issues than those in application or facts produced at the hearings."

On application of stations WNJ and WKBO, the court granted petitions to stay the decision of the Commission until after hearing on the appeal. The notices of appeal of both stations, seeking reversal of Commission action, are substantially similar in substance and the same facts and points of law are involved. The appellants contend the action of the Commission is a revocation of the station license without giving notice of revocation or reasons as required by Section 14 of the Radio Act of 1927; that the Commission in its opinion arrived at a decision contrary to the evidence before the examiner; that the order destroys the property and the investment of the appellants without due process of law and contrary to the Constitution of the United States; and that if the present decision is permitted to stand without change the cities of Newark and of Hackensack would be deprived of the present dependable and reliable broadcast service now rendered by appellant stations.

The brief on behalf of the National Broadcasting Company, Radio-Marine Corporation of America, RCA Communications, Inc. and RCA-Victor Co. as interveners in the case of The Journal Company v. F. R. C. (No. 5446) was also filed this week. The appellant in the case of WEB Broadcasting Co. v. F. R. C. (No. 5416) filed an appeal. Norman Baker, Muscatine, Iowa, operator of former station KTNT, and appellant against the Commission in No. 5418, filed a motion for extension of time in which to deposit costs for printing of the record.

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## NBC HAS FIFTH BIRTHDAY

The National Broadcasting Company will be five years old Sunday, November 15. The network's growth has been enormous during its five years of existence and some idea of its present activities can be obtained from the statement that the Company spends more than \$10,000,000 annually for talent; utilizes more than 37,000 miles of special telephone wires; has 82 associated stations; and the New York division alone presented more than 30,000 programs during the year. In a single month the New York studios, according to M. H. Aylesworth, president of the Company, originated 1,997 programs involving 23,657 individual appearances before the "mikes". The NBC now employs an army of 1,200 persons.

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November 14, 1931

#### DEFOREST ASHAMED OF 'CHILD'

Like the father who wanted his son to grow up to be something else, Dr. Lee DeForest, through a very active press agent, is registering his shame at commercial broadcasting through the columns of the daily press.

"To be known as the 'Father of Broadcasting' was once an honor of which I have been proud, but I'm disgusted and ashamed of my pet child. I will lend to any group of citizens who think as I do every ounce of aid within my power to help drive direct commercial advertising off the air, for I seriously believe it to be a national disgrace."

And then the warning:

"The radio broadcasters should take warning -- all six hundred of them -- that if they don't decidedly mitigate their vulgar assaults on the patience of the nation, and themselves eliminate the ignorant advertisers who are too dumb to know better, an outraged public may do it for them in such a way that they'll be ruled off the air forever. For it is not an impossibility to stir Congress to the point of wiping out all direct advertising by radio, and this genuinely in the 'public interest, convenience or necessity.' A government tax on receiving set sales, coupled with good programs freed of all advertisements, would be immeasurably better than the present situation with our 'free radio.'"

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#### DAVIS MAY BE CHAIRMAN

Democrats are preparing to organize the House of Representatives when the Seventy-second Congress convenes next month and prospects are that Representative Ewin L. Davis of Tennessee will become chairman of the House Merchant Marine and Fisheries Committee which handles radio legislation. Representative Davis is author of the amendment to the Radio Act of 1927 which bears his name. It now appears likely that the Republicans will organize the Senate and Senator James Couzens of Michigan, undoubtedly, will retain the chairmanship of the Senate Committee on Interstate Commerce.

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#### RATE CASE ANSWERS DUE NOV. 20

Answer to the complaint filed with the Interstate Commerce Commission against the National Broadcasting Company and Station WGB3, Freeport, N. Y. charging that rates are "too exorbitant," must be filed by the respondents on November 20. The complaint was filed by the Sta-Shine Products Company Inc. of Freeport, N. Y. and the Commission has fixed December 14 at New York as the time and place for hearing. Examiner Cheseldine will hear the testimony. The case bears ICC Docket No. 24738. The National Broadcasting Company has retained the firm of Cravath, De Gorsdorff, Swaine and Wood of New York, as its counsel. The answer of the broadcasting companies was due on October 31 but a 20 day extension was granted by the Commission.

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November 14, 1931

#### CAN'T BLAME RADIO FOR RAIN

At least there is one thing that can't be blamed on radio. Radio doesn't cause rain and it doesn't cause draughts. We have no lesser authority than W. J. Humphreys, chief of the meteorological physics division of the U. S. Weather Bureau, to cite for this. "However much radio may be effected by the weather, especially by the thunderstorm, no element of the weather is affected in turn by radio," says Dr. Humphreys. "We know this from experiment and observation and we know it from theory as well."

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#### FADING CURE SOUGHT

The Bureau of Standards, the Naval Research Laboratory and the Radio Commission are now engaged in an active campaign to find a cure for radio fading. The Bureau of Standards, through its radio division, with Dr. John H. Dellinger in charge, has been working with this problem for the past year. The result of the experiment has been reported to the Naval Research Laboratory, which is planning a polar expedition in 1932 to Old Fort Conger, about 600 miles from the North Pole, where continuous observations will be made of the height of the "heaviside layer" and members of the party will endeavor to determine its effect on fading. Expedition findings will be broadcast to the United States each day.

Dr. Dellinger, through recent experiments, has arrived at the conclusion there are two layers, one about 70 miles above the earth surface and the other varying from 130 to 200 miles. There is much difference of opinion on this subject among well known scientists.

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#### ANOTHER RADIO PUBLICATION

The National Broadcast Reporter, a weekly published in Washington, D. C., made its first appearance last Saturday. The publication is devoted to the interests of commercial broadcasting and includes reports of the Federal Radio Commission and reports of other activities of general interest to broadcasters. Its editor is Thomas Stevenson, former publisher of a weekly radio news letter, and its advertising manager is Leigh Ore, formerly with Station WLBW, Oil City, Pa.

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#### CALL LETTER CORRECTION SHEET

The Federal Radio Commission this week issued corrections and change in the list of Broadcasting Radio Stations of the United States, edition February 2, 1931, and Addenda sheets of March 2, 1931, April 1, 1931, May 1, 1931, June 1, 1931, July 1, 1931, August 1, 1931, September 1, 1931, and October 1, 1931. Copies of the latest addenda sheet may be secured by writing to the National Association of Broadcasters, National Press Building, Washington, D. C., or to the Secretary, Federal Radio Commission, Washington, D. C.

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November 14, 1931

## STATIONS COOPERATE WITH UNIVERSITY

Stations KPO, San Francisco, Calif., and KMTR, Los Angeles, Calif., have entered into a binding agreement with the University of California to devote certain hours of their time, for a period of two years, to educational matter prepared by the University in cooperation with the stations. The announcement was made by President Robert Gordon Sproul of the University. Station KPO and KMTR are providing the necessary line and studio facilities at the University and the program expense will be borne by the University's alumni association.

There is a specific provision in the contract, agreed to by the stations, that no advertising matter will be included in the broadcasts.

Three programs, Ellis says, will be offered at the start. One of these is to be a daily feature of fifteen minutes for the housewife and mother. Material for this program will be drawn from the departments of Household Art, Household Science, Psychology, Hygiene, Anatomy, the Institute of Child Welfare, the Medical School, the Hooper Foundation, the Dental College, home demonstration in the Agricultural Extension Service, at Berkeley; from the departments of Art, Psychology, Home Economics, etc., at Los Angeles.

A second program, which will be offered several times a week, will be on agriculture, probably in cooperation with the Western Farm and Home Hour of the United States Department of Agriculture, over the stations of the National Broadcasting Company, at noon.

A third program, a weekly feature, will be offered in the evening between 7:30 and 9:30, the exact time to be arranged, as is that for the woman's program during the day. The evening program will be somewhat popular in nature, introducing music and student affairs, as well as educational features. While all these programs will be of an educational nature, none will offer University courses.

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## FTC HAS IONIZER COMPLAINT

The Federal Trade Commission is expected in the near future to fix a time and place for hearing testimony in the matter of Howard B. Drollinger against whom a complaint was voted on October 23, 1930. (Docket No. 1868). The respondent is charged with advertising and selling "by means of radio talks, advertisements in magazines having general circulation in the states of the United States, in newspapers, and letters" and other media a certain electrical device under the name of "Ion-i-zer" for which is claimed curative and therapeutic value in the treatment of diseases and ailments of the human body. The Commission, in its complaint, states "that the device in question, when used as directed, or otherwise, is incapable of transmitting energy or remedial force to the human body in such an amount as to have therapeutic value or effect." The respondent has filed an answer to the Commission's complaint denying the principal allegations set forth.

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November 14, 1931

## RADIO AND EDUCATION

Cooperation between educational institutions and commercial broadcasting stations is seen as the solution to the radio and education problem by Commissioner Harold A. LaFount. In a statement made public this week he said:

"The commercial broadcasters, the advertisers, have made experiments and researches that are useful not only to themselves, but to educators. The results of their labors belong to the educational world, whenever it moves to take possession of them. In short, a technique has been developed, both scientific and otherwise, that offers the teacher a medium which can and should be satisfactorily useful to him. For this reason it would seem that a great deal of talk about the monopoly of radio by commercialism is both ill informed and ill advised.

"Commercialism has developed radio to an amazing degree of perfection within an incredibly short space of time. It would be foolish for education to refuse or disregard the inheritance which is now at hand, and which can be enlarged and developed almost without limit, through further investigation and experiment, in a mutually helpful way. The air is not sold out. More than twice as much time remains unsold as is used by advertisers. This time is at the educators' command. The commercial broadcaster has always been generous in his offers of time and facilities. Some times these offers have been laughed at. But who has tried to prove that they are real? Where is the body of educators who have come forward with a suitable program to offer it to broadcasters? Such a program must of course be suited to radio. The broadcasters have a duty to their listeners, as teachers have a duty to their pupils. A station cannot put on programs which will lose its audience through dullness. Public interest must be considered.

"This is the great lesson which the educators must learn; to adapt their education to radio. Marvelous as this unique instrument is, it has its limitations, and these must be recognized. Educators are realizing more and more that radio will meet them half way if they will come the other half. Broadcasters cannot teach alone; teachers cannot broadcast alone. There must be cooperation. And in this cooperation may be seen the choicest hopes for development in the future, -- a development which will utilize to the utmost this new channel to the minds, both young and old, of the American people.

"There is an important difference between education by radio for school children and for adults. The first must conform to certain rules, certain hours, certain subjects, treated in certain ways. It must be correlated with other methods of teaching. Its value must be considered carefully so that it is only used where it is more potent than any other medium. But for adults broadcasting has fewer bonds; it must come at hours when people are free to listen, and it must above all be interesting. There lies our most important work.

"Radio is par excellence the instrument of the home; and into the home the teacher must come as a friend, brilliant, interesting, and inspiring. It is here also that education by radio must depart most radically from the long accepted ways of education. The new medium demands new methods. And only the most progressive and modern minds are adapted to teaching in this way. More than anything else, it demands a broadmindedness, a willingness to experiment and adopt new methods, without letting go of the old standards. No one denies that it is a difficult task; but it is one to be approached with energy and enthusiasm, as well as caution and fairness.

## RADIO AND EDUCATION (Continued)

"The problem of supporting educational broadcasting is, as you realize, a difficult one. The educational stations have been supported by the parent institutions, and in the crying need for money everywhere, have not been over-endowed. Their failure to make any important contribution to educational broadcasting is of course partly due to this lack. In Ohio, the state legislature contributes to the support of the Ohio School of the Air. The commercial broadcasters have shown their willingness, both in promise and actual deed, to support educational broadcasts out of their own funds -- often to a very great extent. The Damrosch Music Appreciation Hour and the American School of the Air are outstanding examples of this. The problem is one of which we do not yet see the solution; nor perhaps will there be any one solution. Federal support of education is not in accord with our traditions.

"In Europe, where both education and broadcasting are government supported and government controlled, the situation is quite different. A uniform system and centralized control enables a greater amount of formal school broadcasting to be done; but that it is more successful in its results than our own less organized efforts we have no proof. Certainly we can learn much from foreign example, especially from England in regard to adult education, but the entirely different set-up of both the broadcasting and the educational organizations forbids exact comparison.

"Too much has been said on this subject, and too little done. The youth of radio, and the need for care and caution in handling all the multifold factors involved, has to some extent excused this delay. I do not think it can excuse it any longer. An open mind on the part of educators toward the commercial interests who are after all the parents of this powerful medium, and on the part of the broadcasters toward education, and -- most important of all -- on the part of the public toward both broadcasters and educator, should bring us the cooperation and progress which both sides deserve."

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## LOCAL INTERFERENCE TROUBLES

The Radio and Music Trades Association investigated 270 listeners' complaints in the vicinity of Los Angeles, Calif. during the month of October and nearly all of the troubles were due to local electrical disturbances or troubles with the receiving set or receiving set installation. Not a single case of difficulty was found to be due to the allocation of broadcast facilities, the engineering division of the Commission found after an analysis of the reports. No difficulty was found because of defective equipment or to faulty operation of broadcast transmitters.

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## CHAIN STORES GET 20% OF BUSINESS

Retail chains do 21½ per cent of the total retail store business in the U. S. it was disclosed by the Bureau of the Census today in a detailed report of the proportion of chain store operations in each business classification. There are 7,046 chain store organizations in all, operating 159,826 stores or units, or about 10% of all the stores in the country. Sales of these chains for the year 1929, which is the basis of the Census compilations, aggregate \$10,771,984,034, compared with total sales in all retail stores in the U. S. of \$50,033,850,792.

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November 14, 1931

## RECOMMEND TELEVISION DENIALS

Commission examiners this week recommended denial of two television experimental applications, on the ground that neither of the applicants had shown sufficient experience in visual broadcasting experiments to indicate the granting of the applications would result in advancement of the television art.

The application of Indiana's Community Broadcasting Corp. Hartford City, Ind. was recommended for denial by Examiner Yost (Report 276) stating that while the applicant "has funds which may be expended for experimental visual broadcasting," nevertheless the evidence fails to mention any established program for television work, and the engineers to be used in the proposed development have had no previous experience.

The evidence in support of the application of Pilot Radio & Tube Corp. Lawrence, Mass. for authority to erect a new experimental television station on 2000-2100 kc, indicates it is the intention of the applicant to encourage the creation of a market for television sets. Examiner Pratt (Report 278) in recommending denial of the request, answers this contention:

"The evidence shows that the immediate sale of receiving sets is not anticipated, and that the applicant is in accord with the view that the time has not yet come when visual broadcasting is so successful that the general marketing of receiving sets would be proper."

Examiner Walker (Report 277) has recommended denial of the applications of Ohio Broadcasting Corporation, Cleveland, Ohio, and Akron Broadcasting Corporation, Akron, Ohio, requesting the facilities now assigned to station WALR, Zanesville, Ohio, operating on 1210 kc with power of 100 watts and unlimited time. The conclusion of the report sets forth that Cleveland now has adequate radio facilities; that no substantial showing has been made that this additional service is needed either in that city or Akron; that the present licensee of station WALR has assigned his rights and privileges in violation of the law, and that the operation of the station at Akron would destroy the present service area of station WHBC, Canton, Ohio, now assigned to operate on 1200 kc, 23 miles from Akron.

The application of the Denison Radio Laboratory, Denison, Texas, for construction permit to erect a new station on 1310 kc with power of 15 watts to share with station KFPM, Greenville, Texas, was recommended for denial as in case of default by Examiner Walker (Report 279) on the ground the appearance of the applicant was presented by a letter that did not comply with Commission rules and regulations.

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## CCIR MEETING NOV. 23

A meeting will be held at the Commission on November 23 for the purpose of considering questions on the program for the third meeting of the C.C.I.R. in the study of which the United States has agreed to collaborate. The results of this conference will also be considered at the Madrid conference in September, 1932.

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## APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

WFIW	WFIW, Inc. Hopkinsville, Kentucky	Request CP to increase power to 5 KW, and install new equipment.
NEW	Edmund J. Meurer, Mt. Clemens, Michigan	Requests CP, 1500 kc, 100 W. share with WMPC.
WJAS	Pittsburgh Radio Supply House Pittsburgh, Pennsylvania	Requests CP and Mod. of Lic. to install new transmitter and change frequency from 1290 to 920 kc.
NEW	Radio Vision Company, Pittsburgh, Pennsylvania	Requests CP for visual broadcasting.
NEW	The WGAR Broadcasting Co., Cuyahoga Heights Village, Ohio	Requests CP for visual broadcasting.
WCSC	Lewis Durk, Charleston, S. C.	Requests Modification of License to increase operating power from 500 watts to 1 KW

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## WCHI APPEALS

The action of the Commission refusing the license of station WCHI, operated by the Peoples Pulpit Association, Chicago, Illinois was appealed this week to the Court of Appeals of the District of Columbia. The station was formerly licensed to operate on 1490 kc, with power of 5 KW, sharing time with stations WJAZ, Chicago and WCKY, Covington, Ky. After hearing, the Commission, reversing the examiner, deleted stations WCHI and WJAZ, granting unlimited time to the Kentucky station. The appellant has also requested the court to issue a stay order against the Commission, pending outcome of the appeal.

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## SET EXPORTS INCREASING

Continuing in September the marked upward trend of previous months, exports of radio receiving sets from the United States registered a total increase of over 50 per cent for the first nine months of the current year as compared with the corresponding period of 1930, according to the Commerce Department's Electrical Division. Exports during the 1931 nine-month period amounted to \$9,980,159, a gain \$3,371,965 over the total of \$6,608,194 recorded during the corresponding period of last year. During September the shipments amounted to \$1,470,910, an increase of \$446,107 over the September, 1930 total of \$1,024,893. The United Kingdom was the most important market for radio receiving sets, taking \$376,572 worth, Canada being next with \$183,316 and Switzerland third.

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November 14, 1931

APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

FIRST ZONE

WMBO	Radio Service Laboratories, Auburn, New York	Granted Consent to Voluntary Assignment of License to WMBO, Incorporated.
WAWZ	Pillar of Fire, Zarephath, New Jersey	Granted authority to remain off the Air on Thursday, November 12th and reduce power from 250 to 100 watts Friday and Saturday November 13th and 14th.
WHOM	N. J. Broadcasting Corp., Jersey City, New Jersey	WHOM granted modified renewal of license extending authority to operate to no later than 3 AM, EST, May 1, 1932; WNJ and WKBO granted extension of temp. licenses for same period.
WNJ	Radio Investment Co. Newark	
WKBO	Camith Corp., Jersey City, N.J.	

SECOND ZONE

WJR	WJR, the Goodwill Station, Inc. Detroit, Michigan	Granted CP to make changes in equipment and increase power to 10 KW.
WASH	WASH Broadcasting Corp., Grand Rapids, Michigan	Granted authority to reduce power from 500 to 350 Watts for period of 2 weeks or less, in order to repair generator.

THIRD ZONE

KLRA	Arkansas Broadcasting Co. Little Rock, Arkansas	Granted 30 day extension of CP and test period thereunder.
KCRC	Enid Radiophone Company, Enid, Oklahoma	Granted Modification of CP to extend completion date to December 10th.
KRMD	Robert M. Dean, Shreveport, Louisiana	Granted authority to operate simultaneously with WTSL, Laurel, Miss., between 5 & 7 PM CST, each afternoon during period Nov. 26th to Dec. 25th, incl. in order to broadcast special educational programs which will be known as "Childrens' Theater of the Air".
WRBJ	Hattiesburg Broadcasting Co. Hattiesburg, Mississippi	Granted consent to voluntary assignment of CP to W. E. Barclift, F. E. Barclift & P. L. Barclift, D/B as Hattiesburg Broadcasting Company. Also granted Mod. CP change location trans. and studio locally.

November 14, 1931

APPLICATIONS GRANTED (Continued)

FOURTH ZONE

WHBU Citizens Bank  
Anderson, Indiana Granted Consent to Voluntary Assignment of  
License to Anderson Broadcasting Corporation.

WEBQ First Trust & Savings Bank of Harrisburg, Illinois Granted authority to install automatic  
frequency control to conform to G. O. 111,  
115 and 116.

FIFTH ZONE

KPO Hale Brothers Stores, Inc. & The Chronicle Publishing Co. San Francisco, California Granted authority to determine licensed power  
by direct measurement of antenna input in  
compliance with G. O. 115.

KGEK Beehler Elec. Eqpt. Company, Yuma, Colorado Granted CP to make changes in equipment and  
increase power from 50 to 100 watts.

KMCS Dalton's Inc. Inglewood, California Granted CP to move transmitter and studio  
from Inglewood to Los Angeles, and install  
new transmitter. (Application withdrawn  
from hearing docket)

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LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WORC-WEPS, Worcester, Mass; WKAR, East Lansing, Mich.; WTSL, Laurel, Miss.; KSCJ, Sioux City, Iowa; WMBH, Joplin, Missouri.

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MISCELLANEOUS COMMISSION ACTION

Ex. Rep. Pine Tree Broadcasting Corporation, Bangor, Maine Report remanded to Examiner Walker for  
additional testimony.

WABI

KOB New Mexico College of Agr. & Mechanical Arts, State College, N. M. Licensee directed to file application for  
renewal of license on or before November 26th.  
(Facilities of this station have been applied  
for by Station KOY, Phoenix, Arizona)

KFXV Albert H. Schermann, Flagstaff, Arizona Licensee requested to file application for  
renewal of license, through Supervisor of  
district in which the station is located, on  
or before November 28, 1931.

WKSV Knox Battery & Electric Co. Connersville, Indiana Granted renewal of license with reduction of  
time. (Action taken November 12th)

## RENEWAL LICENSES ISSUED

At its sessions during the current week the Commission issued renewal licenses to the following stations:

WABZ, New Orleans, La.; WBAX, Wilkes-Barre, Pa.; WBBL, Richmond, Va.; WBEO, Marquette, Mich.; WBOW, Terre Haute, Ind.; WCBS, Springfield, Ind.; WCLO, Janesville, Wis.; WCLS, Joliet, Ill.; WCOD, Harrisburg, Ill.; WCOH, Yonkers, N. Y.; WCRW, Chicago, Ill.; WCSC, Charleston, S. C.; WDAH, El Paso, Texas; WEBQ, Harrisburg, Pa.; WEDC, Chicago, Ill.; WEXL, Royal Oak, Mich.; WFAM, South Bend, Ind.

WFBE, Cincinnati, Ohio; WFDW, Flint, Mich.; WGBB, Freeport, N. Y.; WGCM, Gulfport, Miss.; WGH, Newport News, Va.; WHBY, Green Bay, Wis.; WIBU, Poynette, Wis.; WIBX, Utica, N. Y.; WJBI, Red Bank, N. J.; WJBL, Decatur, Ill.; WJW, Mansfield, Ohio; WKBB, Joliet, Ill.; WKBS, Galesburg, Ill.; WKJC, Lancaster, Pa.

WLAP, Louisville, Ky; WLBC, Muncie, Ind.; WMRJ, Jamaica, N. Y.; WNBH, New Bedford, Mass.; WOL, Washington, D. C.; WORC-WEPS, Worcester, Mass.; WPAW, Pawtucket, R. I.; WPRO, Providence, R. I.; WQDX, Thomasville, Ga.; WRBQ, Greenville, Miss.; WSBC, Chicago, Ill.; WSEN, Columbus, Ohio; WTAX, Springfield, Ill.

WTEL, Philadelphia, Pa.; WWAE, Hammond, Ind.; KBTM, Paragould, Ark. KDFN, Casper, Wyo.; KDIR, Devils Lake, N. D.; KFBK, Sacramento, Calif.; KFJB, Marshalltown, Iowa; KFOR, Lincoln, Neb.; KFVS, Cape Girardeau, Mo.; KGCR, Watertown, S. D.; KGCK, Wolf Point, Mont.; KGDY, Huron, S. D.; KGEW, Fort Morgan, Colo.; KGFJ, Los Angeles, Calif.; KGHI, Little Rock, Ark.; KIT, Yakima, Wash.; KMJ, Fresno, Calif.; KPPC, Pasadena, Calif.; KRMD, Shreveport, La.; KTLC, Houston, Tex.

KTSM, El Paso, Texas; KVOS, Bellingham, Wash.; KWG, Stockton, Calif.; KXRO, Aberdeen, S. D.; WBRE, Wilkes-Barre, Pa.; WHAT, Philadelphia, Pa. and KGEK, Yuma, Colorado.

The following stations were granted temporary licenses and designated for hearing because stations are not operating 12 hours per day:

WHBF, Rock Island, Ill.; WOCL, Jamestown, N. Y.; WSAJ, Grove City, Pa.; WSJS, Winston-Salem, N. C.; WTJS, Jackson, Tenn.; KFPL, Dublin, Texas; KGUU, Mandan, N. D.; KGEZ, Kalispell, Mont.; KGNO, Dodge City, Kansas; and KGY, Lacey, Wash.

Station WGAL, Lancaster, Pa. was given temporary license and designated for hearing because of time sharing agreement with WRAW.

The following stations were granted temporary licenses pending Commission's decision as result of hearing to be held regarding simultaneous operation in violation of G. O. 105: WFBG, Altoona, Pa. and WJAC, Johnstown, Pa.

The following station - WEBZ, Ponca City, Okla. was granted a temporary license pending hearing and decision thereon with respect to alleged violation of Sec. 3, G. O. 105, and also to permit an investigation with respect to alleged receivership having been created for this station.

November 14, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, November 16, 1931. All hearings commence at 10 a. m.

MONDAY, November 16, 1931

Docket #1062	NEW	Merle F. Jewell, Merinda C. Jewell Hood River, Oregon	C. P.	1310 kc	50 W. Share with KMED
Docket #1404	KMED	Mrs. W. J. Virgin Medford, Oregon	Ren. Lic.	1310 kc	100 W. Unlimited time
Docket #1529	NEW	S. N. Baruch, Trustee Fresno Broadcasting Co. Fresno, California	C. I.	1350 kc	500 W. Unlimited time

TELEVISION

WEDNESDAY, November 17, 1931

Docket #1399	W9XD	The Journal Company Milwaukee, Wisconsin	C. P.	2850-2950 kc	1 KW Unlimited time (subject to division if interference results)
				Present Assignment: 43000-46000, 48500- 50300, 60000-80000 kc	500 W. Unlimited time (subject to division if interference results)
Docket #1409	NEW	State University of Iowa Iowa City, Iowa	C. P.	2000-2100 kc	62 W. Approximately 3 hours daily

BROADCASTING

THURSDAY, November 16, 1931

Docket #1261	NEW	D. R. Wallace Tulsa, Oklahoma	C. F.	1210 kc	100 W. Time not used by KGMP
Docket #1412	KGMP	Homer F. Bryant Elk City, Oklahoma	Ren. Lic.	1210 kc	100 W. Unlimited time
Docket #1375	KGMP	Homer F. Bryant Elk City, Oklahoma			Order Revoking Station's Broadcasting License



November 14, 1931

APPLICATIONS RECEIVED

During the past week the following applications were received at the Commission:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>			
1-PB-2384	WSYB	Philip Weiss Music Company, Rutland, Vermont	C. P. move transmitter locally; install new equipment; change frequency to 1340 kc; increase power to 250 W. and unlimited.
1-PB-2382	WCAV	Burlington Daily News, Burlington, Vermont	C. P. make changes in equipment; change frequency to 1340 kc; increase power 250 watts; increase time to unlimited.

The above applications request authority to use the regional assignment of 1340 kc instead of the local channels to which the stations are now assigned. Station WSYB is now assigned to operate on 1500 kc with 100 watts and unlimited time; the Burlington station operates on 1200 kc with the same power and shares with station WNBX. The frequency sought is now used by station WSPD at Toledo, Ohio. This is 555 miles distant from Rutland and 575 miles from Burlington. The Toledo station operates with 1 KW and the recommended separation under similar circumstances is 1050 miles under the new mileage tables. The First Zone is under quota; Vermont is due 1.00 and is assigned 0.60 unit. The granting of either of these applications would increase the quota.

1-ZB-37	WCSH	Cong. Square Hotel Company, Portland, Maine	Determine license power by direct measurement of antenna input.
1-ALB-397	WABI	First Universalist Society, Bangor, Maine	Involuntary assignment of license to Pine Tree Broadcasting Corporation.

SECOND ZONE

2-MLB-905	WTAR	WTAR Radio Corporation, Norfolk, Virginia	Mod. Lic. increase power to 1 KW
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The applicant is now licensed to operate on 780 kc with power of 500 watts and unlimited time. The closest stations on this frequency are WEAN at Providence, R. I. 450 miles distant operating with 250 watts, and WMC, Memphis, Tenn., operating with 500 watts and 780 miles distant. The frequency, under G. O. 40, is a Canadian Shared Channel, and is limited to night power of 500 watts at any point in the United States. The granting of this application would work a violation of this order. The Second Zone is under quota; Virginia is over quota; the granting of this application would increase the quota.

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
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## SECOND ZONE (Continued)

2-PB-2386	NEW	Albert J. Gerardo, Sturgis, Michigan	C. P. for new station on 1260 kc with power of 15 watts and to operate 5 hours per day.
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The closest station to Sturgis on the requested frequency is WLBW at Oil City, Pa., operating with power of 500 watts, and 305 miles distant. The Second Zone is over quota; Michigan is under quota. The granting of this application would increase the quota.

2-PB-2385	NEW	Western Mich. Brdcstg.Co., Muskegon, Michigan	C. P. new station on 1500 kc with power of 100 watts and to share with station WKBZ.
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The applicant requests authority to share time with station WKBZ at Ludington, Michigan. The granting of the application would not increase the quota.

2-ALB-398	WASH	WASH Brdcstg. Corporation, Grand Rapids, Michigan	Voluntary assignment of license to Kunsky-Trendle Brdcstg. Corp.
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THIRD ZONE

3-MLB-906	KGHI	O. A. Cook, Little Rock, Arkansas	Mod. Lic. request specified hours operation - authority operate less than twelve hours daily.
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The applicant is now assigned to unlimited time on 1200 kc with power of 100 watts. The Commission recently granted consent to assignment of this station from the Berean Bible Class, First Baptist Church to the present licensee.

3-MLB-907	WDAG	Nat'l. Radio & Brdcstg. Corp. Amarillo, Texas	Mod. Lic. increase hours to unlimited time.
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The applicant is now assigned to 1410 kc sharing time with station XGRS at Amarillo, Texas. The facilities of both these stations were recently requested in an application for increased power filed by station WCSC at Charleston, S. C.

3-PB-2343	NEW	Dr. F. P. Cerniglia, Monroe, Louisiana	C. P. amended request 1420 kc instead of 1310 kc and to share time with station WJBO instead of KRMD
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November 14, 1931

APPLICATIONS RECEIVED (Continued)

The location of the proposed station is 210 miles from New Orleans, the location of station WJBO, which is now licensed to operate on the requested frequency with 100 watts and unlimited time. The granting of this application would not involve the quota.

3-ALB-396	WEBC	First Baptist Church, Knoxville, Tennessee	Voluntary assignment of license to Virgil V. Evans.
3-MLB-888	WEDV	Rome Brdcstg. Corporation, Rome, Georgia	Mod. Lic. change frequency from 1310 kc to 1500 kc and increase hours of operation, requesting the facilities of WREJ.

The application as originally submitted did not comply with G. O. 102. The applicant now requests the facilities of station WRBJ, Hattiesburg, Miss., operating on 1370 kc with unlimited time. The Third Zone is over quota; Georgia is under quota; Mississippi is also under quota. The application, in its present form, would still appear to violate G. O. 102.

3-MPB-270	WRBQ	J. Pat. Scully, Greenville, Mississippi	Mod. C. P. extend completion date to 1/27/32
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FOURTH ZONE

4-Pb-2274	WREN	Jenny Wren Company, Lawrence, Kansas	C. P. resubmitted requesting authority to move transmitter to Tonganoxie, Kansas.
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This application requests authority to move the transmitter site to a point approximately 15/<sup>miles</sup> northeast of its present location in Leavenworth County and approximately 30 miles west of Kansas City. The application was returned by the Commission since a similiar application was denied by the Commission recently.

4-PB-2383	NEW	Wharton & Cline, Joplin, Missouri	C. P. erect new station (transmitter at Carterville, Mo.) on 1420 kc with 100 watts and unlimited time, the facilities of station WMBH at Joplin, Mo.
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FIFTH ZONE

(Next page)

## APPLICATIONS RECEIVED ( Concluded)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIFTH ZONE</u>			
5-PB-2364	KFUP	Sherwood H. Patterson, Denver, Colorado	C. P. amended to omit request for increase in operating hours.

The station is now licensed to operate in the name of the Fitzsimmons General Hospital, Denver, Colo. There is an application pending before the Commission requesting authority to assign the license to the present applicant. Recently the station requested authority to move the station to Cheyenne, Wyo. and change the present time sharing agreement from sharing with station KFXJ, Grand Junction, Colo., to operating simultaneously daytime and sharing at night.

5-MPB-271	KSMR	Santa Maria Radio, Bakersfield, California	Mod. C. P. granted 10/23/31 to change frequency from 1200 kc to 1310 kc.
5-ZB-38	KFPY	Symons Broadcasting Company, Spokane, Washington	Determine license power by direct measurement of antenna input.

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## LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: WNBR-WGBC, Memphis, Tenn.; WJBY, Gadsden, Ala.; KSEI, Pocatello, Idaho; WBBL, Richmond, Va.

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## APPLICATIONS RETURNED

During the current week the Commission returned the following applications either for the reason that they did not comply with regulations or the applicants did not answer Commission correspondence:

4-P-B-2274	Jenny Wren Company Lawrence, Kansas	WREN	Cons. permit to move trans- mitter. (Similar application denied 10/16/31)
4-P-B-2193	Wm. H. McHale, trading as Superior Broadcasting Co.,	NEW	Cons. permit for new station on 1370 kc. (No answer to Commission's letters.)
4-P-B-1355	East St. Louis Daily Journal Co., East St. Louis, Ill.	NEW	Cons. permit for new station on 900 kc. (did not comply with G. O. 102.)

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Issued by

November 21, 1931

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

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## AS SENATOR WHITE SEES IT

Broadcasters would do well to heed the warning of Senator Wallace H. White, jr. of Maine, who goes to the upper branch of Congress after long and faithful service in the House.

In discussing advertising on the air, Senator White, in his recent address before the NAB Convention at Detroit, said: "I hazard the opinion that through the pressure of public sentiment or through the exercise of regulatory power, there will be in the future a more restricted use of radio for these individual purposes."

He was liberal in his praise of broadcasting by the American Plan, but he conveyed the thought that broadcasting as an industry is being condemned for the indiscretions of a small minority in its ranks.

"There is constant pressure upon those of us who have been interested in radio legislation, to do something to restrict advertising over the air," Senator White said. "There are indications which may not be overlooked, that there is restiveness on the part of the public and of Congress because of the extent to which broadcasting facilities are today given over to personal or to purely private commercial use. \* \* \* "

The Senator anticipated few important changes in radio law during the coming session of Congress. He said, however, that a number of procedural amendments should be adopted.

November 21, 1931

## COPYRIGHT BILLS TO BE PRESENTED

Bills to amend and consolidate the acts respecting copyright and to permit the United States to enter the Convention at Berne for the Protection of Literary and Artistic Works will be introduced early in the opening days of the coming session of Congress, according to Albert H. Vestal of Indiana, chairman of the House Committee on Patents, during the last session.

Congressman Vestal expressed the opinion that introduction of this legislation, embodying in the original some of the modifications injected by the Senate Committee might pave the way for their early passage.

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## AMATEURS INCREASE RANKS

Showing a marked tendency toward increased interest in amateur radio transmission, the annual report of the Radio Division of the Department of Commerce issued this week by W. D. Terrell, indicates that instead of any lagging in this field of radio, there is decided evidence of considerable activity. The report states that 4,000 new licenses have been granted to operators in this important development work. The total number of amateur operators is now 22,000. The growing use of radio telephony is said to be the cause of this increased interest.

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## COLUMBIA BOOSTER DENIED

By a 3-2 decision, the Commission this week denied the application of the Columbia Broadcasting System to erect a 250 watt experimental booster station in Washington, to synchronize with its key station, WABC, at New York City on 860 kc. Commissioners Saltzman, Sykes and Starbuck voted in the negative after Commissioner LaFount had moved for the granting of the application through a motion to this effect and in which Commissioner Robinson concurred.

In his motion, Commissioner LaFount said: "I support the application for the reasons that I believe the Commission should acquaint themselves with all the scientific developments of the art, and should permit such experiments as may demonstrate the practicability of such developments. The Commission, in my opinion should do any and all things necessary to improve radio reception. Therefore, if the applicant is correct in his assumption that the use of 860 kc frequency will be increased and its efficiency improved, and since there seems to be little engineering testimony to the contrary, I believe the experiment should be permitted, and until its demonstration the question of quota be left in abeyance."

Station WOL of Washington had protested the granting of the application on the ground that no further addition to the quota of the District of Columbia should be made until that station's request for increase of power had been considered and granted.

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## OCTOBER FREQUENCY MEASUREMENTS HIGH

The monitoring stations of the Radio Division of the Department of Commerce measured more stations during the month of October than in any other previous month. The total number of stations checked was 381 as compared with 367 in February, the next highest month. One hundred thirty-six of the number measured deviated less than 50 cycles; 97 stations were off frequency more than 50 but less than 100 cycles; 72 deviated less than 200 but more than 100 cycles; and 76 deviated more than 200 cycles.

The following table gives the composite figures of all the measurements made each month since December of last year:

Month	: Number Measured :	: Under 50 :	: Under 100 :	: Under 200 :	: Over 200 :
December	: 339 :	: - - - :	: 35 (13.5%) :	: 66 (16.5%) :	: 238 (70%) :
January	: 363 :	: - - - :	: 54 (15%) :	: 102 (27%) :	: 207 (58%) :
February	: 367 :	: - - - :	: 99 (27%) :	: 55 (15%) :	: 213 (58%) :
March	: 337 :	: 65 (19.3%) :	: 63 (18.8%) :	: 77 (22.8%) :	: 132 (39.1%) :
April	: 314 :	: 72 (22.9%) :	: 54 (17.2%) :	: 92 (29.3%) :	: 96 (30.6%) :
May	: 326 :	: 78 (23.9%) :	: 89 (27.3%) :	: 68 (20.9%) :	: 91 (27.9%) :
June	: 330 :	: 97 (29.4%) :	: 71 (21.5%) :	: 69 (20.9%) :	: 93 (28.2%) :
July	: 294 :	: 94 (32%) :	: 70 (23.8%) :	: 60 (20.4%) :	: 70 (23.8%) :
August	: 304 :	: 117 (38.5%) :	: 64 (21%) :	: 67 (22%) :	: 56 (18.5%) :
September	: 328 :	: 115 (35%) :	: 72 (22%) :	: 68 (21%) :	: 73 (22%) :
October	: 381 :	: 136 (35.7%) :	: 97 (25.4%) :	: 72 (18.9%) :	: 76 (20%) :

The following stations maintained frequency within 50 cycles:

KELW, KFAC, KFDM, KFEQ, KFI, KFJF, KFKX, KYW, KFLV, KFOR, KFPY, KFSD, KFSG, KFUO, KFVD, KFVB, KFVR, KGBX, KGBZ, KGEF, KGFJ, KGRS, KGW, KHQ, KJR, KLX, KLZ, KMO, KMOX, KMPC, KMTR, KNX, KOA, KOAC, KOH, KOMO, KOY, KPCB, KPO, KPFC, KRLD, KRSC, KSAC, KSD.

WFI, WFOX, WGCM, WGES, WGR, WGY, KSL, KSOO, KTAR, KTRH, KTSM, KVOS, KWCR, KXA, KXO, WAAB, WAAF, WAAM, WABO, WHEC, WADC, WAPI, WASH, WAWZ, WBBM, WBEN, WBSO, WBT, WBZ, WBZA, WCAH, WCAL, WCAM, WCAP, WCBM, WCFL, WCKY, WCRW, WCSH, WDBO, WDGY, WFAF, WEAN.

WEEL, WEVD, WFAA, WFAM, WFAN, WIP, WFBL, WLEF, WLBZ, WLOE, WLS, WMBC, WMSG, WNAX, WHAP, WHAS, WHAZ, WHB, WHBF, WHN, WHO, WHP, WIBU, WIBV, WILM, WISN, WJAZ, WJBC, WJR, WJSV, WJZ, WKBH, WKRC, WNBH, WOAI, WOC, WOW, WOWO, WPCC, WPOR, WTAR, WPTF, WRAX, WRC, WHEC, WRHM, WRJN, WSB, WSBT, WSEN, WSUI, WTAG, WTAM, and WTMJ.

November 21, 1931

## LOUISIANA APPLICATION DENIED

Conceding the establishment of the proposed stations would "improve and augment the radio service in the locality" of Baton Rouge, La. the Commission nevertheless denied the application of A. B. Murray and T. P. Singletary, Baton Rouge, La. for authority to erect a new station on 1500 kc with power of 100 watts and unlimited time. Commissioners Sykes and LaFount dissented from the majority opinion of the Commission, giving as their grounds for decision the fact that the proposed service, as shown by the evidence, would not be sufficient to require the reduction in the present service area of station KTBS, Shreveport, La. and "the consequent serious curtailment in the present meritorious service which that station now renders to a large listening public." The Commission held that the granting of the application would violate the quota regulations in respect to Louisiana. The recommendation of Examiner Hyde (Report 207) was sustained, after oral argument before the Commission.

Finding that the proposed operation of station WCBM, Baltimore, Md, on the requested frequency of 1210 kc would extend the nighttime service of that station but "would result in unsatisfactory reception of the applicant station and station WFBR by an undetermined number of listeners within the service areas of both station," the Commission sustained the recommendation for denial by Examiner Hyde (Report 255). The Commission further held that Baltimore and vicinity now receive good broadcasting service from a number of stations. Station WCBM is now operating on 1370 kc with power of 100 watts and 250 watts local sunset with unlimited time. Station WFBR is assigned to operate on 1270 kc with 500 watts and unlimited time.

Refusing its request for oral argument, the Commission denied the application of station WAAT, Jersey City, N. J. for authority to change frequency from 940 kc to 930 kc reducing power from 300 to 250 watts, changing operating hours to unlimited time, sustaining the recommendation of Examiner Walker (Report 253). The applicant is now licensed to operate daylight hours only. The grounds for the decision were predicated on the availability of good broadcasting service in Jersey City and the fact that the requested change in assignment would not add materially to this service. As to interference the Commission said: "If this application were granted, it is probable that objectionable interference would result from the simultaneous operation of the applicant station as proposed and stations now operating on the requested frequency. -- If this application were granted, the proposed operation of the applicant station would cause interference at the Canadian boundary line in violation of the provisions of General Order 40 of the Commission."

Examiner Yost in Report 266 had recommended denial of the application of station WPCC, North Shore Church, Chicago, for authority to increase power from 500 to 1 KW. The Commission said, in denying the application, that in view of its recent action deleting WPCC a "detailed report seems unnecessary."

The application of Sherwood H. Patterson, Laramie, Wyo. for authority to erect a new station on 1340 kc with power of 500 watts and unlimited time, was permitted to be withdrawn without prejudice as recommended by Examiner Yost (Report 265).



November 21, 1931

## RADIO IN EDUCATION

Commenting editorially on an article by James Rorty in November Harper's entitled "The Impending Radio War," the New York Times on Wednesday of this week, said:

"Many who predicted for radio a bright future as an educational agent are now protesting that it is debased by advertisers. True, some find programs are broadcast. - - -

"Records of the Federal Radio Commission show that in May, 1927, 94 educational institutions were licensed to broadcast. By March 9, 1931, the number was reduced to 49. As a generous gesture commercial broadcasters offer free time on their stations to education. But during the most desirable evening hours, from 6 to 11 p.m. the advertisers fill the air, so that educators are invited to squeeze in their programs 'at hours which do not conflict with the vested interests of tooth pastes and automobile tires' or with the careers of 'established radio personalities.' Moreover they would be limited to programs which the commercial broadcasters considered "reasonably interesting" and which do not conflict with the interests of advertisers.

"To struggle for a due share of the air, the National Committee on Education by Radio was created. - - They have endorsed the Fess Bill which specifies that not less than 15 per cent of the radio broadcasting facilities under the control of the Federal Radio Commission shall be reserved for educational broadcasting.

"When the bill comes up in Congress there will be a lively discussion. Its friends can point to the achievement of the Ohio School of the Air and to similar work by other State Universities. Business interests will protect their devotion to education and acclaim the National Advisory Council on Radio in Education which has accepted the existing organization of broadcasting 'to the extent at least of working with it and through it.'"

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## STAY ORDER DENIED WCHI

The Court of Appeals of the District of Columbia this week denied the petition of station WCHI, Peoples Pulpit Association, Chicago, Ill. for a stay order against the action of the Commission in deleting the facilities of the station, and permitting full time operation by station WCKY of Covington, Ky on 1490 kc.

The same court also denied the appeal of Rev. John W. Sproul, Pittsburgh, Pa. former operator of station WMBJ. The decision of the Commission denying this station a renewal of license was sustained by the court, which said: "It appears from his testimony that since 1929 appellant has been hopelessly insolvent, with no credit standing, and has been harassed by creditors, some of them with judgments against him; that his insolvency resulted in the loss of the transmitter used by him in the operation of his station -- It was not an abuse of discretion in this case for the Commission, acting under its General Order 93, to consider and pass upon the application without hearing oral argument thereon."

The action of the Commission in deleting station WMBA, New Port, R. I. was appealed to the Court of Appeals in case No. 5555 this week. This station, licensed in the name of Leroy J. Beebe, was formerly assigned to operate unlimited time on 1500 kc with 100 watts power. The Commission in denying the station a renewal of license sustained the recommendation of its examiner.

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November 21, 1931

RECOMMENDS DENIAL WLOE RENEWAL

In an exhaustive survey covering the present ownership and financial standing of station WLOE, Boston, Mass. Examiner Hyde this week recommended denial of the application for renewal of license in Report 280. The findings of the examiner sets forth in its entirety the negotiations looking toward the transfer of the station license from the former operators, William S. Pote, and the New England Broadcasting Co. to the Boston Broadcasting Co. This agreement, entered upon in January, 1929, was made the subject of a bill in equity by the New England Broadcasting Co. filed in an effort to regain control of the station in December, 1929. In view of these conditions, the examiner concluded that statements of the Boston Broadcasting Co. with respect to ownership and control of station WLOE are "inaccurate and misleading." It was further found that the applicant's "financial status and ability is not such as to afford reasonable assurance that it will be able to maintain a meritorious service, if relicensed."

Referring to his report on the application for renewal of license of station WLOE, Examiner Hyde in Report 281 has recommended denial of the application for involuntary assignment of station facilities from Boston Broadcasting Co. to William S. Pote, Chelsea, Mass. The recommendations of the examiner indicate in the event the Commission sustains the findings in Report 280, "it would seem the same action must follow in this case." Reference is further made to the involuntary assignment application as inconsistent with provisions of G. O. 95.

Denial of the application of Fred H. Goss, Boston, Mass. for authority to erect a new station on the former assignment of station WLOE, is recommended in Report 282, on the grounds that no need has been shown for the service proposed by the applicant.

The application of David Stein and Benjamin Perlstein, Niagara Falls, N. Y. for authority to erect a new station on 1370 kc with power of 50 watts to share time with station WSVS, Buffalo, N. Y. was recommended for denial by Examiner Yost (Report 283). The report was based on the findings that the applicants for the new station failed to show the need for the additional service at Niagara Falls. The renewal of license application of station WSVS was recommended to be granted, although the station at the present time is not operating efficiently nor are the programs of such character that they would ordinarily be found to be in public interest. The examiner bases his conclusions on the evidence showing the Board of Education of the City of Buffalo will make available sufficient funds to enable the station to operate with a greater and more commendable degree of public service.

Due to failure of the applicant to comply with the terms of G. O. 102 and 116, so far as quota and transmitting equipment are concerned, the application for a new station on 1210 kc with power of 100 watts and unlimited time, submitted by Charles L. Fower, Macon, Mo. was recommended for denial by Examiner Pratt (Report No. 284).

Concluding that the station "is not at present equipped to operate in compliance with all the rules and regulations of the Federal Radio Commission," Examiner Yost nevertheless recommends the granting of renewal of license to station WCAT, South Dakota School of Mines, Rapid City, S. D. on 1200 kc with 100 watts and unlimited. The findings are based on the evidence presented by the

November 21, 1931

#### RECOMMENDS DENIAL WLOE RENEWAL (Continued)

applicant indicating the desire of the station to install new equipment and to continue as a full time station. The recommendation reads further "opportunity should be given the applicant to make such installation -- and, if within a reasonable time, it is found to be a hardship on the applicant to operate full time, then the Commission may well consider limiting the applicant to daytime operation or to sharing time with another station."

The application of station WTAD to move the station from Quincy to East St. Louis, Ill. was recommended for denial by Examiner Yost (Report 286) on the ground that such removal would deprive the public of Quincy of local radio service, and that the people of East St. Louis now "receive a fair share of radio reception." Applicant failed to show such a need for the services proposed to be rendered to the people of East St. Louis and vicinity to warrant the removal of station WTAD from Quincy and the consequent deprivation of its services to the people within its present service area," Mr. Yost concluded.

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#### WSUI SEEKS TELEVISION

Commission activities in visual broadcasting this week shifted to the middle west, when the application of the State University of Iowa for authority to erect an experimental television station at Iowa City was heard before a Commission examiner. The applicant requests the use of television bands 2000-2100; 2100-2200; 2750-2850; 2850-2930; 43000-46000; 48500-50300; 60000-80000 kc. The witness for the applicant, Professor E. B. Kurtz, Head of the Electrical Engineering Department of the University, testified that the University has conducted experiments with television since 1923, and this application was filed for the purpose of "getting a clue to the origin of interfering radio signals," and "to investigate the effect of side band interference." The witness, on being questioned, declared that all the results of the experiments would be made public by the University.

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#### LICENSE REVOCATION HEARD

The first case of a hearing on the revocation of a broadcasting station license came before Examiner Yost this week, when the action of the Commission revoking the license of station KGMP, Elk City, Okla. was protested by the former licensee, Homer F. Bryant, through D. R. Wallace of Tulsa, Okla. An attempt had been made to assign the license to D. R. Wallace before the Commission deleted the facilities of the Elk City local. This station was formerly licensed to operate with 100 watts on 1210 kc and unlimited time. The application of assignment from Bryant to Wallace was declared in default and denied by the Commission. The proposed assignee requested the hearing. According to the evidence, it is the intention of Wallace to remove the station to Tulsa if the station should be re-licensed.

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November 21, 1931.

MISCELLANEOUS COMMISSION ACTION

WLCI	The Lutheran Assoc. of Ithaca, N.Y. Ithaca, New York	Granted renewal of license 1210 kc, 50 watts, to operate from 10:45 a.m. to 12:15 p.m. on Sundays only.
KMLB	J. C. Liner Monroe, Louisiana	Granted temporary license subject to deci- sion as result of investigation concerning improper broadcasts in connection with an alleged lottery; operating without licensed operator and making changes in equipment without authority.
W9BNF	Louis W. Thomsen Luvern, Minnesota	Denied permission to operate amateur trans- mitter on Nov. 17, 18 and 19, at Sioux Falls, S. Dak. in connection with a radio broad- cast convention to be held in Coliseum.
WROL	Stuart Broadcasting Co. Knoxville, Tennessee	Granted regular renewal of license; applica- tion withdrawn from hearing docket; applica- tions involving station license have been defaulted and withdrawn.
WBSO	Babson's Statistical Organiza- tion, Inc. Needham, Mass.	Application to assign license to WBSO, Inc. reconsidered and granted. The request had been designated for hearing.
WSAR	Doughty & Welch Elec. Co. Fall River, Mass.	Granted renewal of license and application removed from hearing docket. Was set for hearing for failure to comply with G.O. 105.

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RULES AND REGULATIONS TO BE RELEASED.

Termining the new radio regulations which are to be issued shortly by the Commission as the 'broadcasters Bible', Commissioner LaFount this week declared that broadcasters need have no fear that any of the proposed rules will work any undue hardship upon them from the standpoint of continued efficient operation of their stations. On the other hand, the Commissioner said that the new rules, revised to be in handy form for ready reference, will save the station operators considerable time, worry and labor.

In the new procedure, all overlapping, ambiguous, and conflicting sections of the present regulations have been removed, and the Commission policy and view clearly set forth. Where existing laws have had to be amplified, the Commission has done so; and where it became necessary for the purpose of clarity to consolidate, this step has been taken.

The new book will be issued to all broadcasters about the middle of December as a loose-leaf publication, making it possible for the Commission to issue addenda sheets from time to time, in the effort to keep all stations advised of the current and proper practice before the Commission.

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November 21, 1931

APPLICATIONS GRANTED

At its sessions during the current week the Commission granted the following applications:

FIRST ZONE

- |      |  |   |
|------|--|---|
| WAAT | Bremer Broadcasting Corporation,<br>Jersey City, N. J. | Granted CP to install new equipment to conform to G.O.'s 111, 115 and 116.  |
| WOBS | American Radio News Corporation,<br>New York, N. Y.    | Granted Mod. C. P. change studio location locally; change type equipment and extend comp. date to January 15, 1932. |

THIRD ZONE

- |      |   |  |
|------|---|--|
| WADQ | J. Pat Scully,<br>Greenville, Mississippi | Mod. C. P. extend comp. date to 1/27/32. |
|------|---|--|

FOURTH ZONE

- |      |  |   |
|------|--|---|
| KMCR | Cedar Rapids Broadcast Co.<br>Cedar Rapids, Iowa | Granted CP to move transmitter and studio locally in Cedar Rapids.                  |
| WEXD | The Journal Company,<br>Milwaukee, Wisconsin     | C. P. (visual broadcasting) change location transmitter to 509 W. Wisconsin Avenue. |
| KCIL | Mona Motor Oil Company,<br>Council Bluffs, Iowa  | Authority to determine license input by direct measurement antenna input.           |

FIFTH ZONE

- |       |  |   |
|-------|--|---|
| KMSG  | Echo Park Evang. Association,<br>Los Angeles, California | Granted 15 day extension from Nov. 16th, to conduct program test.     |
| KGLEW | City of Fort Morgan,<br>Fort Morgan, Colorado            | C. P. make changes in equipment to conform to G. O. 111, 115 and 116. |

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LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WABC, Brooklyn, N. Y.; KGFF, Shawnee, Oklahoma.

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November 21, 1931

APPLICATIONS DENIED

WCHI	Peoples Pulpit Association, Chicago, Illinois	Denied consent voluntary assignment to Midland Broadcasting Company.
WCHI	Peoples Pulpit Association, Chicago, Illinois	Denied mod. lic. increase operating hours from sharing with stations WCKY and WJAZ to sharing with station WCKY only.
WCHI	Peoples Pulpit Association, Chicago, Illinois	Denied ren. lic. 1490 kc; 5 kw sharing with station WCKY.
WIER	Geo. W. Robinson, Steubenville, Ohio	Denied petition for rehearing on renewal of license 1420 kc; $\frac{1}{2}$ time.

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APPLICATIONS DISMISSED

The following applications were dismissed this week by the Commission at the request of the applicants:

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
2-PS-2309		WJBE	James F. Hopkins, Inc., Detroit, Michigan	C. F. 1370 kc; 100 watts; share with WIBM

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RENEWAL LICENSES ISSUED

At its session during the current week the Commission issued renewal licenses to the following stations:

WFDV, Rome, Ga.; WJEW, New Orleans, La.; WKDC, Birmingham, Ala.; KFGQ, Boone, Iowa; KFJY, Fort Dodge, Iowa; KFXM, San Bernardino, Calif.; KSMR, Santa Maria, Calif.; KWCR, Cedar Rapids, Iowa; WEDR, Buffalo, N. Y.; WSOC, Gastonia, N. C.; KGIU, Ketchikan, Alas.

Temporary licenses were issued to the following stations, subject to such action as the Commission may take after hearing on station's renewal application: WCAK, Burlington, Vt.; WMDG, Richmond, Va.; WNEK, Springfield, Vt.; WSIX, Springfield, Tenn.; KFWE, St. Louis, Mo.; KFXJ, Grand Junction, Colo.; KGFV, Ravenna, Nebr.; WMRJ, Jamaica, N. Y.

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November 21, 1931

APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

WJBC	Kaskaskia Broadcasting Company, LaSalle, Illinois	Requests CP move transmitter and studio from LaSalle, Ill. to Racine Wis; make changes in equipment; change frequency from 1200 to 1500 kc, and change hours of operation from sharing with WJBL to half time.
WRNJ	Racine Broadcasting Corp., Racine, Wisconsin	Requests CP to install new equipment, increase day power to 250 watts. (Facilities of WJBC).
WOMT	Francis M. Kadow, Manitowoc, Wisconsin	Renewal of license set for hearing because station appears to be operating less than 12 hours daily; temporary license issued pending hearing and decision.
WJBC	Wayne Hummer & H. J. Dee, D/B as Kaskaskia Brdcstg Co., LaSalle, Illinois	Renewal application set for hearing and temporary license granted pending decision of WRNJ's application for this station's facilities.
WRBL	WRBL Radio Station, Inc., Columbus, Georgia	Renewal application set for hearing and temporary license granted pending decision as result of hearing to be held in re violation by licensee of G. O.'s 111 and 115, also as to alleged improper broadcasts over station.
NEW	Troy Broadcasting Company, Troy, Alabama	C. P. new station 1500 kc; 50 watts daytime.
NEW	S. A. Lutgen, Wayne, Nebraska	C. P. new station 1310 kc; 100 watts share with station KGEW
WMPC	First Methodist Church, Lapeer, Michigan	Ren. Lic. 1500 kc; 100 watts; unlimited.
WOPI	Radiophone Broadcasting Station, WOPI, Inc. Bristol, Tennessee	Ren. Lic. 1500 kc; 100 watts; unlimited.

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November 21, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, November 23, 1931. All hearings commence at 10 a.m.

TELEVISION

MONDAY, November 23, 1931

Docket #1358	NEW	Knickerbocker Brdcstg. Co. New York, N. Y.	C. P.	2850-2950 kc	1 KW Unlimited time
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BROADCASTING

TUESDAY, November 24, 1931

Docket #1397	WHDL	Tupper Lake Brdcstg. Co. Inc., Tupper Lake, N. Y.			Hearing on order revoking station's license.
Docket #1319	WHDL	Tupper Lake Brdcstg. Co. Inc., Tupper Lake, N. Y.	C. P.	1220 kc	1 KW Daytime, sharing with WCAD

Present Assignment: 1420 kc, 100 w. daytime

Docket #1405	WCAD	St. Lawrence University Canton, New York	Ren. Lic.	1220 kc Daytime	500 Watts
Docket #1414	KGRS	E. B. Gish, (Gish Radio Serv.) Amarillo, Texas	Ren. Lic.	1410 kc	1 KW Shares equally with WDAG
Docket #1415	WDAG	National Radio & Brdcstg. Corporation, Amarillo, Texas	Ren. Lic.	1410 kc	1 KW Shares equally with KGRS
Docket #1418	W9AJD	Joy P. Miller, Ashland, Nebraska			Hearing on order revoking Amateur License
Docket #1322	WEAO	Ohio State University Columbus, Ohio	Ren. Lic.	570 kc	750 Watts Shares with WKBN
Docket #1339	WKBN	WKBN Broadcasting Corp., Youngstown, Ohio	Ren. Lic.	570 kc	500 Watts Shares time with WEAO

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LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: WAWZ, Zarephath, N. J. KLRA, Little Rock, Ark., WGN, Chicago, Ill.; KFXD, Nampa, Idaho; WJMS, Ironwood, Mich.; WJTL, Oglethorpe University, Georgia.



November 21, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
		<u>FIRST ZONE</u>	
1-PB-2389	WDEL	WDEL, Inc. Wilmington, Delaware	C. P. move station locally
1-MPB-273	WRDO	WRDO, Inc., Augusta, Maine	Mod. C. P. extend commencement and completion dates to 11/15/31 and 12/31/31 respectively.
1-MLB-911	WMSG	Madison Square Gard. Corp., New York City	Mod. Lic. increase hours of operation (Facilities of WCDA)

The applicant is now licensed to operate on 1350 kc with 250 watts sharing time with stations WCDA, WAWZ, and WBNX. Station WCDA is located in New York City, licensed in the name of Italian Educational Broadcasting Company. The facilities requested are charged 0.1 unit, under the New York State quota.

1-PB-2393	WEVD	Debs Memorial Fund, Inc. New York, N. Y.	C. P. move transmitter to Newton Creek, Brooklyn, N. Y. and install new equipment.
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The applicant is licensed to operate on 1300 kc with power of 500 watts sharing time with stations WBBR, WHAP, and WHAZ.

SECOND ZONE

2-PB-2390	NEW	Pillar of Fire, College Hill, Cincinnati, Ohio	C. P. erect new station 1420 kc with 100 watts and unlimited.
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The closest station to Cincinnati on the requested frequency is WELL at Battle Creek, Michigan, a distance of approximately 235 miles. The Second Zone is under quota; Ohio is under quota. The granting of this application would increase the quota 0.2 unit.

2-MLB-905	WTAR	WTAR Radio Corporation, Norfolk, Virginia	Mod. Lic. increase power from 500 watts to 500 watts night, 1 kw daytime.
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As originally reported the application requested 1 KW, both day and night. The applicant operates on a Canadian Shared channel and the maximum night power on such assignments, under G. O. 40, is 500 watts. The applicant is now licensed to operate on 780 kc with unlimited time. The closest stations on this frequency are WEAN, Providence, R. I. operating with power of 250 watts and 450 miles distant; WMC, Memphis, Tenn., with 500 watts and 780 miles distant. The Second Zone is under

November 21, 1931

APPLICATIONS RECEIVED (Continued)

quota; Virginia is over quota. The granting of this application would increase the quota.

2-PB-2372	NEW	Eastern Ohio Brdcstg. Co. New Philadelphia, Ohio	C. P. for new station on 850 kc amended to request operation until sunset at New Orleans instead of Shreveport, La.
2-PB-2387	WAIU	Associated Radiocasting Corp. Columbus, Ohio	C. P. change equipment and increase power from 500 to 1 KW

The applicant is now licensed to operate as a Limited Time Station on 640 kc. This channel is assigned to the Fifth Zone and is now used by station KFI, Los Angeles, California. The Second Zone is under quota; Ohio is under quota. The granting of this application would increase the quota.

2-SAB-17	WLAP	American Brdcstg. Corp., Louisville, Kentucky	Request for extension of special authority to operate on 1010 kc with 250 watts and $\frac{3}{4}$ time.
2-PB-2394	NEW	Theo. F. Zemla, Leroy Pelletier, and Harold T. Coughlan, Pontiac, Michigan	C. P. erect new station on 800 kc with 500 watts and daylight operation.

The frequency requested is now assigned under G. O. 40 to the Third Zone and is used by stations WBAP, Fort Worth and WFAA, Dallas, Texas. The distance from the proposed location to Dallas is approximately 1015 miles and 1030 miles to Fort Worth. The Second Zone is under quota; Michigan is under quota. The granting of this application would increase the quota. This application supercedes another filed in February, 1931 by Theodore F. Zemla (2-PB-2031) requesting authority to erect a new station on 1210 kc, which was later amended to request 800 kc.

THIRD ZONE

3-SAB-18	KTHS	Hot Springs Cham. Comm., Hot Springs, Arkansas	Special authority operate 970 kc from 3.00 to 6.30 p. m. CST on January 1, 1932 only.
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FOURTH ZONE

4-PB-2388	NEW	Black Hills Broadcasters, Sturgis, South Dakota	C. P. erect new station on 1200 kc with 15 watts and share with WCAT.
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## APPLICATIONS RECEIVED (Concluded)

FOURTH ZONE (Continued)

The facilities of station WCAT at Rapid City, South Dakota, are sought on a part time basis. The station is licensed in the name of South Dakota State School of Mines. The granting of the application would not increase the quota.

4-MLB-910	WLBC	Donald A. Burton, Muncie, Indiana	Mod. Lic. change from sharing with station WJAK to simultaneous day light operation and share at night.
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Station WJAK was recently granted a construction permit to move to Elkhart, Indiana. This is a distance of approximately 115 miles from Muncie.

FIFTH ZONE

5-MPB-272	KIT	Carl E. Haymond, Yakima, Washington	Mod. C. P. to omit change in transmitter and studio location.
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## APPLICATIONS RETURNED

During the current week the Commission returned the following applications, either for the reason that the applicants failed to answer correspondence, or the applications did not comply with Commission regulations:

2-P-B-2365	Westmoreland Co. Radiophone Service, Youngwood, Pennsylvania	NEW Cons. permit for new station on 810 kc. (Similar application denied 6/24/31)
3-P-B-2377	H. R. Fischer, Paris, Arkansas	NEW C. P. for new station on 1500 kc. (Did not comply with G. O. 116 & 102)
2-A1-B-286	Stanley M. Krohn, Jr. Dayton, Ohio	WSMK Vol. assignment to WSMK, Inc., (did not answer Commission's letters.)
4-ML-B-901	Nebraska Wesleyan University Lincoln, Nebraska	WCAJ Modification of license for 1 Kilowatt power. (G.O. 102)
4-ML-B-899	Kaskaskia Brdcstg. Company LaSalle, Illinois	WJBC Modification of license for unlimited time. (G.O. 102)
3-P-B-2375	Stuart Broadcasting Corporation, Knoxville, Tennessee	WROL Construction permit to move transmitter and increase day power (Facilities of WFBC not sufficient.)

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

November 28, 1931

## STABILITY

A comprehensive program with stability for the industry as its keynote was mapped out for the National Association of Broadcasters for the next year by the Executive Committee of the Association during a two-day meeting in Washington.

The Committee considered ways and means for carrying out the various resolutions adopted by the membership at the Detroit meeting.

Every problem now confronting the industry, legal, legislative and economic, was considered during the Committee meetings and definite plans were made with a view to their solution.

The program for the year, by far the most elaborate yet laid before the Association, will require the wholehearted support of the entire membership. It can be financed only if additional members are secured. Each member is therefore urged to aid the membership committee in obtaining new members.

While the membership of the Association now stands at its highest peak in nine years, the roster should include a large number of stations which should contribute their financial and moral support to the Association.

The program for the year not only will attract the support of the largest and smallest station in the country but will need the support of the entire industry if it is to succeed.

November 28, 1931

## GOVERNMENT OWNERSHIP IMPRACTICAL

European broadcasting may be all right for Europeans but only American broadcasting will satisfy Americans, according to Commissioner Harold A. La Fount.

"Should the Government of the United States try to control radio broadcasting," said Commissioner LaFount, "the expense would run high into the millions. The Government either would have to buy enough of the existing stations to cover the United States area, or would have to junk existing stations and build new ones. Either procedure would cost millions of dollars. Then, there would be the cost of keeping these stations in operation without sponsored programs.

"In England a comparatively small number of stations serve their entire listening public. In the United States, many stations would be required, if this country's millions of listeners were served adequately.

"Commercial stations are glad to give time to educational institutions, when these institutions have enough money to pay for their programs. No stations, though, will give time to an educational institution as a regular practice, when the station can make money from sponsored commercial programs.

"When educators make their programs interesting enough, commercial firms will sponsor them, and broadcasting chains will compete for the privilege of broadcasting them. Until then, however, programs will continue much as they are at present.

"The public is the sole judge. Stations give them what they wish for. If educators can show stations that the public wants their programs, educational broadcasts will have a prominent place on the programs of every station in the United States.

"The United States system of broadcasting is exactly the same as that of England, except that in this country commercialism is the dictator, while in Britain the rule is vested in Government."

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## NUMBER OF STATIONS SHOWS GAIN

A substantial increase in the number of radio stations of nearly all classes in the United States will be shown in the new editions of the lists of Commercial and Government Radio Stations and Amateur Radio Stations of the United States, for the year ended June 30, 1931, which will be released by the Superintendent of Documents, Government Printing Office, about December 1, according to W. D. Terrell, Director of the Commerce Department's Radio Division.

The increase is notable in the amateur list where an increase of about 4,000 names of licenses is indicated, making a total of 22,739 stations listed. The Commercial and Government List this year in addition to data carried in previous years will also contain lists of stations transmitting weather reports and time signals.

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## FIGHT TO FINISH LOOMS

A fight over government ownership of broadcasting facilities, laid on the doorstep of commercial broadcasting by certain newspapers and educational organizations, looms in the next session of Congress. The NAB, supported by resolutions unanimously adopted at Detroit, is preparing for the battle and the aid of the entire industry will be needed. A systematic collection of facts and figures will be the first step in the fight and stations are urged to cooperate with the NAB in preparing for the fight in which every station and some 60,000,000 of American people have an interest. The broadcasters will not be caught off guard in this most important fight. The Executive Committee this week outlined the course which will be followed by the industry in meeting this opposition.

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## RADIO SET A NECESSITY

The Executive Committee of the NAB went on record this week as opposed to any proposal on the part of Congress to tax radio receiving sets as a luxury. The Committee takes the position that radio sets have now become a necessity in the average American home.

This position finds support in the decision of Judge Walter A. Kipp of the Second Judicial District of Bergen County, N. J. who held that a radio set was a necessity in a home having an income of \$30 a week. The New Jersey Supreme Court upheld this view this week. "The proofs tend to show," said the Supreme Court, "that the article was suitable in view of the rank, position, fortune, earning capacity and mode of living of the husband." The case arose out of the failure of the husband to pay for a \$425 radio-phonograph purchased by the wife.

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## WILL SEEK FEDERAL RADIO TAX

Congressman La Guardia of New York this week advocated a proposal to place a blanket tax on the entire radio industry. Mr. La Guardia said that if the statement of leaders in broadcasting and other phases of the industry as to their prosperity are true, then they should be called upon to help the United States out of this financial distress.

With the declaration that he had analyzed figures given out by the networks and the manufacturers, Representative La Guardia said this industry could yield \$1,000,000 in Federal taxes. It is proposed to place a flat tax of 25 per cent on the revenue derived by broadcasting stations from advertising contracts. Another rate of 10 per cent would be fixed for the sale of radio apparatus of all kinds, including receiving sets and tubes.

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## ANNOUNCE CHRISTMAS RECESS

The Federal Radio Commission this week decided to recess for the Christmas holidays from December 22 until January 4.

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November 28, 1931

## SEND IN YOUR COMMENTS

The following communication was received this week from the State Department:

"The Department has received a note from the French Embassy in which it is stated that a French Government colonial radio broadcasting station at Pontoise is transmitting on the following schedule:

From 2.00 to 5.00 p.m. 19.68 meters, east to west antenna;  
(15240 - 15245 kc)

From 5.30 to 8.30 p.m. 25.20 meters, north to south antenna;  
(11900 - 11910 kc)

From 9.00 p.m. to midnight, 25.63 meters, east to west antenna.  
(11680 kc)

"The note states that two simultaneous emissions may take place on Saturday and Sunday. The time given is Greenwich mean time.

"The Ambassador has requested that he be informed as to the suggestions of American broadcasting companies with respect to the advantage they might possibly derive from the emissions of the French station.

"The Department will be pleased if you will make such comments as you may care to with respect to the operations of the station mentioned."

Members of the Association are requested to send their comments to the Managing Director who will submit them in a report to Mr. Barnes of the Treaty Division.

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## BBC DISCUSSED IN PAMPHLET

Educational programs presented by the British Broadcasting Corporation are discussed in a report made public this week by the Office of Education. The report discusses the organization of the BBC and also the method of presentation and content of educational programs. Dr. C. M. Koon of the Office of Education said he had no comments to make on the merits of the British system but that the report was being made available merely for the diffusion of information on the subject of radio and education.

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## CCIR GROUP HOLDS MEETING

A sub-committee composed of Messrs. Redman, Gross, Briggs, Hogan, Dellinger, Walls, Espenschied and Guest was appointed at the meeting this week of the conference preparing for the third meeting of the CCIR for the purpose of studying the question of allocation of frequency bands. Among the subjects which this group will study is the value of certain low frequencies for broadcasting purposes. The International Broadcasting Union is advocating use of frequencies from 150 to 224 kc for broadcasting and a determined fight for allocation of these bands for that purpose will take place at the Madrid conference next September. American broadcasters are expected to urge adoption of the Union's proposal.

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November 28, 1931

#### WMBA GRANTED STAY ORDER

Station WMBA, Newport, R. I. assigned to 1500 kc with power of 100 watts, this week was granted a stay order by the District of Columbia Court of Appeals against the recent action of the Commission denying the applicant a renewal of license. The decision of the Commission was based on an adverse recommendation of the examiner.

The court denied the motion of Norman Baker, former operator of Station KTNT, Muscatine, Iowa (Docket No. 5418) asking additional time until March 15 to make deposits of costs for printing the record. Station WIBO, Nelson Brothers Bond & Mortgage Co. Chicago, and Station WPCC, North Shore Church, Chicago, were granted an additional fifteen days in which to file designation of the record in Docket Nos. 5530 and 5533, involving the appeal filed by these stations against Commission action deleting their facilities in favor of Station WJKS, Gary, Ind.

The same court denied the Commission motion to set aside the stay order recently granted to station WKBO, Camith Corporation, Jersey City, N. J. (Docket No. 5545) and station WNJ, Radio Investment Co. Newark, N. J. (Docket No. 5546). After hearing, the Commission deleted these stations in favor of the application of station WHOM, New Jersey Broadcasting Corporation, Jersey City, N. J. requesting increased operating hours on 1450 kc.

The petition of station WCKY, Covington, Ky, to intervene in the appeal taken by station WCHI, Midland Broadcasting Corporation, Chicago (Docket No. 5557) was also granted by the court.

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#### INSTRUCTED TO FOLLOW ICC CASE

The Executive Committee instructed the Managing Director to attend the hearing in New York on December 14 on the complaint filed by the Sta-Shine Company against the National Broadcasting Company and Station WGBB, Freeport, N. Y. in which the Interstate Commerce Commission is asked to determine the rates which may be charged by broadcasting stations. The Association will follow each step in the case and should it become necessary a petition to intervene will be filed.

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#### WISCONSIN AGAINST TIME CHANGE

Setting out that state law prohibits the use of any but Central Standard Time within its borders, the State of Wisconsin this week filed with the Interstate Commerce Commission a petition opposing the adoption of Eastern Standard Time for the State of Michigan. Wisconsin alleges that a change in time in Michigan would result in confusion.

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#### ILLINOIS SET CENSUS HIGH

Showing more than one-half of the families in the state of Illinois have radios, the Bureau of Census announced this week that out of 1,934,445 families in the state, 1,075,134, or 55.6 per cent, are owners of receiving equipment.

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November 28, 1931

## OPPOSES GOVERNMENT CONTROL

Politicians and certain organized groups who are decrying the American system of broadcasting too frequently forget that the great American public has something to say about broadcasting. Here is a letter from Mrs. Margaret Hall of Norristown, Pa. which is fairly representative of the reaction to the broadcast of the NAB convention:

"Heard broadcast from Detroit of National Association of Broadcasters and hope it is not so about government control. The majority of the people do not mind the advertising if the artists or the program suits them. I'd burn my radio up before I'd pay the U. S. money to listen to what they thought we should listen to. I'm just one of hundreds who feel the same way about this."

And those who are urging that American radio leadership follow the inferior European systems will not find much solace in the report of Dr. Willis Eugene Everett of San Rafael, Calif. recently returned from a six months stay in Europe. He says:

"To really appreciate the methods and operation of the National and Columbia systems of broadcasting in America one must actually travel in the various countries of Europe and note the very great difference in programs, in announcing, and in the executive studio operation of radio broadcast work."

"The majority of the radio receivers speakers and aeriels that are used by the peoples of Europe cannot compare with the average class of radio receivers, speakers and aeriels that are used by the peoples of America; and, consequently, the tone volume clarity and character of the best of the American programs are vastly superior to similar programs in Europe -- both in long wave and short wave work."

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## RMA DIRECTORS MEET

Meeting at Cleveland, Ohio, recently the Board of Directors of the Radio Manufacturers Association considered the present status of television, the patent problem and the proposed tax on radio equipment. Preliminary plans for the 8th Annual RMA convention and trade show at Chicago, beginning May 23, 1932, were also given attention. J. Clarke Coit of Chicago, President of the RMA, presided at the meeting.

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## ONTARIO CENTER CANADIAN RADIO

Eighty per cent of the radio industry of Canada is concentrated in Toronto, Ontario, according to a recent government survey made for the Radio Manufacturers Association and reported to the Department of Commerce by Trade Commissioner L. A. France.

Contrary to predictions in the late Fall of 1929, sales of receiving sets have shown an increase. Production for 1930 totaled \$22,776,000 (223,228 sets), as compared with about \$20,775,000 for the previous year. In 1930, 170,082 units, valued at \$19,196,936, were completely manufactured or assembled in Canada, while the remainder were manufactured to some extent north of the border. Ontario absorbed approximately half of the 1930 output.

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November 28, 1931

RECOMMENDS DENIAL WLWL INCREASED TIME

In recommending to the Commission denial of the request of station WLWL, New York City, for increased operating time on 1100 kc, sharing with station WPG, Atlantic City, N. J. Examiner Yost this week (Report No. 288) interpreting Section 4, paragraphs (c) and (e) of G. O. 105, ruled that applications for increased operating hours, where stations have been previously operating on a mutual time sharing agreement, may be properly heard on an application of renewal of license filed by the station seeking more time. Station WPG, at the hearing, contended that the only application before the examiner requested a renewal of license, and as such, the existing time division was the only one that could be considered without station WLWL filing an application for modification of license.

The opinion of the examiner is based on the fact that station WLWL had given notice to the Commission of the inability of both stations to reach an acceptable time sharing agreement, and that the notice of hearing mailed to both stations by the Commission contained the following statement:

"The specific grounds mentioned are not to be considered as exclusive of other grounds for the action and eventual decision of the Commission."

The contention of Station WPG that the applicant should have requested facilities now being used in New York State as provided by that part of G. O. 102 which reads "Applications from states \* \* \* \* which are over quota should be for facilities already in use in that state." was denied by the examiner. In answer to this argument the report says:

"The very nature of this case is such that it is obvious station WLWL could not apply for facilities already in use in the state of New York, inasmuch as the facilities desired by station WLWL are now assigned to the state of New Jersey. Therefore, in the opinion of the Examiner, G. O. 102 does not apply in this case."

In concluding his recommendations, the examiner found both stations were operating in the public interest, but that the granting of the application of the New York station "would make more inequitable the distribution of radio broadcasting facilities among the states and be contrary to the General Orders of the Federal Radio Commission and the Davis Amendment to the Radio Act of 1927."

With the statement "it does not appear from the evidence submitted that the service of WBAX is so superior or that the public need for the full time operation of that station is such as to warrant the granting of the WBAX application and the denial of the WJBU renewal application," Examiner Hyde this week recommended denial of the application of station WBAX, Wilkes Barre, Pa. for unlimited time on 1210 kc. (Report No. 289). The applicant is now licensed to share time with station WJBU, Lewisburg, Pa. operated by Bucknell University.

The application of S. M. Baruch, trustee for Fresno Broadcasting Co. Fresno, Calif. for construction permit to erect a new station on 1350 kc with power of 500 watts and unlimited time was recommended for denial as in cases of default by Examiner Hyde (Report No. 290), as the applicant failed to enter an appearance.

The application of M. F. Jewell and M. C. Jewell, Hood River, Oregon, for authority to share time with station KMED, Medford, Oregon, on 1310 kc was also recommended for denial as in cases of default by Examiner Hyde (Report No. 291).

November 28, 1931

RECOMMENDS DENIAL WLWL INCREASED TIME (Continued)

In the same report, the examiner recommended issuance of a regular renewal license to station KMED.

Due to the little use which has been made of the facilities assigned to station KFUP, Denver, Colo. Examiner Walker recommended (Report No. 292) denial of the station's application for renewal of license. This station is now licensed to operate on 1310 kc with power of 100 watts sharing time with station KFXJ, Grand Junction, Colo. The facilities were also sought by Rev. S. H. Patterson of Denver, Colo. who has requested that consent to voluntary assignment of the license from the present licensee be granted to him. In this connection, the examiner said after recommending that the KFUP renewal be denied, "it seems actually unnecessary to further consider the application for voluntary assignment of license, there being no license to assign if the renewal application is denied." The comment is made, however, that the same service proposed to be rendered by the Rev. Patterson is now available to listeners in the Denver area from other stations.

In the same report consideration is given to the application of Harry Byron Lee of Lamar, Colo. for a daytime assignment on this same frequency. This application is recommended for denial by the examiner on the ground no showing has been made to indicate the satisfactory operation of the station at Lamar, nor is there sufficient evidence to indicate that financial support will be forthcoming to assure completion of the proposed project. The application of station KFXJ to use the balance of the unassigned time on the assignment was denied as in cases of default.

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UNLICENSED STATIONS INDICTED

The Grand Jury for Craighead County, Arkansas has indicted the Boden Electric Company, Jonesboro, Ark. charging operation of a broadcasting station without having an operator's license. The indictment requesting that the station owners be charged with operating a radio station without a license issued by the Federal Radio Commission was refused. The station is said to have been broadcasting on an approximate frequency of 870 kc with power of 50 watts. This channel is now assigned to stations WENR and WLS of Chicago.

Clive Lankford, alias I. C. Lankford, Seymour, Texas, was indicted and plead guilty to the charges placed against him of operating a broadcasting station without a duly authorized license from the Radio Commission and of operating a radio station without a licensed operator. The call letters that were used by Lankford were KTST.

Assistant General Counsel Ben S. Fisher, and George S. Smith, Chief of the License Division of the Commission assisted in the prosecution of both cases.

There are other cases of unlicensed broadcasting stations now pending in which the Commission will assist in prosecuting.

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## NEW STATION GRANTED

Sustaining the recommendation of Examiner Yost (Report 206) the Commission this week granted the application of York Broadcasting Co. York, Pa. for authority to erect a new broadcasting station on 1000 kc with power of 1 KW and daylight operation. At the same time, the request of the Lancaster Broadcasting Co. Lancaster, Pa. to use the same facilities in that city was denied, sustaining Examiner Yost (Report 206).

In granting the request for the new Pennsylvania station, the Commission concluded the city of York and vicinity do not now receive dependable daytime service, "which the granting of this application would provide." It was held that the applicant for the station has sufficient financial ability to construct and properly operate the station, and the proposed programs seem to be "well diversified and generally meritorious."

The denial of the requested assignment at Lancaster was predicated on the grounds that the station at York and the proposed Lancaster station could not operate simultaneously "from an engineering standpoint." The conclusions of the Commission state that there are now two radio broadcasting stations at Lancaster, and the city and vicinity receive good broadcasting service from these two stations "and the program service is well designed to meet the needs of the listening public and generally meritorious." In view of this finding, the Commission held that there did not appear to be any need for an additional broadcasting station at Lancaster.

The application of John E. Hess, York, Pa. for a construction permit to erect a new station on 1500 kc with 100 watts and unlimited time was denied by the Commission sustaining the recommendation of Examiner Walker (Report 217). The Commission found that the operation of the proposed station would result in serious interference with the services of existing stations on the requested frequency and "would substantially decrease the present service areas of these stations and materially limit the service of the proposed station." Another conclusion was this statement: "It does not appear that sufficient talent would be available to insure the broadcast of acceptable programs by the proposed station."

The applications of Charles Smuck, Springfield, Mo. and Clarence M. Doyle, Philadelphia, Pa. were denied as in cases of default, sustaining the recommendations of examiners in Report Nos. 272 and 270.

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## CHICAGO COURT GRANTS WCHI STAY

The Court of Appeals for the 7th Circuit sitting in Chicago has granted a petition of Station WCHI, Chicago, enjoining any legal proceedings against the operation of this station on 1490 kc with power of 5 KW. The station was denied a renewal of license by the Commission, and the application of station WCKY, Covington, Ky for unlimited time on this frequency was granted.

The Chicago station appealed to the District of Columbia Court of Appeals, and at the same time sought a stay order against the action of the Commission denying further authority to operate. The District of Columbia court refused the request for the enjoining order. The Illinois court has no jurisdiction in Kentucky and the result is that both station WCHI and WCKY are now operating simultaneously on this assignment.

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November 28, 1931

MISCELLANEOUS COMMISSION ACTION

WSFA	Montgomery Broadcasting Co. Inc. Montgomery, Alabama	Granted permission to intervene in the application of O. H. Stephens for C. P. for 100 watt station, 1500 kc, to share with KGKB.
WPCC	North Shore Church Chicago, Illinois	Denied informal request for permission to install a transmitter in same location from which station is now broadcasting under a stay order from Court of Appeals of the District of Columbia.
WPTF	Durham Life Insurance Co. Raleigh, North Carolina	Denied Mod. Lic. change transmitter location to 10 miles N. W. Raleigh, and increase power to 5 KW.

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TELEVISION HEARING POSTPONED

The application of the Knickerbocker Broadcasting Co. New York, N. Y. for authority to erect an experimental television station on the band from 2850-2950 kc with power of 1 KW and unlimited time was scheduled for hearing on Monday, November 23. At the request of the applicant the hearing was postponed until Nov. 30.

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OSU SEEKS MORE TIME

The application of station WEAO, operated by Ohio State University at Columbus to increase its operating assignment on 570 kc was heard before Examiner Walker at the Commission this week. The University station is now licensed to share time with station WKBN at Youngstown, Ohio. The applicant now requests authority to operate from 9 to 11 a.m. and from 12.30 to 4.00 p.m. each day except Sunday. Additional hours are also sought as follows: on Mondays and Thursdays from 7.00 to 10.00 p.m.; Wednesdays and Fridays from 7.00 to 11.00 p.m. and on Saturdays from 8.00 to 9.30 p.m. During October and November Station WEAO asks that it be assigned time from 4.00 to 5.00 p.m. on Saturday afternoons in order to broadcast events of special interest.

The station claims that if the additional time is granted the University will broadcast a course of instruction in French and Spanish; a round table discussion for one evening half-hour; courses in Sociology, Economics, Political Science, Art, Business Psychology, Agriculture, and Bacteriology. All these instructions under the proposed plan are to be presented in the evening hours and on time now assigned to the Youngstown station.

The applicant admitted on questioning that the response to courses of radio instruction in French and Spanish during 1930 had been very small, and quite unsatisfactory from the standpoint of the University. It was not shown what changes were to be made in order to secure more interest in this particular class of program. Station WKBN vigorously opposed the introduction of statements on behalf of the Columbus station tending to show the need for the added hours sought.

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## APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

FIRST ZONE

WJAT	Bromer Broadcasting Corp., Jersey City, N. J.	Granted authority to operate from 12 midnight Dec. 19th to 6AM Dec. 20th, in order to broadcast special benefit program.
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THIRD ZONE

WBHS	The Hutchens Company, Huntsville, Alabama	Granted mod. C. P. approving selected site for transmitter location.
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FOURTH ZONE

WJBL	Commodore Broadcasting, Inc. Decatur, Illinois	Granted authority to remain off the air for 14 days from Nov. 21st, on account of partial destruction of transmitter by fire.
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## LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WJBY, Gadsden, Ala., WJAX, Elkhart, Ind., WPRO, Providence, R. I., KLRN, Little Rock, Ark., WDR, Memphis, Tenn., KGBU, Hetchikan, Alas.; LSEI, Pocatello, Idaho.

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## APPLICATIONS DISMISSED

At its sessions during the current week the Commission dismissed the following application at the request of the applicants:

WHOM	New Jersey Broadcasting Corp., Jersey City, N. J.	Mod. of Lic. 1050 kc, 250 watts, daytime to sunset on Pacific Coast.
NWV	Mackay Radio & Telg. Company, Las Vegas, Nevada	CP, 4410-6815 kc, 500 watts
W9XD	The Journal Company, Milwaukee, Wisconsin	CP, 2850-2950 kc, 1 KW
WLV	The Journal Company, Milwaukee, Wisconsin	CP, 1550 kc, 250 watts, unlimited.
WJR	WJR, The Goodwill Station, Inc., Pontiac, Michigan	CP, 750 kc, 50 KW
NWV	The Tribune Company, Chicago, Illinois	CP, 2850-2950 kc, 750 watts.
NEW	Congress Square Hotel Company, Portland, Maine	C. P. Visual Broadcasting 43 to 46 megacycles; 48.5 to 50.3 megacycles; 60 to 80 megacycles $\frac{1}{2}$ to 5 KW - 4 hrs. daily.

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November 28, 1931

#### RENEWAL LICENSES ISSUED

At its sessions during the current week the Commission issued renewal license for the regular period to the following stations: WJAK, Elkhart, Ind. and WROL, Knoxville, Tenn.

On Friday of this week the Commission reconsidered its action of November 13, and issued regular renewal license to the following stations: WFBG, Altoona, Pa. and WJAC, Johnstown, Pa.

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#### TEMPORARY RENEWALS ISSUED

At its sessions during the current week the Commission issued temporary licenses to the following stations, subject to such action as the Commission may take on the station's pending application for renewal for the regular period:

WABI, Bangor, Me; WCAT, Rapid City, S. D.; WFBC, Canton, Ohio; WIL, St. Louis, Mo.; WJBU, Lewisburg, Pa.; WKAV, Laconia, N. H.; WLEG, Petersburg, Va.; WFBO, Silver Haven Pa.; WNBW, Carbonale, Pa.; WRAW, Reading, Pa.; WTSL, Laurel, Miss.; KFPM, Greenville, Texas; KFXR, Oklahoma City, Okla.; KGDE, Fergus Falls, Minn.; and KWEA, Shreveport, La.

Stations KFUP, Denver, Colo.; KGMP, Elk City, Okla.; KMED, Medford, Oregon, WALR, Zanesville, Ohio; and WJBY, Gadsden, Ala. were issued temporary licenses until January 1, 1932, subject to termination at any time by the Commission as a result of any pending proceeding involving the present status of the stations.

A temporary license was issued to Station KGBX, St. Joseph, Mo. subject to an investigation now being conducted by the Commission as to interference.

Pending an investigation to determine whether the station is being operated in accordance with G. O. 105, 11, and 116, the Commission issued a temporary license to station WHBU, Anderson, Ind.

Pending receipt and action of the regular applications for renewal of license, stations WMBO, Auburn, N. Y. and WFBC, Knoxville, Tenn. were issued temporary licenses until January 1, 1932.

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#### WANT GOVERNMENT OWNERSHIP

The California Press Association recently adopted the following resolution:

"Resolved, that we favor government supervision of all radio programs along the lines followed in Continental Europe, and a stricter control of the air, in the interests of better entertainment for the people."

The organization discussed the advisability of taking united action to obtain government programs.

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November 28, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, November 30, 1931. All hearings commence at 10 a. m.

MONDAY, November 30, 1931

VISUAL BROADCASTING

Docket #1358 NEW Knickerbocker Brdcastg. Co. Inc. C. P. 2850-2950 1 KW  
New York, N. Y. Unlimited time.

TUESDAY, December 1, 1931

BROADCASTING

Docket #1347 NBS John E. V. Jasper C. P. 1500 kc 50 W  
Sherman, Texas Share with KGEB

Docket #1407 NBS O. H. Stephens, D/B as C. P. 1500 kc 100 W  
The Voice of Montgomery Daytime, sharing  
Montgomery, Ala. with KGEB

Docket #1390 KGFB T. E., E. M. & C. T. Wilson Ren. Lic. 1500 kc 100 W  
D/B as Eagle Publishing Co., Unlimited time.  
Tyler, Texas

Docket #1389 KGFB T. E., E. M. & C. T. Wilson Vol. Assign  
D/B as Eagle Publishing Co. of Lic. 1500 kc 100 W  
Tyler, Texas Unlimited time

Docket #1406 KRMD Robert M. Dean, C. P. 1310 kc 100 W.  
Shreveport, Louisiana Shares with WTSL

Present assignment: 1310 kc, 50 w. shares  
with WTSL

Docket #1288 KRMD Robert M. Dean, Mod. Lic. 1310 kc 50 W.  
Shreveport, Louisiana Part time - non-dividing

Docket #1422 WTSL G. A. Houseman, Ren. Lic. 1310 kc 100 W.  
Laurel, Mississippi Divides with KRMD

THURSDAY, December 3, 1931

TELEVISION

Docket #1356 NEW WJR, The Goodwill Station C. P. 2000-2100 kc 500 W  
Incorporated, 12 hrs. day, 7 hrs. night  
Pontiac, Michigan



November 28, 1931

HEARING CALENDAR (Continued)

Docket #1356	NEW	WJR, The Goodwill Station Inc., Pontiac, Michigan	C. P.	42000-46000 48500-50300 60000-80000 kc	200 W.
Unlimited time for experimental purposes only.					
Docket #1423	New	The WGAR Broadcasting Co., Cuyahoga Heights Village, Ohio	C. P.	43000-46000 48500-50300 60000-80000 kc	200 W.
Unlimited time for experimental purposes only.					

FRIDAY, December 4, 1931

BROADCASTING

Docket #1327	NEW	Weber Jewelry & Music Co. Inc. St. Cloud, Minnesota	C. P.	1500 kc Share with KGFK	50 W.
Docket #1400	KGFK	Red River Brdcstg. Co. Inc., Moorehead, Minnesota	Ren. Lic.	1500 kc Unlimited time.	50 W.

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APPLICATIONS SET FOR HEARING

The following applications were ordered designated for hearing by the Commission at its sessions during the current week:

WLAP	American Brdcstg Corp. of Kentucky Louisville, Kentucky	Requests authority to extend special authorization which expires Nov. 25 to operate experimentally on 1010 kc, 250 W. unlt. time, but with 3/4ths time license. (At expiration of special authorization station will operate on 1200 kc. 100 w. night 250 w. day)
WCAX	Burlington Daily News, Inc. Burlington, Vermont	Requests CP to install new 500 watt eqpt; change freq. to 1340 and incr. power to 250 w. night and 500 w LS, and change hours of operation from sharing with WNBX to unlimited,
WIBM	WIBM, Inc., Jackson, Michigan	Mod. Lic change from 100 to 50 watts on 1370 kc.
WJBK	James F. Hopkins, Inc., Detroit, Michigan	Mod. Lic. increase power from 50 to 100 watts on 1370 kc.
NEW	Dr. F. P. Cerniglia, Monroe, Louisiana	C. P. new station 1420 kc; 100 watts Share with WJBO

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November 28, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>FRS</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
			<u>FIRST ZONE</u>	
1-MPB-274		WAGM	Aroostook Brdcstg. Corp., Presque Isale, Maine	Mod. C. P. extend completion date; change equipment.
1-PB-2397		WORC- WEPS	Alfred Frank Kleindienst, Worcester, Massachusetts	C. P. change equipment, change frequency from 1200 to 1350 kc and increase power to 250 watts with unlimited time (facilities of WAWZ, WMSG, WBNX and WCDA)

The application requests authority to change from a local to a regional assignment. The First Zone is under quota; Massachusetts is under quota; New York is over quota. The granting of this application would increase the Massachusetts quota 0.2 unit. The facilities requested are now used by station WAWZ, Zarephath, N. J., and stations WMSG, WBNX, and WCDA, all of New York City. Station WMSG recently filed an application seeking the facilities of station WCDA. Station WDRC, Hartford, Conn., now assigned to 1330 kc with power of 500 watts is approximately 25 miles from Worcester. The recommended separation table of the Commission, Engineering Division, specifies a separation of 71 miles, in similar circumstances.

SECOND ZONE

2-PB-2392		WWVA	West Virginia Brdcstg. Corp., Wheeling, West Va.	C. P. move studio and transmitter locally.
2-ALB-399		WBTM	Clarke Electric Company, Danville, Virginia	Voluntary assignment of license to Piedmont Brdcstg. Corp.
2-MLB-912		WFEO	Lake Superior Brdcstg. Co., Marquette, Michigan	Mod. Lic. change from unlimited time to specified.

The applicant is now assigned to the local frequency of 1310 kc with power of 100 watts and unlimited time.

2-FB-149		WJAY	Cleveland Radio Brdcstg. Corporation, Cleveland, Ohio	Install auto. freq. control.
2-PB-2396		NEW	Kunsky-Trendle Brdcstg. Corp. Detroit, Michigan	C. P. erect new station on 1020 kc with power 10 KW, unlimited.



November 28, 1931

APPLICATIONS RECEIVED (Concluded)

is 1050 miles. The facilities requested are now used by station WSIX, Jackson, Tenn., the Sun Publishing Company. The granting of this application would not increase the quota.

3-MLB-898 WQBC Delta Brdcstg. Co.Inc., Mod. Lic. amended request change  
Vicksburg, Mississippi in frequency from 1360 to 1430  
kc (Fac. of WNBR)

The applicant is assigned to 1360 kc with power of 300 watts and daylight operation. The application, as originally submitted, requested authority to operate unlimited time on the present assignment. Station WNBR is located at Memphis, Tenn. The Third Zone is over quota; Mississippi is due 5.60 and assigned 2.60 units. Tennessee is over quota; station WNBR is now charged 0.6 unit. The granting of this application would increase the Mississippi quota.

FIFTH ZONE

5-MLB-913 KFAC Los Angeles Brdcstg. Co., Change hours of operation from  
Los Angeles, California sharing with KGEF to unlimited  
time.

The requested facilities are those formerly assigned to deleted station KGEF, operated by Trinity Methodist Church, and the Rev. "Bob" Shulee of Los Angeles. The granting of the application would further increase the assignments charged to California. The Fifth Zone is over quota; California is over quota.

5-ALB-400 KGKX C. E. Twiss & F. H. McCann, Voluntary assignment of license  
Sandpoint, Idaho to W. W. Von Cannon trustee for  
Sandpoint Broadcasting Company.

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LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: WJAK, Elkhart, Ind., KJBS, San Francisco, California.

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APPLICATIONS RETURNED

During the current week the Commission returned the following applications either for the reason the applicants failed to answer correspondence or the applications did not comply with Commission regulations:

5-P-B-2089A Copper Cities Brdcstg.Co.Inc., NEW Cons. permit for new station  
Globe, Arizona on 1210 kc.(G.O. 102)  
1-AP-B-23 Rines Hotel Company WFEA Assignment of license to NEW  
Manchester, N. H. HAMPSHIRE BRDCSTG.CO. (Im-  
properly executed.)



Issued by

December 5, 1931

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

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## CONGRESS CONVENES

The Seventy-Second Congress will convene on Monday, December 7. Democrats will organize the House and Republicans undoubtedly will organize the Senate.

The opening days of the session will see the re-introduction of the Vestal copyright bill, the Fess bill to set aside 15 per cent of all broadcasting channels for the exclusive use of education, the Couzens Communications bill, and the McNary bill prohibiting radio lotteries and others.

Representative La Guardia has threatened to introduce a bill which would tax the radio industry \$100,000,000.

Many other bills affecting broadcasting will be introduced and each member of the National Association of Broadcasters is cautioned to watch closely all developments which will be revealed from issue to issue in this Bulletin.

Don't depend too much upon statements that no radio legislation will be passed during the present session. Under no circumstances must the industry be caught off its guard.

The Federal Radio Commission will make public its annual report on Monday but this report will not contain any recommendations for legislation. The Commission, however, may send recommendations to the Congress in the form of a supplemental report.

Keep your eye on Congress. Study each legislative proposal carefully. Be prepared to give your assistance when called upon to do so.

## KTNT DISMISSES APPEAL

The appeal of Norman Baker, Muscatine, Iowa, former operator of station KTNT, (No. 5418) was dismissed this week at the request of the applicant in the Court of Appeals of the District of Columbia. This concludes a long legal fight on the part of Baker to keep his station on the air. Station KTNT was formerly licensed to operate under limited time assignment on 1170 kc, with power of 5 KW. The Commission, after hearing, denied the station's application for a renewal of license on the ground that Baker had been using the station to advance his private interests. It was from this decision that Baker appealed to the Court of Appeals.

The petition of intervention filed by certain residents of Los Angeles, Calif. in the appeal of station KGEF, Trinity Methodist Church (Rev. Robert P. Shuler) v. F.R.C. (No. 5561) was vigorously opposed by attorneys for the appellant in a motion filed in the Court of Appeals this week. Station KGEF claims that the proposed interveners have no legal right to appear in the case, since their interests are not involved, "as a person 'aggrieved or adversely affected' within the meaning of Section 16 (c) of the Radio Act of 1927, as amended."

The appellant concluded with the allegation that if these interveners are permitted to be made parties to the appeal, "then every other resident of Los Angeles and surrounding territory may do the same." "It would thus be possible," the motion states "for the million or more residents of Los Angeles to participate in such litigation as interveners."

In docket No. 5544, the Ozark Radio Corporation, Craterville, Mo. filed an answer to the motion of the Commission to dismiss the appeal of this appellant. Stations WDAF, and WHB, Kansas City, Mo. both filed motions of intention to intervene in the case of The Jenny Wren Company, Lawrence, Kansas (WREN) v. F. R. C. (No. 5542). The Commission filed a motion in Docket No. 5461 asking extension of time to file the record in the case of The Tribune Company (WGN) v. F. R. C. Motion to extend time for argument was filed by the interveners in the case of The Journal Company v. F. R. C. and others. (No. 5446).

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## THREE STATIONS CUT HEARING COST

Three Minnesota broadcast stations recently empowered the representative of one of the stations to appear on their behalf at a hearing before the Commission on an application for a new station in the vicinity of these stations. The stations pooled the cost of sending a single representative to Washington. Each had an identical interest in opposing the application for a new station.

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## HERE ARE SOME COMPARISONS

A tabulation showing the percentage relationship between transmission facilities and receiving sets, by zones and states, was made public by the Commission this week. The tabulation is presented as a part of this issue of the Bulletin. The tables present some very interesting comparisons, especially when the unit system as applied under General Order 102 is compared with the tables of percentage.

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FEDERAL RADIO COMMISSION  
Washington, D.C.

December 3, 1931.

TABULATION SHOWING THE PERCENTAGE RELATIONSHIP  
BETWEEN TRANSMISSION FACILITIES AND RECEIVING  
SETS, BY ZONES AND STATES.

Columns I and II show the transmission quota units due and the percentage of transmission quota units due.

Columns III and IV show the transmission quota units assigned as of November 12, 1931, and the percentage of the zone total assigned to each state.

Columns V and VI show the number of radio receiving sets reported in the official census of 1930 and the percentage of the zone total in each state.

STATE	(I) Trans- mission Quota Units Due	(II) Percentage Zone Total Due Each State	(III) Trans- mission Quota Units Assigned	(IV) Percentage Zone Total Assigned Each State	(V) Number of Radio Receiving Sets	(VI) Percentage of zone Total in Each State
<u>Z O N E 1</u>						
Conn.	4.48	5.60	3.55	4.7	213,821	5.7
Del.	0.67	0.83	0.70	0.9	27,183	0.7
D. C.	1.35	1.69	1.30	1.7	67,830	1.8
Maine	2.22	2.78	2.20	2.9	77,803	2.1
Md.	4.55	5.68	4.10	5.4	165,465	4.4
Mass.	11.84	14.80	9.98	13.2	590,105	15.6
N. H.	1.29	1.62	0.80	10.6	53,111	1.4
N.J.	11.26	14.07	11.53	15.2	625,639	16.5
N. Y.	35.07	43.83	39.20	51.9	1,829,123	48.3
R. I.	1.91	2.39	1.40	1.9	94,594	2.5
Vt.	1.00	1.25	0.60	0.8	39,913	1.1
P. R.	4.30	5.38	0.20	0.3	?	
V. I.	0.06	0.03	-	-	?	
Total	80.00	100.00	75.56	100.00	3,784,637	100.0
<u>Z O N E 2</u>						
Ky.	7.50	9.38	7.62	10.5	111,452	4.0
Mich.	13.89	17.36	11.40	15.7	599,196	21.5
Ohio	19.07	23.84	18.85	26.0	810,767	29.2
Pa.	27.63	34.54	20.24	28.0	1,076,770	38.7
Va.	6.95	8.68	9.50	13.1	96,569	3.5
W. Va.	4.96	6.20	4.95	6.8	87,469	3.1
Total	80.00	100.00	72.56	100.0	2,782,223	100.0

Z O N E 3

	(I) Trans- mission Quota	(II) Percentage Zone Total Due Each State	(III) Trans- mission Quota Assigned	(IV) Percentage Zone Total Assigned Each State	(V) Number of Radio Receiving Sets	(VI) Percentage of zone Total in Each State
STATE	Due	State	Assigned	Each State	Sets	Each State
Ala.	7.37	9.21	6.22	6.7	56,491	6.5
Ark.	5.16	6.45	4.40	4.8	40,248	4.6
Fla.	4.09	5.11	8.35	9.0	58,446	6.7
Ga.	8.10	10.12	7.95	3.6	64,908	7.5
La.	5.85	7.31	8.40	9.1	54,364	6.3
Miss.	5.60	7.00	3.10	3.4	25,475	3.0
N.C.	8.82	11.03	7.82	8.4	72,329	8.4
Okla.	6.67	8.34	9.00	9.7	121,973	14.1
S.C.	4.83	6.05	1.70	1.8	23,007	3.3
Tenn.	7.29	9.11	12.33	13.8	86,229	10.0
Texas	16.22	20.27	22.77	24.6	257,686	29.7
Total	80.00	100.00	92.54	100.00	866,156	100.0

Z O N E 4

Ill.	22.52	28.15	35.01	34.8	1,075,134	31.0
Ind.	9.56	11.95	7.48	7.4	351,540	10.9
Iowa	7.30	9.12	11.45	11.4	309,327	9.6
Kans.	5.55	6.94	4.71	4.7	189,527	5.9
Minn.	7.57	9.46	9.04	8.9	287,830	8.9
Mo.	10.71	13.39	12.05	11.9	352,252	10.9
Nebr.	4.06	5.03	7.23	7.2	164,324	5.1
N.Dak.	2.01	2.51	2.99	3.0	59,352	1.8
S.Dak.	2.05	2.56	3.06	3.0	71,361	2.2
Wisc.	8.67	10.84	7.95	7.9	364,425	11.0
Total	80.00	100.00	101.00	100.0	3,225,122	100.0

Z O N E 5

Ariz.	2.83	3.53	2.60	2.8	19,295	1.4
Calif.	36.86	46.07	36.93	39.4	839,846	59.1
Colo.	5.72	3.40	9.42	10.2	101,376	7.1
Idaho	2.89	3.61	2.60	2.8	32,369	2.3
Mont.	3.49	4.36	3.00	3.2	43,309	3.1
Nev.	0.59	0.74	0.80	0.9	7,869	0.6
N.Mex.	2.75	3.44	4.03	4.4	11,404	0.8
Ore.	6.19	7.74	9.15	9.9	116,299	8.2
Utah	3.30	4.12	6.60	7.1	47,729	3.3
Wash.	10.15	12.69	15.60	16.8	130,229	12.7
Wyo.	1.46	1.83	0.20	0.2	19,482	1.3
Alaska	0.38	0.48	0.70	0.8	?	
Hawaii	2.39	2.99	1.40	1.5	?	
Total	30.00	100.00	92.53	100.0	1,420,207	100.0



December 5, 1931

KWKH-WWL DENIED INCREASED TIME

The opinion of the Commission sustaining the recommendation of Examiner Pratt (Report 249) found that public interest, convenience and necessity would not be served by the granting of the unlimited time application of station KWKH, Shreveport, La. operated by Hello World Broadcasting Corporation, of which Mr. W. K. Henderson is president. The station is now licensed to share time with station WWL, New Orleans, La. operated by Loyola University.

In the same report, the Commission denied the request of station KWKH for increased power to 30 KW. The application of station WWL to increase power from 5 to 10 KW was granted but the Commission denied that station authority to operate with unlimited time, which had been requested.

The Commission based its decision in the KWKH case upon the conclusions that the area which would be served by the proposed increase in operating hours is now receiving adequate broadcasting service. The Commission held that "station WWL now renders a meritorious service and no showing is made in this record which would justify the forfeiture of the facilities now assigned that station \* \* \*." Commenting on the disposition of funds that have been solicited from station KWKH, the Commission stated that a "large portion of the money collected through solicitation over the station by Henderson for the purpose of aiding a campaign against chain stores has been devoted to the payment of the debts of the W. K. Henderson Iron Works and Supply Company of which Henderson is the principal stockholder."

The granting of the increase in power to station WWL is based on the fact that additional power will equalize the use of this facility and "will promote the economical and efficient use of radio facilities by extending and improving service on that channel."

The denial of the application of station WWL for unlimited time was based on the fact that the proposed increase in service in the area now served by that station would not be substantially different from that now received.

The application of station KFJI, Astoria, Oregon, for authority to change frequency from 1370 to 1210 kc and to move the station to Klamath Falls, Oregon, was granted by the Commission, sustaining the recommendation of Examiner Hyde (Report 269). Finding in its decision, that Astoria and surrounding vicinity now receive more good broadcasting service from stations located in Oregon, than does Klamath Falls, the Commission said the granting of "this application would effect a more equitable distribution of broadcasting facilities within the state of Oregon." It was concluded that the "operation of KFJI at Klamath Falls would enable the station to render service to a population nearly twice as large as the population now receiving said service."

Granting the application for renewal of license of the Laconia Radio Club, Laconia, N. H. (station WKAV) the Commission specified that the license as issued to the station should authorize daily operation from 9:00 a. m. to 1:00 p.m. and 3:00 p.m. to 8:00 p. m. instead of the unlimited time license now held by the applicant station. The Commission based its decision on the finding that the applicant station has not been operating twelve hours daily, as required under G.O. 105. The hours granted will enable the station to operate with "substantially" the same service as is now rendered, the Commission said.

December 5, 1931

#### STANDARD ORDER BLANK

The Radio Committee of the American Association of Advertising Agencies is giving study to a standard order form which will be submitted shortly to the Commercial Committee of the National Association of Broadcasters. The final draft of the order has not yet been made available.

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#### NAB TO CREATE SECTIONS

The Executive Committee of the National Association of Broadcasters has approved the plan to establish Engineering, Commercial and Program Sections for the ensuing year. The plan is to make the chief engineer, the sales manager and the program director of each member station members of the Engineering, Commercial and Program sections. Committees will be appointed by the heads of each of these sections to carry out detailed work. In this way each department of every member station will be kept informed of activities concerning it and will be given an opportunity to take greater part in the general work of the Association. Details of the organization of these sections will be sent out later. But it should be stated here that the creation of these sections has been made necessary in order to accommodate engineers, salesmen and program directors who are anxious to participate in the work of the Association.

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#### OFFERS EDUCATIONAL FACILITIES

Harry Shaw, president of the National Association of Broadcasters, has offered the facilities of Station WMT to the State of Iowa, without cost, for use during Education Week in that State.

"Every Iowa radio broadcasting station has considerable time which no doubt could be used," Mr. Shaw wrote Governor Dan Turner. "Speaking as the management of WMT at Waterloo, I offer to the State of Iowa such time each day as is necessary to broadcast programs of education as can be built under the direction or supervision of our State Board of Education. In addition to giving the time gratis, WMT will make arrangements to relieve the state of all wire costs in order that the programs may be broadcast direct from Iowa City, Ames or Cedar Falls."

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#### COUZENS WILL INTRODUCE BILL

The Couzens Communication bill which would bring under one regulatory body control over radio, telegraph and telephone companies will be re-introduced, it was announced this week by Senator James Couzens of Michigan. Extensive hearings were held on the measure in the last Congress.

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#### COMMISSION RECESSES DEC. 22

The Federal Radio Commission will be in recess from December 22 until January 4, 1932.

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## PROSECUTE UNLICENSED OPERATOR

The case of Lee Elton Spencer of Jeanette, Pa. charging operation of a radio station without a federal license and of interfering with radio broadcast signals from stations WABC, New York City, WMMN, Fairmont, West Va. KWKH, Shreveport, La. and WHAS, Louisville, Ky, will be argued before a federal jury next week in Pittsburgh, Pa. Assistant General Counsel of the Commission, Ben S. Fisher, Chief of License Division, George S. Smith and W. J. Clearman of the Commission Investigation Section, will assist the District Attorney in presenting the case, and in giving evidence of the alleged illegal operation.

Joy P. Miller, Ashland, Nebraska, who pleaded not guilty to the charge that he was operating a broadcasting station without a license will be given a jury trial, to be called in District Court, on December 14, 1931.

The indictment against H. C. Boden, Boden Electric Co. Jonesboro, Ark. was returned by the grand jury last week and Boden pleaded not guilty. He will be called to trial sometime next Spring. Clive Lankford, Seymour, Texas, who pleaded guilty to the charge of operating a broadcast station without a license, this week was fined \$500. and sentenced to ten days in jail.

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## KOMO BROADCASTS MISREPRESENTED

The Report of Secretary Wilbur's Advisory Committee on Education by Radio, recently published by the Government, contained a reference to an educational broadcast over Station KOMO, Seattle, Wash. in which it was stated that the station has shown "no feeling of responsibility for starting the school programs on time." Station KOMO refuted the statement by offering letters from educators in charge of the programs referred to which letters proved the incorrectness of the statements in the report. A copy of KOMO's log was likewise submitted to substantiate the claim that the programs were started according to schedule.

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## DECEMBER ADDENDA SHEET

A new addenda sheet containing corrections and changes in the list of Broadcasting Stations of the United States, edition of February 2, 1931, and subsequent addenda sheets, was made public by the Commission this week. Copies of this latest supplement, which corrects the list up to December 1, 1931, may be obtained by writing to the Federal Radio Commission or to NAB headquarters.

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## RULES AND REGULATIONS

The Commission expects to have ready for distribution shortly copies of the new rules and regulations which, it is understood, have been approved. This new code probably will not become effective until sometime after the first of the year.

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## KEEP WASTEBASKET HANDY

Tighten up on your rate maintenance policy and keep a wastebasket handy. Each day brings to the desks of all radio station executives all kinds of freak offers for free publicity, alleged educational campaigns, commission offers, and other unusual proposals. Some of these rate chiseling proposals seem attractive but none of them appear to be good business.

The facilities of your station is the only thing you as a broadcaster have to sell. If you use free publicity from a concern marketing a particular product you cannot expect this firm's competitors to purchase time.

Stay in the broadcasting business. Don't go into partnership with firms selling fish, soap, perfumes, anti-freezes and other products. Don't become the mere commission agent for firms which ought to buy and pay for time. Stick to your rate card. If your rates are too high, reduce them. If they are too low, raise them. Broadcasting is a business. Conduct it as such. And let the world know that you are conducting your station in accordance with sound business principles. It will help you and will help the industry.

Always keep the wastebasket handy.

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## MEXICAN SITUATION DISCUSSED

The existing United States-Mexican broadcasting situation was discussed by Louis G. Caldwell, former General Counsel of the Radio Commission, at a meeting of the American Section, International Committee on Radio at Washington this week. Representatives of the Radio Commission, the State Department and the Army and Navy were present. The meeting was presided over by Senator Wallace H. White, Jr. of Maine. During his discussion, Mr. Caldwell also called attention to the forthcoming Madrid Conference and called upon broadcasters to give consideration to the proposal to widen the broadcast band as a possible solution to the North American situation.

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## BROADCASTERS FACE DIFFICULTY

For a year the National Association of Broadcasters has been active in bringing to the attention of broadcasters throughout the United States the serious problems which confront the industry. The Association has been diligent and aggressive in its defense of the American plan of broadcasting. And while much progress has been made, new and more dangerous legislative and economic problems are arising. While the Association will continue to fight for American broadcasting it cannot succeed unless other broadcasters, who have been content to reap the rewards without helping to pay the expense, join in the fight. This isn't a fight for one or another group of stations. This isn't a fight for more or less power. This is a fight for American broadcasting. Every station having a license from the Government is involved. And every station must help if the fight is to be won. Every member of the NAB should help mobilize the industry. Don't waste time with broadcasters who cannot or will not see the need for organization. They probably won't be in business long enough to do us any good. Get after intelligent, aggressive broadcasters. Get after the fellows who are interested in broadcasting and who are willing to take part in the fight.

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December 5, 1931

## BRITISH TELEVISION EXPERT TESTIFIES

Testifying in support of the experimental television application of Knickerbocker Broadcasting Company, New York City, for authority to erect a new station for visual broadcasting, John L. Baird, one of England's foremost advocates of television, this week appeared before Examiner Walker and stated that if this application were granted, he would be in complete charge of all experimentation conducted by the applicant. It was indicated that Baird would utilize the proposed facilities to advance in the United States the experiments which have been conducted in visual broadcasting in England. Baird claims to have developed transmission of a three-dimensional picture, which appears to stand out in relief on the screen.

Mr. John V. L. Hogan of Radio Pictures Inc. appeared in opposition to the granting of the application on the ground that the proposed simultaneous operation of this new station and the station he now operates would result in serious interference to the proper conduct of his experiments.

Two other television applications were also heard before Commission examiners this week. Station WJR, Detroit, Mich. and WGAR, Cleveland, Ohio, are both seeking authority to conduct experiments on the television bands 43000-46000 kc; 48500-50300 kc; 60000-80000 kc, with 200 watts power. In addition, station WJR made application for the use of 500 watts on 2000-2100 kc, with certain specified hours of operation.

The applicants propose to conduct experiments in "direct line of vision" frequencies and their ability to carry across water. Some experimentation has already been carried by engineers in laboratories of the station and evidence of this was presented to the Commission. A study of reflection on the high frequencies is proposed, while work on combination of various systems now in use in television should aid in advancement of the art, according to the applicant.

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## WABC BOOSTER OPINION

The Commission's opinion in the application of the Atlantic Broadcasting Corporation, New York City, station WABC, denying the request of that station to operate experimentally in synchronization with a proposed 250 watt station in Washington, D. C. was handed down this week. The majority opinion was the decision of Chairman Saltzman, Commissioners Sykes and Starbuck.

Disposing of the troublesome question of quota, the Commission said: "The granting of this application for the construction of a station to operate for experimental purposes would not increase the quotas for either New York or the District of Columbia, since radio facilities employed in experimental uses are not chargeable. However, should the proposed operation demonstrate the practicability of the project, it would be necessary to either discontinue such operation or to regularly authorize the same. The latter procedure would result in increasing the quota of the already over quota state of New York, it appearing that the main studio of the new station would be located in New York City although another studio would be located in Washington."

December 5, 1931

### WABC BOOSTER OPINION (Continued)

The conclusions of the Commission state that there "does not appear to be a need in that area (Washington) for additional radio service." Covering the technical phases and operating difficulties of the booster station in Washington, the Commission said that the "operation of the proposed station would deprive those persons residing in an area of 3000 square miles near Washington of the service now received from station WABC during evening hours." "Although this present service from WABC in that area is not entirely satisfactory," it was stated, "the signal being subject to fading, it does not appear in this record that more satisfactory service is rendered throughout this area by any other existing radio broadcasting stations."

The application was submitted on an experimental basis, due to the present stage of synchronization, and in this connection the Commission said: "Although the authorization requested is for experimental purposes, it appears from this record that the proposed project is contemplated by the applicant as an experiment only in so far as it would demonstrate the practicability of the intended synchronization of two broadcasting stations. The evidence adduced in this record clearly indicates that the entire plan is regarded by the applicant as a commercial enterprise and business expedient. The granting of an experimental authorization for the construction of a radio station to be operated as a purely commercial venture would be inconsistent with the proper application of the standard of public interest, convenience and/or necessity."

An interesting conclusion was drawn in considering the question of power, when the Commission said that since WABC now has 25 KW regular and 25 KW experimental, if the application were granted it would mean an increase in "the assigned experimental power of that station." The opinion states that "in either case a violation of G. O. 42 would result in that WABC would then be assigned in excess of 25 KW regular and 25 KW experimental power."

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### VESTAL BILL UP AGAIN

Congressman Albert H. Vestal, of Indiana, has announced that he will reintroduce the Vestal Copyright bill in an amended form. It is not known at this time whether the bill will contain the amendments submitted by the National Association of Broadcasters and accepted by the Senate Patents Committee last February. It is expected that a companion bill will be introduced in the Senate.

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### FRC ANNUAL REPORT READY

The Fifth Annual Report of the Federal Radio Commission will be transmitted to the Congress of the United States on Monday, December 7. The report will consist of 104 pages and will include a resumé of the Commission's work during the fiscal year ended July 1, 1931. No recommendations for legislation will be included but it is likely that a supplemental report containing legislative recommendations will be submitted later.

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December 5, 1931

## RETAIL DISTRIBUTION REPORT

The Bureau of the Census will shortly release for publication a special report on retail distribution by counties, in which the number of stores and the total net sales in each of the nine principal business groups and in seven specific kinds of business are shown for each county and for each city with a population of 10,000 or more.

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## PENNSYLVANIA CENSUS FIGURES

Of the 2,239,179 families residing in Pennsylvania, 1,076,770, or 48.1 per cent had receiving sets on April 1, 1930, according to a report made public this week by the Bureau of Census. With the announcement of the Pennsylvania figures the receiving set census has been completed.

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## RADIO SET CENSUS COMPLETE

According to the preliminary count of families and families with radio sets, just completed by the Bureau of the Census, there were 29,980,146 families in the United States in April, 1930, of which 12,078,345, or 40.3 per cent, had radio sets. An analysis of receiving set population with comparisons of quota and transmission units appears elsewhere in this issue of the Bulletin.

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## SOME WANT ADS

Young man, 25 years old, with five years radio experience, plays banjo, sings, announces, knows sports, continuity work and production. Has always worked in home city and is anxious to change to another locality. Address NAB No. 12431A.

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Motor generator for sale cheap. Western Electric, 1500 volts, three quarter ampere, speed 1750, DC generator. Motor, Century electric. 3 HP. 110-220 volts, single phase, 60 cycle speed 1750. Will consider exchange for other equipment. Address NAB No. 12431 B.

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PLEASE NOTICE - The NAB BULLETIN will discontinue the publication of want ads with this issue.

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December 5, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, December 7, 1931. All hearings commence at 10 a. m.

MONDAY, December 7, 1931

BROADCASTING

Docket #1338	WMCA	Knickerbocker Brdcstg.Co.Inc. New York, N. Y.	C. P. 570 kc Shares with WNYC (Authority requested to move transmitter)	500 w.
Docket #1337	WMCA	Knickerbocker Brdcstg Co.Inc. New York, N. Y.	Ren. Lic. 570 kc Shares with WNYC	500 w.
Docket #1416	WPCH	Eastern Broadcasters, Inc. New York, N. Y.	Mod. Lic. 570 kc Shares with WMCA Present assignment: 810 kc, 500 w. daytime	500 w.
Docket #1341	WNYC	City of New York, Dept. of Plant and Structures, New York, N. Y.	Ren. Lic. 570 kc Shares with WMCA	500 w.
Docket #1417	WNBO	John Brownlee Spriggs Silver Haven, Pa.	Automatic 1200 kc Freq.Control Shares with WHBC on Sundays (Only requests authority to install automatic frequency control)	100 w.
Docket #1417	WNBO	John Brownlee Spriggs Silver Haven, Pa.	Ren. Lic. 1200 kc Shares with WHBC	100 w.
Docket #1419	WHBC	Edward P. Graham, Canton, Ohio	Ren. Lic. 1200 kc Shares with WNBO	10 w.

RELAY BROADCASTING

Docket #1353	NEW	The Tribune Company, Elgin, Illinois	C. P. 6140-6425 or 1 $\frac{1}{2}$ KW 8900-9610 kc bands Unlimited time.	
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TUESDAY, December 8, 1931

BROADCASTING

Docket #1381	KVI	Puget Sound Broadcasting Co., Tacoma, Washington	Ren. Lic. 760 kc Limited time	1 KW
Docket #1380	KVI	Puget Sound Broadcasting Co., Tacoma, Washington	Mod. Lic. 570 kc Unltd. time	500 W.1 KW LS



December 5, 1931

HEARING CALENDAR (Continued)

TUESDAY, December 8, 1931 (Continued)

BROADCASTING

Docket #1402	KGVO	Mosby's Incorporated Missoula, Montana	C. P.	570 kc	500 w. Unlimited time
				Present Assignment: 1420 kc	100 w. 10 AM to 6 PM daily.
Docket #1424	KXA	American Radio Telephone Co., Seattle, Washington	Ren. Lic.	570 kc	500 w. Unlimited time
Docket #1421	KMO	KMO, Incorporated Tacoma, Washington	Mod. Lic.	1330 kc	250 w. Unlimited time
				Present Assignment: 860 kc,	500 w. Limited time
Docket #1430	KGKX	C. E. Twiss & F. H. McCann Sandpoint, Idaho	Ren. Lic.	1420 kc	100 w. Unlimited time

WEDNESDAY, December 9, 1931

CASES REMANDED FOR REHEARING

TO BE HEARD BY THE WHOLE COMMISSION

Docket #1251	NEW	Jacob L. Pete Ely, Minnesota	C. P.	1200 kc	100 w. 250 watts LS
					Shares with KGDE
					(Represented by Horace Lohnes, Attorney)
Docket #1299	KGDE	Charles L. Jaren Fergus Falls, Minn.	Renewal of License	1200 kc	100 w.250 watts LS Unlimited time

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ELECTRIFIED HOMES SHOW EXPANSION

An increase in the number of homes receiving electric service is noted in a report that has been made public by the Department of Commerce. This survey is valuable since it is an indication of the buying power of a community. The report calls attention to the use which may be made of these figures in connection with the radio receiving set census statistics. If the receiving sets show a low percentage in a particular locality, an intensive sales campaign may be made to increase the use of radio equipment, if electric service is available, according to the report.

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December 5, 1931

#### APPLICATIONS RETURNED

During the current week the Commission returned the following applications either at the request of the applicants, or because they were in violation of regulations:

1-P-B-1748	Debs Memorial Radio Fund, Inc. New York, N. Y.	WEVD	Move transmitter and install new equipment (request of applicant)
1-P-B-2057	Debs Memorial Radio Fund, Inc. New York, N. Y.	WEVD	Change equipment (request of applicant)
2-ML-B-905	WTAR Radio Corporation, Norfolk, Virginia	WTAR- WPOR	Increase power to 1KW day 500 w. night (G. O. 102)
3-Z-D-17	Delta Broadcasting Co., Inc. Vicksburg, Mississippi	WQEC	Direct measurement of antenna input, (at request of applicant)
4-ML-B-910	Donald A. Burton, Muncie, Indiana	WLBC	Modification of license for simultaneous daytime operation with WJAK (G.O. 102).

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#### APPLICATIONS DISMISSED

The Commission dismissed the following applications at the request of the applicant during the current week:

2-PB-2362	NEW	C. J. Scott, Deaver Falls, Pa.	C. P. 560 kc; 25 watts; unlimited
2-PB-2371	WJAS	Pittsburgh Radio Supply House, Pittsburgh, Pa.	C. P. 920 kc; 1 KW-2 $\frac{1}{2}$ KW LS Unlimited time
2-MLB-966	WJAS	Pittsburgh Radio Supply House, Pittsburgh, Pa.	Mod. Lic. 920 kc; 1kw- 2 $\frac{1}{2}$ KW LS Unlimited time
5-ALB-315	KGIW	Leonard E. Wilson, Trinidad, Col.	Vol. assignment Lic. 1420 kc; 100 watts; Unlimited.

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#### COMMISSION WILL HEAR ARGUMENT

The application of Jacob L. Pete, Ely, Minn., for authority to erect a new broadcast station on 1200 kc with power of 100 watts and to share time with station KGDE, Fergus Falls, Minn., has been remanded for a rehearing and will be presented before the full Commission on December 9th. The application was originally heard before Chief Examiner Yost, who recommended the granting of the application.

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## APPLICATIONS SET FOR HEARING

At its sessions during the current week the following applications were designated for hearing by the Commission:

FIRST ZONE

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|------|--|--|
| WSYB | Weiss Music Company,<br>Rutland, Vermont             | Requests CP to move transmitter outside limits of Rutland; install new equipment and change freq. from 1500 to 1340 kc, and incr. power from 100 to 250 watts.                           |
| WMIL | Arthur Faske,<br>Brooklyn, New York                  | Requests Mod. of Lic. to change freq. from 1500 kc to 1300 kc, and hours of operation from sharing with WWRL, WEBX AND WMBQ, to sharing with WEVD, WBBR and WHAZ (facilities of WHAP)    |
| WMSG | Madison Sq. Garden Brdcstg. Corp.<br>New York, N. Y. | Requests Mod. of Lic. to change hours of operation from sharing with WAWZ, WBNX, and WCDA to sharing with WAWZ and WBNX only (facilities of WCDA)  |
| WCGU | United States Brdcstg. Corp.,<br>Brooklyn, New York  | Requests Mod. of Lic. to change frequency from 1400 to 1300 kc; change hours of operation from sharing with WFOX, WLTH and WBBC to sharing with WHAP, WHAZ and WBBR (Facilities of WEVD) |

SECOND ZONE

- |     |   |   |
|-----|---|---|
| NEW | Western Mich. Broadcasting Co.,<br>Muskegon, Michigan                         | Requests CP for new station, 1500 kc, 100 watts, share with WKDZ, and to use portable to test for transm. location. |
| NEW | Albert J. Gerardo,<br>Sturgis, Michigan                                       | Requests CP, 1260 kc, 15 watts, 5 hours per day.  |
| NEW | Theo. F. Zemla, E. LeRoy Pelletier<br>Herold T. Coughlan<br>Pontiac, Michigan | Requests CP, 800 kc, 500 watts, daytime.  |
| NEW | Eastern Ohio Broadcasting Co.,<br>W. Philadelphia, Ohio                       | Requests CP for new station, 850 kc, 500 watts, ltd. time.  |

FOURTH ZONE

- |     |                                      |  |
|-----|--------------------------------------|--|
| NEW | Wharton & Cline,<br>Joplin, Missouri | Requests CP, 1420 kc, 100 watts, unlt'd. time (facilities of WMBH) |
|-----|--------------------------------------|--|

FIFTH ZONE

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|-----|-----------------------------------|--|
| KVL | KVL, Inc.,<br>Seattle, Washington | Requests Mod. of Lic. to increase hours of operation from sharing with KFSL to unlt'd. |
|-----|-----------------------------------|--|

December 5, 1931

APPLICATIONS GRANTED

During the current week the following applications were granted by the Commission:

FIRST ZONE

WFEA	Rines Hotel Company, Manchester, N. H.	Voluntary assignment C. P. to New Hampshire Broadcasting Company.
WEVD	Debs Memorial Fund, Inc., New York, N. Y.	C. P. install new trans. and move to Brooklyn, N. Y. and also to use portable to test.
WCSH	Congress Square Hotel Company, Portland, Maine	Granted authority to determine power of station by direct measurement of antenna input, in accordance with G. O. 115.
WDEL	WDEL, Inc., Wilmington, Delaware	Granted CP to move transmitter and studio locally.
WRDO	WRDO, Inc., Augusta, Maine	Granted Modification of CP extending commencement and completion dates from July 15th to Nov. 15th and November 15th to Dec. 31st, 1931 respectively.

SECOND ZONE

WJAY	Cleveland Radio Brdcstg Corp., Cleveland, Ohio	Install auto, freq. control.
WWVA	West Virginia Brdcstg. Corp., Wheeling, West Virginia	C. P. move trans. 8 miles N. W. of Wheeling, and move studio locally.

THIRD ZONE

KTHS	Hot Springs Chamber Commerce, Hot Springs, Arkansas	Auth. change frequency from 1040 to 970 kc from 3 p. m. to 6:30 p. m. on January 1st to broadcast football game.
KRMD	Radio Station KRMD Shreveport, Louisiana	Granted auth. operate simul, with WTSL on afternoons of Dec. 5th and Jan. 1st in order to broadcast football games.

FOURTH ZONE

KFEQ	Scroggin & Company, St. Joseph, Missouri	Granted authority operate from 8 to 10 p. m. on Dec. 10th only in order to broadcast special program.
WJBL	Commodore Brdcstg. Inc., Decatur, Illinois	C. P. rebuild trans. after fire.

## APPLICATIONS GRANTED (Continued)

## FOURTH ZONE (Continued)

WJJD	Supreme Lodge of the World, Loyal Order of Moose, Mooseheart, Illinois	Extension until Dec. 14th of author. to operate until 8:00 P. M. C S T
WJAG	Norfolk Daily News, Norfolk, Nebraska	Granted auth. operate 2 additional hours after sunset with 500 watts.
W9XAP	The Chicago Daily News, Inc. Chicago, Illinois	Granted consent to voluntary assignment of license to National Broadcasting Co. Inc. (visual broadcasting service)

FIFTH ZONE

KSMR	Santa Maria Radio, Fresno, California	Granted approval of transmitter site at Elks Bldg., Bakersfield, Cal.
KFSG	Echo Park Evang. Association, Los Angeles, California	Granted authority to extend program test for period of 10 days.
KFPY	Symons Broadcasting Company, Spokane, Washington	Auth. determine lic. power by direct measure. ant. input.
KIT	Carl E. Haymond, Yakima, Washington	Granted Modification of CP that the change of location indicated in CP (32 N. 3rd Street) be omitted and the present location 109 E. Yakima Ave., Yakima, Washington be retained.

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## RENEWALS GRANTED

During the current week the Commission granted renewals of license for the regular period to the following stations:

WELL, Battle Creek, Mich; WHBQ, Memphis, Tenn; WILM, Wilmington, Del; WLEY, Lexington, Mass; WNBF, Binghamton, N. Y.; WQDM, St. Albans, Vt; WRJN, Racine, Wis; WTBO, Cumberland, Md; WWSW, Pittsburgh, Pa; KGKL, San Angelo, Tex; KGKY, Scotts-bluff, Ark; KICK, Red Oak, Iowa; KOOS, Marshfield, Ore; KORE, Eugene, Ore; KUJ, Walla Walla, Wash; and KXYZ, Houston, Tex.

The following stations were granted renewals of license, after the applications had been withdrawn from the hearing docket and the hearing cancelled; WSJS, Winston-Salem, N. C.; WSAR, Fall River, Mass.; KTAB, San Francisco, Calif.; KGNO, Dodge City, Kansas, WOMT, Manitowoc, Wisconsin.

Station WFBC, Knoxville, Tenn., was granted a renewal of license with following provision: "The licensee of station WFBC will be required to share time with station WBHS if and when a license is granted authorizing station WBHS to be operated 6/7ths time on 1200 kc."

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December 5, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>ERC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>				
1-MPB-278	WOAX		WOAX, Inc., Trenton, New Jersey	Mod. C. P. extend comm. and comp. dates to 12/10/31 and 1/10/32 respectively.
1-APB-23	WFEA		Rines Hotel Company Manchester, N. H.	Vol. assignment C. P. New Hampshire Broadcasting Company.
1-MPB-275	WBZ		Westinghouse Electric & Manufacturing Company, Boston, Massachusetts	Mod. C. P. request approval prop. equipt. and trans. site at Millis Township, Massachusetts.

SECOND ZONE

2-MLB-217	WJAY		Cleveland Radio Broadcasting Corporation, Cleveland, Ohio	Mod. Lic. change from daytime to unlimited on 610 kc with 250 watts, 500 watts LS.
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The closest stations to Cleveland on the assignment are WIP-WFAN operating with power of 500 watts, at Philadelphia, Pa., 550 miles distant and WDAF, Kansas City, Mo., with 1000 watts, 705 miles distant. The Commission Engineering Division recommends for night operation, under similar circumstances, a separation of 770 miles in the case of 500 watt stations on the same frequency, and 1050 miles in the case of 1 KW stations. The Second Zone is under quota; Ohio is under quota. The granting of this application would increase the quota 0.2 units.

2-MPB-276	WCAU		Universal Brdcstg. Co., Philadelphia, Pa.	Mod. C. P. requests approval trans. site at Newton Square.
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THIRD ZONE

3-PB-2243	NEW		Dr. F. P. Cerniglia, Monroe, Louisiana	C. P. new station amended request simul. day with station WJBO, and share at night (Facil. of station KMLB and portion of station WJBO)
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The application as originally submitted requested 1310 kc and was later amended to ask for 1420 kc to share with station WJBO instead of station KRMD. The latest amendment seeks simultaneous daylight with station WJBO, New Orleans, La., 210 miles distant. The facilities of station KMLB are now used by that station at Monroe, La. The granting of the application would not increase the quota.

## APPLICATIONS RECEIVED (CONTINUED)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>THIRD ZONE</u> (Continued)			
3-MLB-888	WFDV	Rome Brdcstg. Corp., Rome, Georgia	Mod. Lic. change frequency and amended to request facilities of stations WTJS and KFPL.
<p>The application as originally submitted requested authority to change frequency from 1370 kc to 1500 kc with unlimited time. In the first application, the facilities of station WREB, Hattiesburg, Miss., were sought; the applicant now seeks the assignments of stations WTJS, Jackson, Tenn., and KFPL, Dublin, Texas.</p>			
3-ALB-401	KARK	First Church of the Nazarene Little Rock, Arkansas	Voluntary assignment lic. to Arkansas Radio & Eqpt. Company.
3-PB-2401	KWEA	Hello World Brdcstg. Corp., Shreveport, Louisiana	C. P. make changes in equipment.
3-PB-2400	WDAG	National Radio & Mfg. Co., Amarillo, Texas	Mod. Lic. requesting spec. hours of operation.
3-MLB-915	KGRS	E. B. Gish, Amarillo, Texas	Mod. Lic. requesting spec. hours of operation.
3-PB-2400	WOAI	Southern Eqpt. Company, San Antonio, Texas	C. P. erect aux. trans. in San Antonio to use 5 KW for emergency.
3-PB-2398	NEW	Albert Rosenstein, Savannah, Georgia	C. P. erect new station on 1400 kc; $7\frac{1}{2}$ watts day; 20 watts at night; 8 hours a day.

The frequency requested is a regional assignment. The minimum power now used in this class of service is 250 watts. The closest station on this frequency to the proposed location is WKBF, Indianapolis, Ind., 610 miles distant. The Third Zone is over quota; Georgia is under quota. The granting of this application would increase the quota 0.2 unit.

3-PB-2399	NEW	La Grange Brdcstg. Co., La Grange, Georgia	C. P. erect new station on 1120 kc; 100 watts unlimited.
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The frequency requested is a regional assignment. The minimum power assigned to this class of service is 250 watts. The closest station to the proposed location is station WDBO, Orlando, Florida, a distance of 555 miles. The Third Zone is over quota; Georgia is under quota. The granting of this application would increase the quota 0.2 unit.

FOURTH ZONE

4-PB-2402	WJBL	Commodore Brdcstg., Inc. Decatur, Illinois	C. P. rebuild trans. destroyed by fire.
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December 5, 1931

APPLICATIONS RECEIVED (Concluded)

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FOURTH ZONE</u> (Continued)			
4-LB-751	KGFW	Cent. Nebr. Brdcstg. Corp., Kearney, Nebraska	License to cover C. P. to move from Ravenna.
4-MLB-916	WJBL	Commodore Brdcstg., Inc. Decatur, Illinois	Mod. Lic. change from sharing with WJBC to simul. day and share at night.

The applicant is now licensed to share time equally with station WJBC, La Salle, Illinois, a distance of 115 miles. The recommended separation under similar circumstances for simultaneous daylight operation between two 100 watt stations is 120 miles. The granting of this application would increase the quota.

FIFTH ZONE

5-MLB-916	KGDM	E. F. Peffer, Stockton, California	Mod. Lic. change from day time operation to Limited Time.
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The applicant is assigned to operate on 1100 kc, a clear channel under G. O. 40, assigned to the First Zone, and now used by stations WPG, Atlantic City, N.J., and WLWL, New York City. The Fifth Zone is over quota; California is over quota. The granting of this application would increase the quota.

5-ZB-40	KOMO	Fisher's Blend Station, Seattle, Washington	Determine lic. power by dir. measure. ant. input.
5-PB-2403	KXRO	KXRO, Inc., Aberdeen, Washington	C. P. erect emerg. trans. with 50 watts to operate temporarily. Station destroyed by fire 11/22/31
5-MLB-879	KVI	Puget Sound Brdcstg. Co. Inc., Tacoma, Washington	Mod. Lic, amended to request 500 watts night and 1 KW LS on 570 kc.

The application as originally submitted requested power of 1 KW both day and night. The frequency requested is now assigned to station KXA, Seattle, Wash.

5-ZB-39	KHJ	Don Lee, Inc., Los Angeles, California	Determine Lic. power by dir. measure. ant. input.
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LICENSE APPLICATIONS GRANTED

During the current week the Commission granted applications for license covering previously authorized construction permits to the following stations: WAWZ, Zarephath, N. J.; WBPL, Richmond, Va.; WJTL, Oglethorpe University, Ga.; KFSG, Los Angeles, Calif.; KJBS, San Francisco, California.





Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

December 12, 1931

## REGULATION OF ADVERTISING

Unless the industry takes immediate steps to eliminate "excessive advertising" in broadcast programs, Congress will pass a law regulating radio advertising.

This was the unanimous opinion of leading radio legislators in the Senate and House upon the convening of Congress this week. Senators Couzens, Dill and White and Representative Davis, who will soon become chairman of the Merchant Marine and Fisheries Committee, each expressed himself emphatically on the subject this week.

Legislators and Commissioners, however, are of the opinion that the industry should take the initiative in correcting alleged abuses and thus avert the necessity for regulation or legislation. In this they express the hope that the National Association of Broadcasters will take the lead.

In the face of present economic conditions, with advertising revenues for all media suffering severe cuts, it would be unfortunate if either the Congress or the Commission were to take action regulating advertising.

If the entire industry were to subscribe to and follow the Code of Ethics of the National Association of Broadcasters all talk of regulating advertising would soon subside. Get out a copy of the Code and read it. Then read it again.

December 12, 1931

### SHAW PLEADS FOR STATIONS

Harry Shaw, Waterloo, Iowa, newly elected president of the National Association of Broadcasters today appeared before the Federal Radio Commission to discuss informally the general economic situation as it affects broadcasting stations throughout the United States.

"I have visited stations, large and small, in many states during the past several weeks and I am proud to say that broadcasters take the responsibilities of operating their stations seriously," Mr. Shaw stated. "With very few exceptions all station owners are trying to meet the highest standards of service. More than half of them are upholding these standards without expectation of immediate profit. As a matter of fact, more than half of the stations in the country today are operating without profit but they are hopeful that as conditions improve they will be rewarded. The prosperity of broadcasting has been widely misrepresented."

Mr. Shaw made a strong plea for the small stations which are fighting valiantly to uphold high standards of service and equipment in the face of the general business depression. These stations, rendering necessary service to their local communities, he said, must depend largely upon local advertising for support because the markets they serve are not always preferred by national advertisers.

"These stations are being faced with increased music license fees, the necessity for expenditures for new equipment and in some instances, increased demands from local musicians' unions," Mr. Shaw went on. "They are facing many problems which the Congress, the Commission or the general public little understand. Their energy, their resourcefulness, their ability to work and strive to preserve the American system of broadcasting, which is based upon competition and the initiative of the individual, in the face of hard times, deserves praise and not censure."

The industry is now endeavoring to stabilize itself, he said, and if left to its own resourcefulness, will put its house in order willingly.

"Those of us who have worked diligently to develop American broadcasting and to find ways and means for maintaining it without the necessity for taxation upon the public, will not see it perish through indifference or neglect," he declared. "Furthermore," he said, "we do not intend to see our industry destroyed by its enemies. We intend to do something about it -- and we intend to do something about it before it is too late."

December 12, 1931

## COPYRIGHT QUESTIONNAIRE

Mr. A. S. Clarke, WBTM, Danville, Virginia, has sent to all local and regional stations questionnaires and correspondence dealing with the copyright situation. Mr. Clarke's comments are directed against what he believes to be the position of the NAB with respect to the equalization of music license fees. Along with other schemes, the NAB Committee did suggest the published card rate as a possible basis for determining fees. The Committee was authorized to meet with the American Society of Composers, Authors and Publishers and report back to the Board. The Committee has reported that it has held a conference, discussed license fees, and that no agreement was reached. Officially, the NAB is not bound to any scheme and certainly it would not be a party to a scheme which would operate unfairly upon any class of stations. The question is still open as far as the Association is concerned. The NAB is against any increases at this time regardless of system.

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## SENATOR DILL TESTIFIES

Testifying in the controversy between Station KVI, Tacoma, Washington and Station KXA, Seattle, Washington, involving an assignment on 570 kc, Senator Dill of Washington stated that he hoped the Commission would take a "broad view of the whole broadcasting situation" so no need would be shown for Congressional action. He stated that the Commission must work out its own administrative problems and he will be the last to foster any move to set aside or allocate for education, for labor, for advertising or for other classes any broadcasting frequencies.

"A town of over 100,000 people is entitled to a radio station in this day and age," the Senator said, "and to get on the air with their programs. The greatest listening public in America is probably between 6 and 8 p. m."

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## WEAO ASKS CLARIFICATION

R. C. Higgy, Director of station WEAO, operated by Ohio State University at Columbus has called attention to an item in the November 28th issue of BROADCASTERS NEWS BULLETIN concerning the hearing which was held recently before Examiner Walker on the application of this station for more time.

"In the first paragraph of this article there occurs an error in the additional hours which we are requesting from the Federal Radio Commission. The only additional hours we are asking for are as follows:

On Thursdays from 7:00 to 10:00 p. m.

Saturdays from 8:00 to 9:30 p. m.

Daily, except Sunday, 3:00 to 4:00 p. m."

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December 12, 1931

#### BETTER COOPERATION SOUGHT

Better cooperation between agricultural program makers and broadcasters is desirable, according to the annual report just made public by the Secretary of Agriculture.

"Important advances continued during the year in the department's radio work, further enhancing the valuable service rendered agriculture by this new medium of communication," the report stated. "Radio broadcasting makes available to the farmers much economic and technical information that might otherwise not reach them or might reach them too late to be of full value.

"It was found desirable in broadcasting to continue emphasizing economic information. The national farm and home hour, the Western farm and home hour, and department programs on more than half the individual stations in the United States proved effective means of sending rush information to farm people throughout the country. Better cooperation between agricultural program makers and the nation's broadcasters is desirable. Better correlation between Federal and State subject matter is also necessary. Both these ends are being sought."

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#### MORE MONEY FOR COMMISSION

President Hoover's budget message transmitted to Congress this week recommended that \$431,360 be appropriated for the Federal Radio Commission for its expenses during the next fiscal year.

While this sum appears to be a reduction of \$34,020 from the 1932 appropriation, it nevertheless actually is an increase of \$11,165 over the amount of money available for the Commission. The 1932 appropriation carried an item of \$45,185 for rent and this rental item is excluded from the new recommendation. This increased money will enable the Commission to employ one additional engineer and four additional clerks.

The President also recommended a reduction of \$495,266 in the appropriation for the Federal Trade Commission, a cut of \$2,251,063 in the appropriation for the Interstate Commerce Commission and a decrease of \$9,615,926 in the appropriation for the Department of Commerce of which the Radio Division is a part.

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#### 15,000,000 SETS IN U. S.

There are about 15,000,000 receiving sets in the United States representing a total investment of \$3,000,000,000, according to Frederick M. Feiker, director of the Bureau of Foreign and Domestic Commerce. The official census as of April, 1930, gave the number of sets counted as 12,000,000. If Director Feiker's estimate is correct there has been an increase of 3,000,000 sets since the time of the census.

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December 12, 1931

#### ADVERTISING MAY GET AIRING

Legislation restricting radio advertising will be enacted by the Congress, unless the industry quickly puts its house in order, leaders in both the Senate and House made it very clear this week.

Senator Dill expressed the hope that such a move might be averted if the broadcasters will take steps immediately to curb abuses.

Representative Davis also prefers that the industry shall take the initiative but unless something is done immediately the new chairman of the Merchant Marine and Fisheries Committee will attempt to have legislation passed.

Senator White and Senator Couzens, the latter chairman of the Interstate Commerce Committee of the Senate are of the same opinion.

It appears likely that the whole subject of radio advertising will receive a public airing in Congress this session and broadcasters and those complaining about excessive advertising will be given an opportunity to be heard.

A bill prohibiting lotteries will undoubtedly be passed. The bill will conform with the resolution adopted by the NAB at its Detroit convention.

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#### RECOMMEND SET SALES TAX

A tax on manufacturers' sales of radio and phonograph equipment and accessories was included in the tax program recommended to Congress in the annual report of Secretary of the Treasury Mellon. The report recommends higher rates of taxation upon individual and corporation incomes, a supertax on estates, a revival or increase of certain excise and stamp taxes, an extension of the admissions tax, higher postal rates, and miscellaneous taxes. Among the latter group would be increased rates on tobacco manufacturers and products except cigars, an increase in existing stamp tax upon sales or transfers of capital stock, extension of the present admissions tax, taxes on manufacturers' sales of automobiles, trucks and accessories, a stamp tax on the conveyance of realty, a tax on manufacturers' sales of radio and phonograph equipment and accessories, a stamp tax on checks and drafts, and a tax on telephone, telegraph, cable and radio messages.

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#### KLAUBER CBS VICE PRESIDENT

Edward Klauber, formerly vice president and assistant to the president, has been appointed first vice president of the Columbia Broadcasting System by the Board of Directors. Lawrence W. Lowman, formerly secretary and supervisor of operations, has been appointed vice president in charge of operations.

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December 12, 1931

## RADIO IN EDUCATION PROGRAM

Dr. C. M. Koon, senior specialist in education by radio, Office of Education, Department of the Interior, "will advise educational institutions and individuals who are interested in education by radio and make contact with broadcasters and educators," Secretary of the Interior Wilbur stated in his annual report.

Studies in progress according to the report of the Commissioner of Education are as follows:

1. A study of the activities of educational broadcasting stations.
2. A compilation of data pertaining to the use of radio in the schools, colleges, and universities and in informal education.
3. A study of the use of radio in education in foreign countries, which will bring up to date similar information gathered by the radio advisory committee on education by radio in 1929.
4. A study of experiments, researches, evaluations by educators, programs, and other material on education by radio.

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## RCA ARGUMENT POSTPONED

Argument in the Court of Appeals of the District of Columbia in the cases involving the renewal of licenses to the RCA and subsidiary companies, growing out of the Commission's Section 13 decision, has been indefinitely postponed due to the enforced absence of Assistant General Counsel Patrick of the Commission. The argument was scheduled for last Monday.

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## FESS BILL IS INTRODUCED

One of the first bills to be dropped into the hopper after the opening of the Seventy-Second Congress was the Fess bill, proposing to set aside 15 per cent of all broadcasting channels for the exclusive use of broadcasting stations. Broadcasters should note that the author of the bill, Senator Fess of Ohio, is chairman of the Republican National Committee. The National Association of Broadcasters in annual meeting unanimously adopted a resolution protesting against the passage of this measure. An attempt will be made to obtain hearings on this bill during the present session.

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## RADIO TABLOID APPEARS

Among the crop of program newspapers is the American Radio Tabloid, a weekly published by the American Radio Association, Inc. at Freemont, Ohio. The paper made its first appearance this week.

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## VESTAL COPYRIGHT BILL IN

The Vestal copyright bill, with several minor changes from the previous measure, has been reintroduced by Representative Albert H. Vestal of Indiana. The full text of the measure is not yet available, but it is understood that none of the amendments proposed by the broadcasters in the Senate last winter are included in this bill. The House Patents Committee will not be headed this Congress by the author of the bill but the chairmanship will fall to either Representative Sirovich of New York or Representative Lanham of Texas.

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## POST OFFICE USES RADIO

Radio talks designed to educate the public regarding parcel post and other postal matters have been prepared and are being disseminated throughout the country, Postmaster General Brown stated in the annual report of the Post Office Department.

The Postmaster General states that the deficiency in revenues for the last fiscal year amounted to \$146,066,189.66 and recommends that Congress fix a three-cent rate for letter mail in order to cover the deficit.

The general business depression has been reflected quite noticeably in the publishing industry of the country, says the report, as evidenced by the large decrease in postage collected on mailings of newspapers and periodicals as second-class matter at pound rates of postage. The head of the department recommends legislation which would put a stop to publications establishing branch offices at other places for the purpose of evading payment of postage at per-copy rates and to enjoy second-class pound rates.

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## FREQUENCY CONTROL IMPROVES

Improvement in frequency control by broadcasting stations is noted in the annual report of the Radio Division of the Department of Commerce.

"The records of the division show a constantly increasing improvement in frequency control since the monitoring work of the division was undertaken," says the report signed by W. D. Terrell, Director of Radio. "As an illustration, in December 339 broadcasting stations were measured. The frequency variation of 35 of these stations was less than 100 cycles above or below the assigned frequency. In Jun 330 stations were measured. The frequency variation of 97 of these stations was less than 50 cycles above or below the assigned frequencies."

In 1929 there were 16,829 licensed amateur radio stations, in 1930 there were 18,994 and this year there are 22,739, the report states.

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## PRESIDENT OMITTS RADIO

The subject of radio was not mentioned in the message of President Hoover to the Congress last Tuesday.

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## SHULER GOES TO SUPREME COURT

Denied a petition for a stay order by the Court of Appeals the Trinity Methodist Church, owner of Station KGEF, Los Angeles, Calif. this week filed a petition for a writ of certiorari in the Supreme Court of the United States. Station KGEF was ruled off the air by a decision of the Commission which was afterward appealed to the Court of Appeals.

In the petition, the church station over which Rev. "Bob" Shuler frequently broadcast, it is alleged that the Commission's decision amounted to censorship and imposed conditions interfering with freedom of speech in violation of Section 29 of the Radio Act of 1927 and abridged the right of freedom of speech in violation of the First Amendment of the Constitution. The petition also states that the decision deprives the station of its liberty and property without due process of law in violation of the Fifth Amendment and further states that if Sections 9 and 11 of the Radio Act require or authorize the Commission to make such a decision as rendered, these sections are unconstitutional in that they abridge the petitioner's right of freedom of speech in violation of the First Amendment and deprive the petitioner of its liberty and property without due process of law in violation of the Fifth Amendment.

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## CLOTHING CONCERN STOPPED

The Federal Trade Commission has ordered Alexander-Martin Company, Grand Rapids, Mich. ready-made clothing dealers, to cease representing that clothing is tailor-made or made especially to order except in cases where it is actually cut to the pattern of the customer's order measurements.

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## CCIR MEETING DEC. 14

A meeting of the conference preparing for the Third Meeting of the C.C.I.R. will be held at 9:30 a.m. Monday, December 14, 1931, in the offices of the Federal Radio Commission, Washington, D. C.

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## AMENDED COMPLAINT IN RATE CASE

The Sta-Shine Products Company, Inc. has filed an amended complaint against the National Broadcasting Company and Station WCEB, Freeport, N. Y. stating that the National Broadcasting Company is not only a corporation engaged in the transmission of intelligence for hire by wireless, but also by wire. The complainant alleges that no contracts or documents, required by the Interstate Commerce Commission, have been filed by the respondent.

Hearing in the case will be held before an examiner at New York on Monday, December 14.

The National Association of Broadcasters will be represented at the hearing by the Managing Director.

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## COMMISSION HEARS TESTIMONY

The full Commission this week heard testimony in a case involving Station KGDE, Fergus Falls, Minn. and Jacob L. Pete, an applicant for a new station at Ely, Minn. Station KGDE operates on a frequency of 1200 kc and, after hearing, the chief examiner recommended that Pete be awarded a part of the time now assigned to the Fergus Falls station. The case was reopened by vote of the Commission upon the basis of an affidavit filed by Charles J. Jaren, proprietor of Station KGDE, alleging that political pressure was brought to bear in the case. Jarens elaborated his charge in his testimony before the Commission and Pete and other witnesses refuted the charge. The names of high radio officials were frequently mentioned in the testimony of witnesses on both sides. Jarens alleged that he was coerced into an agreement to share time with the new station at the time of the original hearing. This allegation was denied on the other side.

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## JUSTICE DEPARTMENT REPORT

The Department of Justice, charged with enforcement of the criminal provisions of the Radio Act of 1927, received 21 cases from the Radio Division and the Radio Commission during the last fiscal year and 20 were disposed of, according to the annual report of the Attorney General. In four cases, arrests have been made, and the offenders have been held over for grand jury proceedings. In three cases, convictions have been secured.

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## NBC ISSUES MARKET STUDY

"NBC Markets" a carefully prepared study of markets served by stations affiliated with the networks of the National Broadcasting Company was issued this week. The work does not attempt to determine the service areas of the stations on the networks but simply gives market data about the markets served. The report rejects mail surveys and signal intensity measurements in favor of the market area idea. The areas are set up in circles having uniform radii of 100 miles each, regardless of whether or not the station located in that area serves the entire territory.

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## HIGH POWER APPEALS

Stations WMAQ, WGN, KGO, WJZ, WHAM and WTMJ appealed to the Court of Appeals of the District of Columbia this week from the decisions of the Federal Radio Commission in the high power cases. In the first five cases it is alleged that the Commission erred in refusing the applicants permission to increase their operating power to 50 KW and in the WTMJ case it is alleged that the Commission erred in refusing to grant the Milwaukee station the frequency of 870 kc which is now being utilized by WENR and WLS in Chicago, Ill. No stay orders were requested and stations granted 50 KW will be permitted to go forward with their construction. In five of the appeals the validity of the amendment to General Order 42 is contested. In the WTMJ case the question of the disparity of assignments in Wisconsin and Illinois is raised.

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## PHILADELPHIA TELEVISION RECOMMENDED

The application of the Philadelphia Storage Battery Company, Philadelphia, Pa. for authority to erect an experimental visual broadcasting station was favorably acted upon by the recommendation of Examiner Pratt in Report No. 303 issued at the Commission this week. If the Commission sustains the recommendation, the applicant will be authorized to conduct complete television tests on the frequencies of 2750-2850; 43000-46000; 48500-50300; 60000-80000 kc, with maximum power of 1500 watts. Another application for a general experimental construction permit on 8650 kc and 17300 kc was also recommended for approval.

The application was heard with the RCA-Victor appearing as respondent to the request of the applicant. The RCA-Victor is now operating station W3XAD on several of the requested frequencies at Camden, N. J. The granting of the application was protested on the ground that serious interference would be caused by the proposed simultaneous operation, since the Camden station and the proposed location of the Philadelphia transmitter are only a little more than three miles apart. Examiner Pratt disposes of this contention of the RCA-Victor, with the following statement:

"One of the most important problems requiring solution in the television field has to do with interference and the evidence indicates that should the RCA-Victor Company's station and the applicant's proposed station operate simultaneously, for experimental purposes, much could be learned with reference to the interference problem, and in this connection much data could be gathered which would promote the economical use of frequencies, efficiency of transmission and methods of minimizing interference."

Examiner Pratt recommended denial of the construction permit application for an experimental relay broadcasting station proposed by Isle of Dreams Broadcasting Corporation, Miami Beach, Florida, operators of station WIOD, on 6000; 9600; 11800; and 15100 kc with 2500 watts and 12 hours daily operation, and three hours at night. The report (No. 299) concludes "the frequencies applied for are either unsuitable or unavailable for assignment for the services proposed by the applicant" and "there is not a sufficient showing of a plan of experimentation to warrant a finding that the granting of this application would probably result in the development or advancement of the relay broadcasting art."

Applications for new stations in Texas and Alabama were recommended for denial as in cases of default by Examiner Yost in Report No. 300, and while no testimony was offered in evidence, the application of station KGKB, Tyler, Texas, for renewal of license and for assignment of license to East Texas Broadcasting Company, was recommended to the Commission for approval. The applications for the new stations were filed by John E. V. Jasper, Sheehan, Texas, and the Voice of Montgomery, Montgomery, Ala.

Denial of the application of Greater St. Louis Broadcasting Corp. (KWK) for authority to erect a new experimental television station at St. Louis, Mo. on 2850-2950 kc with power of 500 watts, was recommended for denial by Examiner Hyde in Report No. 301 this week. The conclusion of the examiner states, in part, "it does not appear from the evidence submitted that the applicant has a definite bona fide plan of experimentation and development in television methods which would improve the art of visual broadcasting and which would warrant the assignment of facilities requested."

## THE COMMISSION REPORTS (Continued)

Other sections of the Engineering Division report cover the quota system now in effect, the census tabulation of receiving sets, the mileage separation recommended in the broadcast band, and also a section devoted to the result of the various experiments in synchronization which have been conducted. Six pages of the Report are given over to a complete and detailed explanation of the standards used as a basis for engineering testimony given in all cases involving broadcast stations. In this connection, the various sources of the information used are set out along with specified formulas.

The Legal Division activities are covered in the report of the General Counsel. This is divided into three sections - - administrative, the hearing section, and the research and drafting division. Summaries and reports are given for all the cases which were appealed to the Court of Appeals from the decisions of the Commission. Another section has been indicated setting out the various opinions and interlocutory orders which were handed down during the period covered by the Report.

The Report in pamphlet form may be purchased for twenty cents a copy from the Government Printing Office, Washington, D. C.

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## WMCA TELEVISION HEARING

A statement appearing in the BULLETIN of December 5th, declared John L. Baird, English television engineer, would be in complete charge of the experimental visual broadcasting work of the Knickerbocker Broadcasting Company, if its application to erect a new television station in New York City is granted. The immediate supervision of these proposed experiments will be in the hands of the personnel of station WMCA, and Mr. Baird's connection will be largely that of an advisory capacity, using the facilities of the requested station to carry on the experiments sponsored by Mr. Baird and the Baird Company. Mr. Baird proposes to spend part of his time in the United States, and will keep in contact with the work of the Knickerbocker Broadcasting Company. The testimony of Mr. Baird at the hearing did not indicate that he was the inventor of a television "three-dimensional picture" but that he has developed a system of transmission which utilizes the equivalent of an old-fashioned stereoscope, with the observer using a hood arranged so that each eye is in position to observe a separate neon lamp through a separate series of spiral holes. This system is recognized as having a stereoscopic effect, but is different from an ordinary screen stereoscopic projection.

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## WIOD GETS ADVERSE REPORT

The increase in day power from 1 KW to  $2\frac{1}{2}$  KW, requested by station WIOD, Miami Beach, Florida, on 1300 kc was recommended for denial by Examiner Walker (Report No. 302). The report of the examiner indicates the station is now using "approximately twenty percent less power than is authorized by the provisions of its present license", and finding further the proposed equipment would not permit the requested operation, the examiner concludes the granting of the power sought would further increase the quota of an already over quota state and zone.

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## WFLA-WSUN 620 KC POWER REDUCED

Taking action upon the Court of Appeals mandate issued in the Journal Company v. Federal Radio Commission (48 Fed (2d) 461) case, the Commission this week renewed the licenses of stations WTMJ, Milwaukee, Wis.; WLBX, Bangor, Maine; and WDAE, Tampa, Fla. making no changes in power or operating assignment, and reduced the operating power of station WFLA-WSUN, Clearwater, Fla. to 250 watts. The applications for renewals of license of these stations were heard before Examiner Pratt during the latter part of May. The examiner recommended (Report No. 263) the renewal applications of all stations be granted, conditional upon the removal of the WFLA-WSUN transmitter to another site.

The examiner was reversed in his recommendation that the Clearwater transmitter location be changed. In place of this, the Commission reduced the power of this Florida station from 1 KW night and 2500 watts daytime to 250 watts night power and 500 watts local sunset. The Commission, after hearing, denied the application of station WTMJ to increase power to 5 KW on the 620 kc channel. The Milwaukee station appealed this denial to the Court of Appeals, and in its decision, reversing the Commission, the Court held that some relief should be given the Wisconsin station. The case was remanded to the Commission with the statement "recognizing the Commission is better equipped than this Court to work out an equitable solution of this problem," the Court directed the Commission "to afford appellant, after notice and hearing \* \* \* such relief as will materially re-establish appellant in the position occupied by it prior to the acts complained of."

In its statement of facts, this week, the Commission set out four points that were considered in the decision.

"1. What are proper scientific standards by which to determine good radio service? 2. Based upon a proper scientific standard what was the normal and effective service area of WTMJ prior to the acts complained of? 3. What is the extent of the reduction in WTMJ's service area resulting from the acts complained of? 4. What steps are necessary to reestablish the normal and effective service area of WTMJ as it existed prior to the acts complained of?"

The Commission in its grounds for decision found "the normal and effective service area of station WTMJ, i.e. that area in which the station renders reasonably satisfactory service, as it existed prior to October of 1929, has subsequently been reduced by the operation of station WFLA-WSUN. It does not appear from this record that the operation of any other radio station has, since October of 1929, reduced said service area of WTMJ." Commenting upon the recommendation of the examiner which would permit the Clearwater station to install new equipment and change the transmitter location, the Commission said:

"In view of the mandate of the Court of Appeals \* \* \* it cannot be presumed that the suggested changes \* \* \* without a reduction in power output of that station (WFLA-WSUN) would result in either complete or substantial compliance with the mandate." Admitting the probability, that the replacement of station WFLA-WSUN on the station's former frequency of 1220 kc would be a possible solution, nevertheless such a change in assignment the Commission said "would be expected to cause serious interference with the service of other stations now operating on the 1220 kc frequency." The Commission found that the reduction in power of the Florida station would decrease the range of the station but added "it does not appear that any substantial portion of the present service area would

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WFLA-WSUN 620 KC POWER REDUCED (Continued)

be deprived of any broadcasting service not now received from other broadcasting stations." The conclusion was further drawn that a reduction in power of the Florida station would make for a more equitable distribution of facilities since the state of Florida and the Third Zone are both over quota.

The application for a new station filed by William O. Ansley, Abilene, Texas, to operate on 1420 kc with power of 100 watts and 250 watts LS, with unlimited time was denied by the Commission, sustaining the recommendation of Examiner Hyde (Report No. 259). The applicant requested the facilities now assigned to station KFYO, Abilene, Texas. The grounds for the decision are based on an insufficient showing on behalf of the applicant, and sufficient financial resources are <sup>not</sup> available, according to the evidence "to insure the construction and maintenance of the proposed station." The conclusion of the Commission, in connection with the evidence introduced at the hearing of the service now rendered by the Abilene station, indicates that "irrespective of the service now being rendered by respondent station KFYO, the showing made in this record is not sufficient, in view of the present over quota status of the state of Texas, to warrant the granting of this application."

An application for a new station at Coatesville, Pa. for authority to operate on 1210 kc with power of 100 watts and unlimited time, was denied by the Commission sustaining the findings of Examiner Hyde (Report No. 271). The denial of the request was based on the conclusion of the Commission that the applicant had failed to show sufficient financial ability to build and continue operation of the station; that the area of the proposed station now receives good broadcasting service from a number of stations; and that the operation of the proposed station would result in serious interference to a number of stations on the requested and adjacent frequencies.

The application of Denison Radio Laboratory, <sup>Denison, Texas,</sup> for construction permit to erect a new broadcast station at that location was denied by the Commission as in cases of default, sustaining Examiner Walker (Report 279).

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EXPERIMENTAL AUTHORITY CANCELLED

The experimental authorization recently granted to station WJAG, Norfolk, Neb. permitting operation two hours <sup>after</sup> local sunset on the cleared channel of 1060 kc was cancelled by the Commission this week. The action of the Commission followed receipt of a letter from station WBAL, Baltimore, in which it was claimed that the operation of the Nebraska station after sunset seriously interfered with the service area of WBAL. When the proposed operation was first suggested the Baltimore station agreed to the action of the Commission on an experimental basis with the understanding that if interference would develop station WJAG would immediately return to the former assignment of operating with 1 KW until sunset Norfolk time.

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December 12, 1931

APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

FIRST ZONE

- WMSG Madison Square Garden Brdcstg. Corp., New York, N. Y. Granted authority to discontinue use of studio and transmitter located at 319 W. 49th Street, New York, and to use the studio and transmitter of station WBNX, Bronx, New York.
- WBAL Cons. Gas Elec. Light & Power Co., Baltimore, Maryland  
WTIC Travelers Broadcasting Service, Hartford, Connecticut Granted special authorization to extend until December 15th, authority to operate synchronously with WEAJ and WJZ.
- WFOX Paramount Broadcasting Corporation, Brooklyn, New York Granted modification of CP to change location authorized by CP, from 58th Street & Avenue H, Brooklyn to Lot 73 $\frac{1}{2}$  and 74, Block 7975-A, Brooklyn, N.Y.
- WBAL Consolidated Gas & Elect. Company, Baltimore, Maryland  
WTIC Travelers Broadcasting Service, Hartford, Connecticut Granted authority to synchronize with stations WJZ and WEAJ until February 1; and applications for renewal of license to be heard before full commission January 13.
- WHAZ Rensselaer Poly. Inst., Troy, New York Granted extension of comp. date on CP to February 10, 1932.
- WOAX WOAX, Inc., Trenton, New Jersey Granted Mod. C. P. to extend comm. date to 12/10/31 and comp. date to 1/10/32.
- WBZ Westinghouse Elect. & Mfg. Company, Boston, Massachusetts Granted Mod. C. P. approving trans. location at Millis Township, Mass., and equipment to be installed at that location.

SECOND ZONE

- WCAU Universal Brdcstg. Company, Philadelphia, Pennsylvania Granted Mod. C. P. approving trans. location at Newton Square, Pennsylvania.
- WDEO The Lake Superior Broadcasting Co., Marquette, Michigan Granted Mod. C. P. change hours from unlimited to certain spec. hours.

THIRD ZONE

- WSM National Life & Accident Ins. Co., Nashville, Tennessee Granted extension of CP for period of 30 days.

## APPLICATIONS GRANTED (Continued)

THIRD ZONE (Continued)

- WRBJ Hattiesburg Broadcasting Company, Hattiesburg, Mississippi Granted extension of authority to remain off the air until January 1, 1932.
- WOAI Southern Equipment Company, San Antonio, Texas Granted C. P. erect new auxil. trans. in San Antonio, for operation with 5 KW, in emergency only.
- KUT KUT Broadcasting Company, Austin, Texas Granted CP to move trans. locally.

FOURTH ZONE

- KGFW Central Nebraska Broadcasting Corp., Kearney, Nebraska Granted permission to operate with power of 60 watts until new motor generator can be installed.

FIFTH ZONE

- KXRO KXRO, Inc., Aberdeen, Washington Granted CP erect emergency trans. to be operated with 50 watts, until new transmitter can be installed.
- KHJ Don Lee, Inc., Los Angeles, California Granted authority for direct measurement of power.

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## RENEWALS GRANTED

During the current week the Commission granted renewals of license for the regular period to the following stations:

WEDH, Erie, Pa.; WPEN, Philadelphia; WRDW, Augusta, Ga.; WSPA, Spartanburg, S. C.; KFJI, Astoria, Ore.; KFJM, Grand Forks, N. D.; KFWS, Hollywood, Cal.; EGAR, Tucson, Ariz.; KGDA, Mitchell, S. D.; KGFI, Corpus Christi, Tex.; KGFL, Raton, N. M.; KPQ, Wenatchee, Wash; KRE, Berkeley, Calif.; KREG, Santa Anna, Cal.; KUT, Austin, Tex.; KWKC, Kansas City, Mo.; WIAS, Ottumwa, Iowa; WJTL, Oglethorpe University, Ga.; WKDZ, Ludington, Mich.; KFLX, Galveston, Tex.; KFXD, Nampa, Idaho, KGIW, Trinidad, Colo.

The application for renewal of license filed by station WSYE, Rutland, Vermont, was granted by the Commission subject to operation during certain specified hours as set forth in the license.

A renewal was granted to station WHDF, Calumet, Michigan on condition that an application for certain hours would be filed within a reasonable time.

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December 12, 1931

HEARING CALENDAR

The following hearings are scheduled for the week commencing Monday, December 14, 1931. All hearings commence at 10 a. m.

Wednesday, December 16, 1931

BROADCASTING

Docket #1340	NEW	William O. Omness, Herbert T. Graham, Muskegon, Michigan	C. P.	1310 kc Unlimited time.	50 watts
Docket #1429	WELL	Enquirer-News Company, Battle Creek, Michigan	C. P.	1420 kc Present Assignment: 1420 kc, Unlimited time.	100 watts 50 watts

Friday, December 18, 1931

TELEVISION

Docket #1426	NEW	Radio Vision Company, Pittsburgh, Pennsylvania	C. P.	2850-2950 kc Variable time.	50 watts
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This concludes the hearing calendar for the Commission, until January 4th at the close of the Christmas recess.  
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APPLICATIONS DISMISSED

The following applications were dismissed by the Commission at the request of the applicants:

<u>FEC</u>	<u>FILE</u>	<u>CALL</u>	<u>APPLICANT</u>	<u>NATURE OF APPLICATION</u>
3-PB-2288	NEW		W. G. Jasper, Texarkana, Arkansas	C. P. 1420 kc; 50 watts Divide with KABC (Formerly KTAP)
3-PB-2272	NEW		W. G. Jasper, Texarkana, Arkansas	C. P. 1420 kc; 50 watts Divide time with KFYO
3-PB-2268A	NEW		W. G. Jasper, Paris, Texas	C. P. 1370 kc; 50 watts Divide time with KFJZ
3-PB-2312	NEW		W. G. Jasper, Muskogee, Oklahoma	C. P. 1310 kc; 50 watts Shares time with KFXR
2-PB-2296	NEW		Schuykill Brdcstg. Co., Hazleton, Pennsylvania	C. P. 590 kc; 500 watts Daytime operation.
1-MLB-855	WCGU		U. S. Broadcasting Co., Brooklyn, New York	Mod. Lic. 1300 kc; 500 watts To divide time with stations WHAP, WHAZ, and WBBR.



December 12, 1931

#### APPLICATIONS DENIED

The following applications were denied pursuant to G. O. 93, Subtitle B, Sec. 5, and the decision of the Commission in the matter of the applications of various stations for high power as recorded in its Statement of Facts, Grounds for Decision and Order in said matter, entered the 17th day of November, 1931.

WHAM,	Stromberg-Carlson Tel. Company, Rochester, New York	Modification of License to increase power to 50 KW.
WCCO	Northwestern Broadcasting, Inc., Minneapolis, Minnesota.	Modification of License to increase power to 50 KW.
WGN- WLIB	The Tribune Company, Chicago, Illinois	Modification of License to increase power to 50 KW.
WTMJ	The Journal Company, Milwaukee, Wisconsin	Modification of License to increase power to 50 KW.
KGO	National Broadcasting Company, Inc. San Francisco, California	Modification of License to increase power to 50 KW.
KOA	National Broadcasting Company, Inc. Denver, Colorado	Modification of License to increase power to 50 KW.
KPO	Hale Brothers Stores Inc., and The Chronicle Publishing Company, San Francisco, California	Modification of License to increase power to 50 KW.
NEW	Westmoreland Co. Radiophone Service, Greensburg, Pennsylvania	Denied CP for new station, 810 kc, 250 watts, daytime hours.

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#### APPLICATIONS SET FOR HEARING

At its sessions during the current week the Commission designated the following applications for hearing:

WFDV	Rome Broadcasting Company, Rome, Georgia	Requested Mod. Lic. to change frequency from 1310 kc to 1500 kc; with operating hours from 7 a. m. to 1 p. m. and 7 p.m. to 10 p. m. (Now daylight operation)
NEW	J. E. Wharton & M. B. Wray, Texarkana, Arkansas	C. P. new station 890 kc; 100 watts un- limited time. (Facilities of KARK)
NEW	Black Hills Broadcasters, Sturgis, South Dakota	C. P. new station 1200 kc, 15 watts; share with WCAT.
WADI	Pine Tree Broadcasting Corporation, Bangor, Maine	Involuntary assignment lic. to 1st Universalist Society of Bangor.

December 12, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>REC. FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
1-PB-151	WSVS	Seneca Vocational School, Buffalo, New York	Install automatic freq. control.
1-MPB-279	WFOX	Paramount Broadcasting Corp. Brooklyn, New York	Mod. C. P. as to trans. location.
1-ZB-42	WNAC- WBBS	Shepard Brdcstg. Service, Boston, Massachusetts	Determine license power by direct measurement antenna input.
1-ZB-41	WAAB	Bay State Brdcstg. Corp., Boston, Massachusetts	Determine license power by direct measurement antenna input.
1-MLB-920	WAAB	Bay State Brdcstg. Corp., Boston, Massachusetts	Mod. lic. change power from 500 watts to 500 watts and 1 KW Local Sunset.

The applicant is now licensed to operate on 1410 kc with unlimited time. The closest stations to Boston on this frequency are stations WRBX, Roanoke, Virginia, operating with power of 250 watts and 310 miles distant; and station WBCM at Bay City, Michigan, operating with 500 watts power. The First Zone is under quota; Massachusetts is under quota. The granting of this application would increase the quota.

1-MLB-920	WTBO	Associated Brdcstg. Corp., Cumberland, Maryland	Mod. Lic. change frequency to 590 kc and increase night power to 250 watts with unlimited time.
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The applicant is now assigned to 1420 kc with 100 watts night and 250 watts ES., unlimited time. The closest stations to Cumberland on the requested frequency are stations WLEI, Kalamazoo, Mich., with 1 KW power and daylight operation, 415 miles distant; station WEEI, Boston, Mass., with 1 KW and unlimited time 450 miles distant; and station WOW, Omaha, Nebr., 1 KW and 950 miles distant. The Commission Engineering Division recommends for night operation, under similar circumstances, a separation of 1050 miles in the case of 1 KW watt stations and 250 watt stations operating simultaneously on the same frequency. The First Zone is under quota; Maryland is under quota. The granting of this application would increase the quota 0.1 unit.

1-MLB-922	WCGU	United States Brdcstg. Corporation, Brooklyn, New York	Mod. Lic. operate from 1 to 2 a.m. daily in addition to time sharing agreement.
1-MLB-921	WBBC	Brooklyn Brdcstg. Co., Brooklyn, New York	Mod. Lic. operate from 12 mid-night to 1 a. m. daily in addition to time sharing agreement.



December 12, 1931

APPLICATIONS RECEIVED (Concluded)

FIFTH ZONE (Continued)

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
5-PB-2410		NEW	Franklin Electric, Roseville, California	C. P. erect new station on 1410 kc with 10 watts, to operate certain specified hours.

The above two applicants are seeking authority to establish new stations at the same location. This community is approximately 18 miles from Sacramento, Calif. The frequencies requested are within ten kilocycles and simultaneous operation could not be authorized without causing serious interference. The closest station to the proposed location on 1410 kc is KLO, Ogden, Utah, operating unlimited time with power of 500 watts and 540 miles distant. The closest stations to Roseville on 1400 kc are WDAG and KGES, Amarillo, Texas, sharing time with power of 1 KW and 1100 miles distant. The Fifth Zone is over quota; California is over quota. The granting of these applications would increase the quota.

5-PB-2411		NEW	Stewart & Sayles, Gillette, Wyoming	C. P. erect new station on 1310 kc with power of 100 watts and specified hours, asking the facilities of station KDYL.
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The closest stations to the proposed location on the requested frequency are KGCK, Wolf Point, Montana, with 100 watts and unlimited time, 260 miles distant; and station KFUP, Denver, Colorado, 100 watts power, 330 miles distant. The facilities requested are now assigned to station KDYL, Salt Lake City, Utah, operating unlimited time on 1290 kc with 1 KW.

5-FB-153		KPJM	A. P. Miller, Prescott, Arizona	Install automatic frequency control.
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LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: KZRO, Aberdeen, Washington; KFQD, Anchorage, Alaska; WFIW, Hopkinsville, Kentucky; KQJU, Mandan, North Dakota.

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MISCELLANEOUS COMMISSION ACTION

WHAM	Stromberg-Carlson Telephone Company, Rochester, New York	Denied request of station for waiver of conditions attached to its CP for installation of 25 KW transmitter, pending adjustment of appeal in Court of Appeals of D. C.
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BROADCASTERS'



NEWS BULLETIN

Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS  
NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.



SEASON'S GREETINGS!

THE MANAGING DIRECTOR

AND HIS STAFF

EXTEND TO ALL

MEMBERS OF THE NAB

BEST WISHES FOR A

MERRY CHRISTMAS.



December 19, 1931

## COMMISSION RECOMMENDS LEGISLATION

The Commission sent to the Senate and House a number of legislative recommendations which will be considered by the Senate Interstate Commerce Committee and the House Merchant Marine and Fisheries Committee. The principal recommendations which concern broadcasters are as follows:

1. Amendment to Section 2 of the Radio Act excluding the Virgin Islands and Porto Rico from the First Zone and Alaska, Guam, Eastern Samoa, and the Hawaiian Islands from the Fifth Zone.
2. Amendment to Section 3 of the Radio Act providing for the annual election of a chairman and vice chairman of the Commission.
3. Amendment to Section 4, Paragraph (f) of the Radio Act making it clear that changes in wave lengths, power, or times of operation shall not be made without public hearing unless the consent of all parties concerned is secured. The present law does not make it clear whether or not a hearing must be held to make such changes.
4. Amendment to Section 4, Paragraph (k) providing for the taking of depositions, compelling witnesses to appear at hearings, production of documents etc. publication of decisions of the Commission, payment of witnesses fees and providing for appearances in person or by attorney.
5. Amendment to Section 4 of the Radio Act giving the Commission authority to require the illumination of towers.
6. Amendment to Section 9 of the Radio Act limiting all radio licenses to a term of one year. The present act permits the granting of broadcasting licenses for a period of three years.
7. Amendment to Section 6 prohibiting the transmission by wire of any program originating in the United States intended to be retransmitted by radio broadcast stations in any foreign country.
8. Amendment to Section 12 prohibiting the transfer of control either directly or indirectly of any station unless a hearing is held and the transfer approved by the Commission. This amendment would undoubtedly give the Commission control over stock of broadcast companies.
9. Amendment to Section 14 giving the Commission authority to suspend licenses for 30-day periods.
10. Amendment to Section 16 making it clear that an appeal will lie from denial of a construction permit, and making other minor changes in appellate procedure.
11. Amendment to Section 32 of the Radio Act making each day's violation of the act a separate offense.
12. Amendment to Section 12 prohibiting broadcasting of lotteries.
13. Amendment to Section 13 giving the Secretary of Commerce power to seize apparatus illegally operated.

## TWO LICENSES DENIED; TIME REDUCED

Sustaining the recommendation of Examiner Hyde (Report 274) the Commission granted the application of station WIBG, Elkins Park, Pa. for renewal of license on 930 kc with 25 watts day power, stating that while the station has only "made but limited use of the radio facilities heretofore assigned, it appears the service rendered has been well received and of interest to the people of the community and that a more extensive and complete program will, in the future, be rendered."

## MORE TIME FOR KLRA

The Commission denied the application of station KUOA, operated by the University of Arkansas, Fayetteville, Ark. to share time equally with station KLRA, Little Rock, Ark. The action of the Commission sustained in part the report of Examiner Walker (No. 273) and ordered the renewal application of the educational station be granted to permit daily operation from 7 to 8 a.m.; 11 a.m. to 1 p.m.; 3 to 6:30 p.m. In setting out this schedule, the findings of the Commission concluded: "\* \* the operation of station KUOA during these hours will enable the licensee to continue to render any substantial service that it has heretofore rendered or may render under its proposed educational plan of future operation." The remainder of the operating time was assigned at the same time to the Little Rock station.

## WOQ LOSES LICENSE

The recommendation of the examiner in Report No. 239, was reversed by the Commission and an unlimited time license issued to station KFH, Wichita, Kansas, on 1300 kc. This action of the Commission will delete station WOQ, Kansas City, Mo. now operated by The Unity School of Christianity. The application of KFH for unlimited time, in place of the five-sevenths time formerly assigned this station, was heard by Examiner Hyde, at the same time as an application for assignment of license from the Unity School of Christianity to the Fairfax Broadcasting Company, Kansas City, Mo. and also the renewal application of the Missouri station.

Giving its reasons for granting the Wichita request the Commission said: "The granting of the application for unlimited time operation of KFH would enable the licensee of that station to substantially enlarge upon the service now rendered." Speaking of the denial of the WOQ renewal, the conclusions of the Commission stated: "It does not appear that the deletion of station WOQ would deprive the persons within the service area of that station of any substantial radio service not now received from a number of other broadcasting stations." The Commission further said the granting of the Kansas application would work a more equitable distribution of facilities in the Fourth Zone. The decision is effective 20 days from the date of the Commission order.

## BUFFALO STATION DELETED

The application for renewal of license of station WMAK, Buffalo, N. Y. was denied by the Commission this week, sustaining the recommendation of Examiner Walker (Report No. 258). The deletion of the New York station was based on the unsatisfactory showing made by the applicant as to the character of service rendered or proposed by the station. It was further concluded that Buffalo and vicinity now

## BUFFALO STATION DELETED (Continued)

receive good broadcasting service from a number of broadcasting stations "and no substantial showing is made of a need in that area for such services as may be rendered by station WMAK." The proposed equipment was found by the Commission not to be capable of the modulation required by G. O. 111. The question of quota distribution was covered by the Commission in the statement that the "denial of this application will result in a reduction of the present over-quota status of the state of New York."

## TELEVISION APPLICATIONS DENIED

The television application of Indiana's Community Broadcasting Station, Hartford City, Ind. was denied by the Commission sustaining the recommendation of Examiner Yost (Report No. 276). The Commission found the applicant has not completed sufficient experiments in the past to indicate that the granting of the request for facilities in the television spectrum would result in advancement of the television art. The Commission further said that the applicant does not have sufficient technical facilities available to insure an "efficient program."

The Commission sustained the recommendation of Examiner Pratt (Report No. 278) denying the application of Pilot Radio & Tube Corporation, Lawrence, Mass. for authority to erect a new television station on 2000-2100 kc with 250 watts power. The conclusions of the Commission indicated that the applicant had failed to show that the equipment proposed "would be suitable for experimental visual broadcasting."

The renewal application of station WNBW, Carbondale, Pa. was granted by the Commission sustaining the recommendation of Examiner Yost (Report No. 246). The Commission found that the applicant has the "financial and technical resources available for the authorized construction of modern transmitting equipment and it is expected that the operation of such equipment will improve the service now being rendered."

Station KGIZ, Grant City, Mo. was granted a renewal of license application by the Commission, sustaining the recommendation of the Examiner in Report No. 275. The action was taken on the ground that the applicant now renders "a good radio service in Grant City and surrounding territory" and "appears to be financially and technically qualified to continue the present generally meritorious service."

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## WTMJ DROPS APPEALS

The Journal Company, WTMJ, Milwaukee, Wis. this week withdrew its last two appeals in the Court of Appeals of the District of Columbia. One of the appeals was from a decision of the Commission denying the Milwaukee station's application for authority to operate on 870 kc with 50 KW and the other involved the RCA Section 13 cases.

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## BATON ROUGE APPEALS DECISION

The application of A. B. Murray and T. P. Singletary, Baton Rouge, Louisiana, for a new station on 1500 kc with power of 100 watts and unlimited time was appealed to the Court of Appeals of the District of Columbia this week. The applicants allege the Commission erred in denying the request for the new Louisiana station, on the ground that the facilities of the State are now centered at New Orleans and Shreveport, with the exception of one 50 watt daylight station and that this situation results in "lack of consistent service in Baton Rouge and the territories between the two cities." In its application, the appellants set forth the request which had been made to reduce the power of station KTBS, Shreveport, La., from 1000 to 500 watts, in order to bring the Baton Rouge application within the terms of the quota. Error on the part of the Commission is further claimed by the appellants by the failure of the Commission to defer action on the application until pending litigation in the Court of Appeals is concluded.

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## Parkersburg Application Opposed

The application of the Parkersburg Board of Commerce, Parkersburg, West Virginia, for authority to erect a new station on 1370 kc with power of 100 watts and unlimited time was recommended for denial by Examiner Hyde in Report No. 306 this week. The grounds for the examiner's decision are based on the facts that if the application were granted, West Virginia would be slightly over quota, and the applicant's failure to show sufficient financial ability "to afford assurance that an adequate financial basis for the proposed service". It was further concluded that the granting of the application would result in increased interference on the requested frequency.

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## QUOTA CITED AS BAR

Conceding that Station WCSH, Portland, Maine, is making "full and efficient use of the facilities heretofore granted for the operation of its station," and that the station "is rendering a high class program service" and that the granting of the application "would enable the applicant to extend its service to include a large area not now well served by this station or any other station in the State of Maine", nevertheless Examiner Pratt was compelled to recommend denial of the Portland station's application for increased day power from 1000 to 2500 watts, (Report No. 305) on the ground that the granting of the request would cause Maine to be over quota. This State is .02 unit under quota. The granting of this application would increase the quota .25 unit.

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## MINNESOTA APPLICANT DEFAULTS

The application of Weber Jewelry & Music Company, St. Cloud, Minnesota, for a construction permit to erect a new station on 1500 kc with power of 50 watts to share time with Station KGFX, Moorhead, Minnesota, was recommended for denial as in cases of default by Examiner Yost this week in Report No. 304. In his conclu-

## MINNESOTA APPLICANT DEFAULTS (Continued)

sions, the examiner says: "The burden is upon the applicant seeking authority from the Federal Radio Commission to operate a radio broadcasting station, to prove by competent testimony that the granting of the application would be in the public interest. In the opinion of the Examiner, it is fair to assume, in the absence of any evidence to the contrary, that a radio broadcasting station licensed to operate by the Federal Radio Commission, is serving public interest, convenience or necessity." Based on this decision the Examiner recommended that the application for renewal of the KGEF license be granted.

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## W I L TO AMEND BILL

The Supreme Court of the District of Columbia, sitting in Equity, this week allowed Station WIL, St. Louis, Missouri, five days to amend its bill of complaint now pending, (Equity No. 53477) in which the action of the Commission in authorizing Station KFWF, St. Louis, Missouri, to change transmitter location and install new equipment has been protested. Station WIL, licensed to operate on 1200 kc with power of 100 watts, is seeking the jurisdiction of the equity court on the ground that the proposed move of the KFWF transmitter will do the station "irreparable injury". The relief sought is an injunction against the Commission, restraining the issuance of the construction permit requested by Station KFWF.

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## DENIAL GEORGIA STATION RECOMMENDED

Examiner Walker this week recommended denial of the application of the Americus Broadcast Company, Americus, Georgia, for a construction permit to erect a new station on 1420 kc with power of 50 watts and unlimited time. (Report No. 307) The applicant had requested the facilities now assigned to station WMBR, Tampa, Florida, operating on 1370 kc with power of 100 watts and unlimited time. Florida is over quota, and Georgia is under quota. The examiner called attention to the more equitable distribution of facilities which would result in the Third Zone by the granting of the Americus application, but concluded the granting of this application "would eliminate the only local community service now received at Tampa with a population of 275,000". The recommendation further concludes "Station WMBR appears to be maintained in keeping with development in the radio art --- to be rendering a desirable program service--".

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## UNLICENSED OPERATOR ACQUITTED

Joy P. Miller, Ashland, Nebraska, was acquitted of the charge of operating a radio station without a license by a jury in Federal District Court sitting at Lincoln, Nebraska, this week. William E. Downey, Assistant Director of the Radio Division of the Department of Commerce and W. J. Clearman of the Investigation Division of the Commission assisted the government in presenting the case against the defendant.

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December 19, 1931

## WFLA-WSUN TO MAKE POWER TESTS

The Commission this week issued a supplemental order amplifying its decision in the WTMJ case, permitting station WFLA-WSUN, Clearwater, Florida, to make a series of tests on this frequency to determine after investigation to the day and night powers of this station which will not unduly interfere with the Milwaukee, Wisconsin, station within the meaning of the mandate of the Court of Appeals of the District of Columbia.

The action of the Commission was taken on the application of the Florida station, requesting that the station be permitted to install new equipment. In ordering the granting of the construction permit the Commission augmented its decision of December 11, specifying this station was to operate with 250 watts night and 500 watts LS. The supplemental order of the Commission authorizes station WFLA-WSUN, Clearwater, Fla. to continue the construction and on completion of the construction the Commission will prescribe rules for various tests of power to be made varying from 250 watts to 1 KW at night, and from 500 watts to 2500 watts day power. The decision states:

"That when the Commission has finally determined from its tests and other investigations, which it may deem necessary, it will then license the station to use that power which, in its judgment, will not unduly interfere with Station WTMJ, of Milwaukee, Wis. as prescribed by the mandate of the Court of Appeals of the District of Columbia.

"That this order is supplemental to and made a part of the statement of facts, grounds for decision and order of the Commission in Docket cases 1153, 1154, 1162 and 1171.

"That pending further order of the Commission, Station WFLA-WSUN will operate with power of 250 watts night and 500 watts day."

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## RCA ATTORNEY ISSUES STATEMENT

"The dismissal of the Journal Company's appeal from the decision of the Radio Commission in the case involving Section 13 of the Radio Act and the Judgment in what is known as the Clause 9 Case, came as a complete surprise to me and to my client. We know of no reason why the Journal Company should have suddenly decided to dismiss this appeal. We had prepared and filed our brief and were all ready for the oral argument. It is a matter of regret to me and to my client, the Radio Corporation, that this appeal should have been dismissed, as we were most anxious to secure an authoritative Court decision on the question involved as we have never had any reason to doubt that such decision would have been favorable to us."

The above statement was issued by Mr. Louis Titus, attorney for the National Broadcasting Company, in connection with the dismissal by the Milwaukee Journal of their appeal in the Section Thirteen Case.

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December 19, 1931

## ICC HEARS RATE CASE

Examiner W. M. Cheseldine of the Interstate Commerce Commission on December 14 at New York heard testimony in connection with the complaint filed by the Sta-Shine Products Company against the National Broadcasting Company and Station WGBB, Freeport, L. I.

The sole question involved in the hearing was whether or not the Interstate Commerce Commission, under the provisions of the Transportation Act of 1920, has authority to determine rates which broadcasting companies may charge for the use of their facilities for advertising purposes.

The question is divided into two parts: First, is the broadcasting of speech, music and entertainment subject to the provisions of the act and second, is the transmission of such entertainment over leased telephone wires subject to the act.

Merlin H. Aylesworth, president of NBC, and Harry H. Carmen, Station WGBB, were the only witnesses to testify for the respondents. Arthur Batcheller, supervisor of radio, Department of Commerce, was the only witness for the Sta-Shine Company. Aylesworth and Carmen testified generally as to the nature of their businesses while Batcheller gave testimony as to the location of the stations involved in the controversy.

Counsel were given thirty days in which to file briefs after which the Examiner will render a report to the Commission. The question likely will be argued before the full Commission early next year.

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## NEW CODE SOON READY

The Commission has completed its codification of General Orders and copies will be ready for distribution within the next week or ten days. The code will be punched for insertion in a folder and will be kept up to date as new orders are adopted and old orders modified.

The NAB is now preparing a digest of the new code, explaining changes which have been made in existing orders and this digest will be ready for distribution among members shortly after the first of the new year.

The new code does not become effective until February 1, 1932.

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## J. C. ROSENTHAL EXPIRES

Julius C. Rosenthal, general manager of the American Society of Composers, Authors and Publishers, died at his home in New York this week. He had been ill for several weeks. For many years Mr. Rosenthal has been active in behalf of the owners of copyrighted music and he was well known throughout the broadcasting industry. His successor has not been named.

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## COMMITTEES ARE NAMED

The Senate and House this week made public membership of the following committees:

SENATE INTERSTATE COMMERCE COMMITTEE - Republicans - James Couzens of Michigan, Chairman; James E. Watson of Indiana; Simeon D. Fess of Ohio; Robert B. Howell of Nebraska; H. D. Hatfield of West Virginia; Jesse H. Metcalf of Rhode Island; Otis F. Glenn of Illinois; Smith W. Brookhart of Iowa; Hamilton F. Kean of New Jersey and Daniel O. Hastings of Delaware. Democrats - Ellison D. Smith of South Carolina; Key Pittman of Nevada; Clarence C. Dill of Washington; Burton K. Wheeler of Montana; Harry B. Hawes of Missouri; Robert F. Wagner of New York; Millard E. Tydings of Maryland; Alben W. Barkley of Kentucky and M. M. Neely of West Virginia.

SENATE COMMITTEE ON PATENTS - Republicans - Felix Hebert of Rhode Island, Chairman; Charles W. Waterman of Colorado; George W. Norris of Nebraska; Phillips Lee Goldsborough of Maryland. Democrats - Ellison D. Smith of South Carolina; Clarence C. Dill of Washington; and Park Trammell of Florida.

HOUSE COMMITTEE ON MERCHANT MARINE AND FISHERIES - Democrats - Ewin L. Davis of Tennessee, Chairman; Schuyler Otis Bland of Virginia; Clay Stone Briggs of Texas; George W. Lindsay of New York; Oscar L. Auf der Heide of New Jersey; William I. Sirovich of New York; Arthur P. Lammeck of Ohio; Robert D. Johnson of Missouri; Bolivar E. Kemp of Louisiana; William M. Whittington of Mississippi; Robert Ramspeck of Georgia and Fletcher Swank of Oklahoma. Republicans - Frederick R. Lehlbach of New Jersey; Arthur M. Free of California; Frank R. Reid of Illinois; Charles L. Gifford of Massachusetts; Frederick W. Magrady of Pennsylvania; Frank L. Bowman of West Virginia; Robert H. Clancy of Michigan; Charles A. Kading of Wisconsin; James Wolfenden of Pennsylvania; Victor S. K. Houston of Hawaii; and James Wickersham of Alaska.

HOUSE COMMITTEE ON PATENTS - Democrats - William I. Sirovich of New York, Chairman; Fritz G. Lanham of Texas; Mell G. Underwood of Ohio; LaFayette L. Patterson of Alabama; Samuel Rutherford of Georgia; J. Bayard Clark of North Carolina; Joseph A. Gavagan of New York; Fletcher B. Swank of Oklahoma; William P. Cole, jr. of Maryland; Edward A. Kelly of Illinois; and Martin Dies of Texas. Republicans - Albert H. Vestal of Indiana; Randolph Perkins of New Jersey; Clarence J. McLeod of Michigan; Godfrey G. Goodwin of Minnesota; C. Murray Turpin of Pennsylvania; Fred A. Hartley, jr. of New Jersey; Victor Christgau of Minnesota; Robert F. Rich of Pennsylvania; and William A. Pittenger of Minnesota. Farmer-Labor - Paul J. Kvale of Minnesota.

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## PREPARING DIGEST OF BILLS

Seventeen bills affecting broadcasting have already been introduced in the Senate and House since the opening of the Seventy-Second Congress. The NAB is now preparing a digest of these measures which will be completed in a few days. Just as soon as this work is completed copies of the digest will be sent to all members so they will have an opportunity to discuss measures in which they are interested with Senators and Congressmen during the holiday recess.

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## WOULD TRANSFER COMMISSION

Representative Sirovich of New York has introduced a bill to transfer the activities of the Radio Commission back to the Department of Commerce. The bill also provides for a Federal Board of Radio Appeals which would review decisions of the Director of Radio who would be given broad powers under the measure. Representative Sirovich is a member of the House Merchant Marine and Fisheries Committee and also is chairman of the House Patents Committee.

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## ADVERTISING QUESTION UP AGAIN

The Federal Radio Commission has before it several proposals designed to limit commercial announcements. While no action has been taken it is known that one or more of the proposals is receiving serious consideration. It is the feeling of a majority of the Commission that the present law gives it authority to limit the amount of advertising and, pressed by radio leaders on Capitol Hill, the Commission is trying to decide what to do about it. Both the Commission and leaders in Congress prefer that the industry shall regulate the matter without official intervention. And both have served notice that failure of the industry to take action will result either in a general order covering the subject or in legislation. Any action on the part of the Commission or on the part of Congress at this time, when stations are facing reduced advertising budgets, would operate to the detriment of many of the smaller stations throughout the country.

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## SENATE MAY BROADCAST

Senator Dill of Washington has introduced a bill to permit the broadcast of debates from the floor of the Senate. Test equipment has already been installed. Under the Dill measure the Senate Rules Committee would have authority to determine which debates would be broadcast. Hearings may be held after the holiday season.

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## OPEN TIME BUREAU QUESTIONNAIRE

During the past week members of the National Association of Broadcasters received questionnaires from the Radio Association of America (to be incorporated) and signed by S. Bernheimer of Chicago. Members who attended the Detroit Convention will remember that the proposal is similar to that offered at the convention and which was tabled. The letter accompanying the questionnaire mentions both the National Association of Broadcasters and the American Association of Advertising Agencies. Neither Association has approved the plan and no promise of approval has been given. Whether consideration will be given to the plan, when and if it is proposed, depends entirely upon the membership of the National Association of Broadcasters and the members of the American Association of Advertising Agencies.

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December 19, 1931

#### UNLICENSED OPERATOR CONVICTED

Lee Elton Spencer of Jeannette, Pennsylvania, was found guilty as charged on ten counts for violation of the Radio Act by a jury in the Federal Court for the Western District of Pennsylvania at Pittsburgh, during the current week. Two indictments were brought against Spencer and were consolidated for jury trial. Spencer was charged with operating a radio station without an operator's license; operating a station without a radio license; transmitting signals beyond the borders of the state of Pennsylvania and into the state of New York, and of interfering with signals originating out of the state coming from stations WABC, KWKH, WLS and WMMN. Two employees of Spencer were indicted with him. The Court gave directed verdicts acquitting these defendants.

Assistant General Counsel Fisher of the Commission and the District Attorney prosecuted the cases. Assistant Director of Radio of the Department of Commerce, William E. Downey testified that Spencer had no operator's license. The testimony of W. J. Clearman, Commission Investigator, involved a visit which had been made to the station at Jeannette. The defense attorney on cross examination endeavored to show through Mr. Clearman's testimony that he had authorized Spencer to operate the station. The Court ruled this evidence out on the ground that it was immaterial what the witness may have told the defendant, since the sole authority to license radio stations rests in the Federal Radio Commission, and that body cannot delegate its licensing authority to any member of its personnel.

The Chief of the Commission License Division, George S. Smith, testified the defendant was formerly licensed to operate station WGM at Jeannette, Pennsylvania. This license was lost by forfeiture in 1928. The engineering testimony was presented on behalf of the Government by Andrew D. Ring, senior broadcast engineer of the Commission. The questions asked Mr. Ring were of a hypothetical nature, and brought out the facts that a station operating with an approximate wattage, such as the Jeannette station used, would carry beyond the boundaries of the State of Pennsylvania and could cause interference with stations outside the State.

The defendant admitted on the stand that he was operating the station without a license and maintained that such operation was not interstate commerce and, therefore, not subject to Commission jurisdiction.

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#### APPROVES CHANGE IN AMATEUR BAND

Proposing a change in existing regulations concerning amateur activities, the Commission this week approved a plan presented by the American Radio Relay League, calling for shifts in the amateur band from 3500-3550 kc to 3900-4000 kc and from 14,100-14,300 kc to 14,150-14,250 kc. The adoption of this change further specified that no person would be authorized to operate in these bands for the purpose of amateur radio telephone work, unless he held a license of the proper grade as specified by the Secretary of Commerce. The order of the Commission becomes effective April 1, 1932.

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December 19, 1931

#### POLISH BROADCASTERS SHOW PROFIT

The Polish Broadcasting Company, a government owned and operated concern, made a net profit of \$66,547 in the fiscal year ending March 31, 1931, according to a report from Consul offices in Warsaw made public by the Commerce Department. The firm reported a total balance sum of \$1,668,034.

The company worked on 4 new stations during the year. To cover this expense, \$227,500 of 8 per cent bonds were issued. The firm also made an agreement with Marconi's Wireless Telegraph Company, Ltd., of London, for the extension of its system of transmitters as well as other developments.

Some difficulty in collecting subscriptions from listeners was encountered. A careful check through the post office accounts (this branch is in charge of such collections) indicated that delinquencies amounted to \$34,913. On the basis that 15 per cent of the overdue accounts were dead, an appropriation of \$5,237 was secured as a reserve fund to defray these dead accounts. A gradual decrease in the number of delinquent accounts is reported.

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#### APPLICATIONS DISMISSED

The following application was dismissed by the Commission this week at the applicant's request:

2-PB-2179 A NEW W. O. Omness & H. T. Graham, C. P. 1310 kc; 50 W unlimited.  
Muskegon, Michigan

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#### RENEWALS GRANTED

During the current week the Commission granted renewals of license for the regular period to the following stations: WBTM, Danville, Va.; WDAS (formerly WELK) Philadelphia, Pa.; WHBD, Mount Oreb, Ohio; WLVA, Lynchburg, Va.; WRAM, Wilmington, N. C.; KCRC, Enid, Okla.; KGFF, Shawnee, Okla.; KGFG, Oklahoma City, Okla.; KGIX, Las Vegas, Nev.; KGVO, Missoula, Mont.; KMAC, San Antonio, Tex.; KPJM, Prescott, Ariz.; KVL, Seattle, Wash.; KXO, El Centro, Calif.

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#### LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license covering previously authorized construction permits from the following stations: KCRC, Enid, Okla.; WJBL, Decatur, Ill.; KXL, Portland, Oreg.; WLAP, Louisville, Ky.

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#### LICENSE APPLICATION GRANTED

During the current week the Commission granted application for license covering previously authorized construction permit to the following station: KFQD, Anchorage, Alaska.

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December 19, 1931

APPLICATIONS SET FOR HEARING

During the current week the Commission designated the following applications for hearing:

WORC-WEPS	Alfred Frank Kleindienst Worcester, Massachusetts	Requests CP to change frequency from 1200 to 1350 kc, and increase power from 100 to 250 watts; also to change equipment. (Facilities of WAWZ, WMSG, WBNX and WCDA)
WAIU	Associated Radiocasting Corp. Columbus, Ohio	Requests CP to change equipment and increase power from 500 watts to 1 KW.
KSMR	Santa Mario Radio Bakersfield, California	Requests Mod. of CP to change frequency from 1200 to 1310 kc.
WQBC	Delta Broadcasting Co. Inc., Vicksburg, Mississippi	Requests Mod. of Lic. to change frequency from 1360 kc to 1430 kc, and hours of operation from daytime only to unlimited. (Facilities of WNBR-WGBC)
NEW	Pillar of Fire College Hill Cincinnati, Ohio	C. P. new station 1420 kc; 100 watts, Unlimited time.
NEW	Dr. F. P. Cerniglia, Monroe, Louisiana	C. P. new station 1420 kc; 100 watts. Simultaneous day with station WJBO; share at night. Facilities of station KMLB and portion of facilities of WJBO.
WROL	Stuart Broadcasting Corp., Knoxville, Tennessee	C. P. move trans. locally; install new equipment; change frequency from 1310 to 1250 kc; increase power to 250 watts; (Facilities of WSIX)
WCGU	U. S. Broadcasting Corp., Brooklyn, New York	Mod. Lic. increase hours to sharing time with station WLTH and WBBC (the time formerly used by station WFOX is to be shared between WCGU and WBBC only).
WBBC	Brooklyn Broadcasting Corp., Brooklyn, New York	Mod. Lic. increase operating hours to sharing with station WLTH and WCGU (Sharing WFOX time with WCGU when available)
WJAY	Cleveland Radio Brdcstg. Corp. Cleveland, Ohio	Mod. Lic. change operating time from daylight and 500 watts to 250 watts night and 500 watts day with unlimited time on 610 kc.

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December 19, 1931

APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

FIRST ZONE

WHOM N. J. Broadcasting Corporation Granted permission to cease operation  
Jersey City, New Jersey on Christmas Day.

SECOND ZONE

WHBD F. P. Moler Granted permission cease operation at  
Mount Orab, Ohio 9 a. m. December 24th and resume opera-  
tion 9 a. m. December 26th in order that  
staff members may observe Christmas  
Holidays.

THIRD ZONE

WRBL WRBL Radio Station, Inc. Granted CP to change equipment to require-  
Columbus, Georgia ments of G. O.'s 111, 115 and 116.

KTHS Hot Springs Chamber of Commerce Granted authority to change frequency  
Hot Springs, Arkansas from 1040 to 970 kc on January 1, 1932  
from 12:30 to 1:30 p. m. and from 3:30  
to 6:30 p. m. CST, in order to broadcast  
special football program.

FOURTH ZONE

WJJD Supreme Lodge of the World Granted extension to February 1, 1932 of  
Loyal Order of Moose special authorization to operate until  
Mooseheart, Illinois 8:30 PM CST, with understanding that  
power of station will be reduced from 20  
KW to 10 KW at 7 PM, and that no further  
request will be made for operating time  
after 8:30 PM.

WOS Missouri State Marketing Bureau Granted Voluntary Assignment of license  
Jefferson City, Missouri to John D. Heiny.

KGFX Dana McNeil Granted extension of comp. date from  
Pierre, South Dakota December 20, 1931 to January 5, 1932.

FIFTH ZONE

KELW Magnolia Park, Ltd. Granted CP to make changes in equipment  
Burbank, California to conform to G. O.'s 111, 115 and 116.

## APPLICATIONS GRANTED

FIFTH ZONE (Continued)

KXRO	KXRO, Inc., Aberdeen, Washington	Granted CP to install new transmitter, improvements to conform to G. O.'s 111, 115 and 116.
KOMO	Fisher's Blend Station, Inc. Seattle, Washington	Granted authority for direct measurement of antenna input in compliance with G. O. 115.
KFJI	KFJI Broadcasters, Inc. Astoria, Oregon	Granted permission to cease operation December 24th and move equipment pursuant to authorization to move station to Klamath Falls and to resume operation on new frequency at 7 a. m. January 1st.

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## TEMPORARY LICENSES ISSUED

During the current week, the Commission issued temporary licenses to the following stations for the period beginning January 1, 1932, subject to such action as the Commission may take on the licensee's pending application for renewal of license: WBGF, Glen Falls, New York; WJBO, New Orleans, Louisiana; WLOE, Boston, Massachusetts; WMBC, Detroit, Michigan; WMBR, Tampa, Florida; WMPC, Lapeer, Michigan; WOPI, Bristol, Tennessee; WRAK, Williamsport, Pennsylvania; WSVS, Buffalo, New York; KGFK, Moorhead, Minnesota; KGIZ, Grant City, Missouri; KGKB, Tyler, Texas; WIBM, Jackson, Michigan; WJBK, Detroit, Michigan; KOB, State College, N. M.; KFXY, Flagstaff, Arizona.

Subject to a decision on hearings in which the assignments of stations KFUP, Denver, Colo.; KMED, Medford, Oregon, KGMP, Elk City, Okla. and WHDL, Tupper Lake, New York, were involved, the Commission issued a temporary license to these stations beginning January 1st.

The following stations were granted renewal of licenses for the regular period with specified operating hours to be outlined on each license: WDEV, Waterbury, Vt.; WHFC, Cicero, Ill.; WKBI, Cicero, Ill.; WEHS, Cicero, Ill. and WMBH, Joplin, Mo.

The Commission issued renewal licenses to stations KFQU, Holy City, California; KGGC, San Francisco, Calif., WLBX, Long Island City, N. Y. and WMBA, Newport, R. I., under mandate of the Court of Appeals of the District of Columbia.

Due to the mandate of the Court of Appeals of the District of Columbia involving the operation of station WLBX, the Commission waived the time sharing provisions of G. O. 105, and issued licenses to the following stations now sharing with that station: WMBQ, Brooklyn, N. Y.; WMIL, Brooklyn, N. Y. and WRRL, Long Island City, N. Y.

Station KFXJ, Grand Junction, Colo., was granted a temporary license subject to the Commission's decision on the application of station KFUP, Denver, Colo. Station WKBV, Connersville, Ind., was issued a temporary license until February 1, 1932, until receipt of licensee's application for renewal of license.

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December 19, 1931

APPLICATIONS RECEIVED

During the current week the following applications were received at the Commission:

<u>ERC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>			
1-MPB-274	WAGM	Aroostock Brdcstg. Corp., Presque Isle, Maine	Mod. C. P. amended as to eqpt. and extend comp. date to 1/20/32
1-ALB-407	WHEC	Hickson Elec. & Radio Corp., Rochester, New York	Voluntary assignment to WHEC, Inc.
1-MLB-924	WJAR	The Outlet Company, Providence, Rhode Island	Mod. Lic. increase day power from 400 to 500 watts.

The applicant is now licensed to operate on .890 kc with night power of 250 watts and 400 watts LS, and unlimited time. The closest station to Providence on this frequency is WMMN, Fairmont, West Virginia, a distance of approximately 480 miles. The granting of this application would not increase the quota. The station is now charged 0.5 unit under the Commission evaluation system. This is the value for an unlimited time station with 250 watts night power and 500 watts LS.

THIRD ZONE

3-FB-154	KARK	Arkansas Radio & Eqpt. Co., Little Rock, Arkansas	Install automatic frequency control.
3-MPB-280	WBHS	The Hutchens Company, Huntsville, Alabama	Extend comp. date on C. P. to February 3, 1932.
3-MPB-281	WBT	Station WBT, Inc. Charlotte, North Carolina	Mod. C. P. requesting approval present trans. location for 25 KW equipment.
3-PB-2404	NEW	Shreveport Broadcasting Co., Shreveport, Louisiana	C. P. new station on 1310 kc 100 watts, unlimited time. Facilities of station KRMD and KTSL.

The applicant requests the facilities of station KRMD at Shreveport, La., and station KTSL, at Laurel, Mississippi. The Third Zone is over quota; Louisiana is over quota; Mississippi is under quota. It would appear probable that the application is in violation of G. O. 102, so far as the facilities in the state of Mississippi are involved.

3-PB-2420	NEW	Louisiana Broadcast Company, Baton Rouge, Louisiana	C. P. new station 1310 kc 100 watts, unlimited time. Facil- ities of KRMD and KTSL.
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## APPLICATIONS RECEIVED (Continued)

THIRD ZONE (Continued)

This application and the Shreveport application for a new station immediately preceding it should be considered together. Both applicants request the facilities of the same stations and the same conditions are involved.

3-PB-2421    WDIX    No. Miss. Broadcasting Corp.,    C. P. move station from Tupelo  
Tupelo, Mississippi    to Texarkana, Arkansas and  
change frequency to 1420 kc.

The applicant is now licensed to operate on 1500 kc with 100 watts power and unlimited time. The closest station to Texarkana on the requested frequency is KGFF, Norman, Oklahoma, 215 miles distant. The Third Zone is over quota; Mississippi is under quota; Arkansas is under quota. The granting of this application would reduce the Mississippi quota and increase the Arkansas assignment by 0.2 unit.

3-ALB-406    KGMP    Bryant Radio & Elect. Company    Voluntary assignment of lic.  
Elk City, Oklahoma    to E. M. Woody.

3-PB-2419    KGMP    E. M. Woody,    C. P. move station locally and  
Elk City, Oklahoma    change equipment.

The applications request the assignment of the facilities of station KGMP, formerly licensed to operate on 1210 kc with power of 100 watts and unlimited time. The Commission recently revoked the license of this station. Subsequently a hearing was held on the revocation proceeding before a Commission examiner. At the same time the station renewal of license application was heard. One D. R. Wallace of Tulsa, Oklahoma was also granted a hearing on an application to use a portion of the KGMP assignment.

3-MLB-773    WODX    Mobile Broadcasting Corp.,    Mod. Lic. resubmitted and  
Mobile, Alabama    amended to change frequency  
to 1340 kc and operate unlim-  
ited time. (Fac. of WCOA).

The applicant is now licensed to operate with power of 500 watts on 1410 kc sharing time with station WSFA, Montgomery, Alabama. The Third Zone is over quota; Alabama is under quota; Florida is over quota. The granting of this application would increase the Alabama quota 0.15 unit.

FOURTH ZONE

4-PB-2418    NEW    A. E. Chapman & C. R. Brand,    C. P. new station on 1200 kc  
Rapid City, South Dakota    100 watts, unlimited time,  
except  $\frac{1}{2}$  hour daily for station  
WCAT.

The applicant requests the facilities of station WCAT, operated by the South Dakota State School of Mines at Rapid City. This station is now licensed to operate unlimited time. The granting of the application will not increase the quota.

## APPLICATIONS RECEIVED (Concluded)

<u>FRC</u>	<u>FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FOURTH ZONE</u> (Continued)				
4-ALB-404		WOS	Missouri State Mark. Bureau Jefferson City, Missouri	Voluntary assignment of license to John D. Heiny.
4-MB-656		WRHM	Minnesota Broadcasting Co., Minneapolis, Minnesota	Mod. Lic. amended to request unlimited time instead of in- creased hours only.

The applicant is now licensed to operate on 1250 kc with power of 1 KW, and shares time with stations WLB, WCAL and KFMX. The granting of the application would not increase the quota.

FIFTH ZONE

5-MLB-893		KTFI	Radio Broadcasting Corp., Twin Falls, Idaho	Mod. Lic. resubmitted to request change in frequency to 1240 kc with present power, unlimited day operation and $\frac{1}{2}$ time night.
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The application as originally submitted requested increase in power only. The applicant is now licensed to share time with station KID, Idaho Falls, Idaho, using power of 250 watts. The closest station to Twin Falls on the requested frequency is KTAT, Fort Worth, Texas, approximately 1150 miles distant. The granting of the application would not appear to involve the quota, since the time requested is the same as that now assigned to the station. The granting of the application would call for the assignment of the requested channel in another zone.

5-ALB-405		KGY	St. Martin's College, Lacey, Washington	Voluntary assignment of license to KGY, Inc.
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## APPLICATIONS RETURNED

During the current week the Commission returned the following applications either at the request of the applicants, or because they were in violation of regulations:

3-ML-B-906	O. A. Cook, Little Rock, Arkansas	KGHI	For specified hours of operation. (Request of applicant.)
3-ML-B-907	National Radio and Brdcstg. Corporation Amarillo, Texas	WDAG	Increase hours of operation to unlimited time. (Request of applicant)
3-F-B-140	Jack M. & Louis R. Draughon Springfield, Tennessee	WSIX	Automatic frequency control.

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Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS  
NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.  
PHILIP G. LOUCKS, Managing Director.

December 24, 1931

1 9 3 1

A week from today the curtain will fall on 1931

Congress has not enacted any restrictive legislation during the year.

Broadcasting business has been fairly good although the latter part of the year saw a decline in revenues.

Courts have upheld the constitutionality of the Davis Amendment and General Orders 7, 92 and 102 of the Commission.

Television is still "around the corner."

Stations have improved their equipment and there has been a general improvement in programs.

The Commission completed a codification of its rules and regulations and adopted an order limiting frequency deviation to 50 cycles.

Smoldering embers of press opposition to radio broke out into conflagration.

Educators pushed their demand for 15 per cent of the broadcasting channels.

NAB membership increased by 75 per cent.

The NAB Code of Ethics was commended to the entire industry in an official pronouncement by the Federal Radio Commission.

BRING ON 1932!

December 24, 1931

COMMISSION COMMENDS NAB CODE

Concluding lengthy discussions on the subject of regulation of radio advertising, the Federal Radio Commission on December 21 decided upon a policy of permitting the industry to impose self regulation. As a guide to such regulation the Commission commended to all broadcasting stations the Code of Ethics of the National Association of Broadcasters.

In a formal statement announced at the Commission, it is emphasized that if the industry declines the opportunity to regulate itself, or seizing it, fails, "the matter should be treated with proper legislation." Those familiar with the attitude of the Commission and radio leaders on Capitol Hill regard this statement as no idle threat. They intend that something should be done - and quickly.

The full text of the Commission's pronouncement is as follows:

"The Commission believes that the American system of broadcasting has produced the best form of radio entertainment that can be found in the world.

"This system is one which is based entirely upon the use of radio broadcasting stations for advertising purposes. It is a highly competitive system and is carried on by private enterprise. There is but one other system - - the European system. That system is governmental. Under that system, broadcasting is conducted either by the government or by some company chartered by the government. There is no practical medium between the two systems. It is either the American system or the European system.

"The principal objection to programs under our system arises out of the kind of advertising that is allowed to be made a part of them.

"The Commission recognizes that the industry is young, that many policies must grow out of experience, and that some stations today are making efforts to constantly raise the standards of broadcasting, but the problem cannot be solved by a few stations. There is not a single station that can escape responsibility. A heavy responsibility rests upon all chain companies. Today, approximately 550 persons, firms or companies hold licenses which give them the right to use the air to its maximum capacity for radio broadcasting purposes. There are 123,000,000 people in the United States wholly dependent upon these few persons for their radio entertainment. Their rights in this new art cannot be denied. And if their share of this form of entertainment can be received only at the expense of advertising statements or claims which are false, deceptive or exaggerated, or at the expense of programs which contain matter which would be commonly regarded as offensive to persons of recognized types of political, social and religious belief, then they are justified in demanding a change in the system.

"The good will of the listener is the station's only asset, and, therefore, this problem first should rest with the licensees of stations. The problem should not be taken out of their hands until they have had full opportunity to make the necessary corrections. If they decline the opportunity, or seizing it, fail, the matter should be treated with proper legislation. As an aid and a guide in the matter, the Commission commends to the licensee of each radio broadcasting station for his most serious consideration the following code of ethics which has been adopted by the National Association of Broadcasters. The Commission believes this code to be fair and just to the broadcaster and to the listener, and that it is an avenue by which the industry can regulate itself.



## CODE OF ETHICS

Adopted by the National Association of Broadcasters

1. Recognizing that the radio audience includes persons of all ages and all types of political, social and religious belief, every broadcaster will endeavor to prevent the broadcasting of any matter which would commonly be regarded as offensive.
2. When the facilities of a broadcaster are used by others than the owner, the broadcaster shall ascertain the financial responsibility and character of such client, that no dishonest, fraudulent or dangerous person, firm or organization may gain access to the radio audience.
3. Matter which is barred from the mails as fraudulent, deceptive or obscene shall not be broadcast.
4. Every broadcaster shall exercise great caution in accepting any advertising matter regarding products or services which may be injurious to health.
5. No broadcaster shall permit the broadcasting of advertising statements or claims which he knows or believes to be false, deceptive or grossly exaggerated.
6. Every broadcaster shall strictly follow the provisions of the Radio Act of 1927 regarding the clear identification of sponsored or paid-for material.
7. Care shall be taken to prevent the broadcasting of statements derogatory to other stations, to individuals, or to competing products or services, except where the law specifically provides that the station has no right of censorship.
8. Where charges of violation of any article of the Code of Ethics of the National Association of Broadcasters are filed in writing with the Managing Director, the Board of Directors shall investigate such charges and notify the station of its findings.

FREQUENCY STABILITY IMPROVES

During November the Radio Division of the Department of Commerce measured the frequency of 383 broadcasting stations representing an increase over the next highest month, viz., October, when 381 were measured. 153 or 40% deviated less than 50 cycles, 86 or 22.5% deviated less than 100 cycles, 76 or 20% deviated less than 200 cycles. The others numbering 68 or 17.5% went over 200 cycles. A considerable gain over previous monthly lists is indicated in the class deviating less than 50 cycles.

The following stations measured maintained frequency stability within 50 cycles, plus and minus:

KELW; KFAB; KFAC; KFBK; KFDM; KFEL; KFEQ; KFI; KFJI; KFKX-KYW; KFLV; KFOR; KFPY; KFQU; KFSG; KFUO; KFVD; KFVB; KFXF; KFYR; KGB; KGBZ; KGEF; KGER; KGFJ; KGIZ; KGNO; KGO; KGW; KHQ; KXL; KLZ; KMED; KMJ; KMO; KMOX; KMPC; KMTR; KOAC; KOIL; KOMO; KOY; KPO; KPPC; KRLD; KRMD; KSAC; KSD; KSL; KSO; KSTP; KTAR; KTBR; KTBS; KTM; KTRH; KTSM; KVOO; KVOS; KWKH; KWLC; KXA; WAAB; WAAF; WAPI; WASH; WBAA; WBAK; WBBM; WBEN; WBEO; WBSO; WBT; WBZ-WBZA; WCAM; WCAO; WCBM; WCCO; WCFL; WCKY; WCSH; WDAE; WDBJ; WDEL; WDOD; WDRG; WEAI; WEAN; WEDC; WEEI; WENR; WEVD; WFAA; WFBL; WFI; WGCN; WGES; WGN; WGR; WGY; WHAM; WHAS; WHAZ; WHB; WHDH; WHN; WHO; WIBO; WIBW; WILL; WILM; WISN; WJAG; WJAX; WJBO; WJMS; WJZ; WKBF; WKBH; WKRC; WKZO; WLAP; WLBZ; WLOE; WLS; WLW; WMAL; WMBC; WMBI; WNBH; WOAI; WOC; WODA; WOKO; WOL; WOW; WPCC; WPOR, WTAR; WPTF; WQBC; WRAX; WRUF; WSAR; WSB; WSM; WSME; WSUI; WSVS; WTAD; WTLA; WTMJ; WWJ; WTAG.

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WASHINGTON AS RADIO CENTER

Seven hundred and fifteen hours of network radio time were utilized by Government officials during the year, reports from the National Broadcasting Company and the Columbia Broadcasting System show. The NBC report shows that a total of 515 broadcasting hours were utilized by the United States government over its two systems and the CBS report shows that 200 hours of time were used by government officials. The NBC report states that 329 government officials spoke over the radio, making a total of 730 speeches. The CBS report shows that 600 programs originated in the Washington studios of that company, totaling over 200 air hours and ranging from addresses by President Hoover and some 200 government officials.

Every member of President Hoover's cabinet spoke over both systems during the year.

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RULES YOU OUGHT TO KNOW

False and misleading representations resulting in deception of the public are matters of public interest which the Federal Trade Commission has power to prevent.

Practices opposed to good morals because characterized by deception, bad faith, fraud, and oppression are unfair methods of competition. Federal Trade Commission v Gratz et al 253 U. S. 421.

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## K F U O DENIED MORE POWER

The application of station KFUO, St. Louis, Missouri, operated by the Evangelical Lutheran Synod of Missouri, Ohio and other States, to increase night power from 500 to 1000 watts on 550 kc was denied this week by the Commission sustaining the recommendation of Examiner Walker (Report No. 268). The Commission supported the findings of the examiner in that the granting of the request would cause serious interference to a number of other stations, and the increased power would increase the quota of an already over quota State and Zone. The Commission concluded that the territory served by this applicant is receiving good broadcasting service from a number of stations, and the requested increase would not appear to be necessary in order to render additional service in this area.

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## DENY MACON, MISSOURI APPLICATION

The application of Charles L. Fower, Macon, Missouri to establish a new station on 1210 kc with power of 100 watts and unlimited time was denied by the Commission, upholding the report of Examiner Pratt (No. 284). The Commission found that the granting of the proposed new facilities would create objectionable interference with the services of existing stations on the same frequency and one station on an adjacent frequency. The applicant, according to the Commission decision, failed to make a sufficient showing in the record of the character of programs proposed to be broadcast and the availability of the necessary talent. The question of quota was involved and the Commission decided that the granting of this application would be in violation of the Davis Amendment.

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## W A L R STAYS AT ZANESVILLE

The applications of the Ohio Broadcasting Corporation, Cleveland, Ohio and Akron Broadcasting Corporation, Akron, Ohio, and the Zanesville Radio Broadcasting Corp., Zanesville, Ohio, involving the removal of station WALR at Zanesville, Ohio, to either Cleveland or Akron, or to permit the station to remain at Zanesville, was decided by the Commission this week. Acting on the recommendation of Examiner Walker (Report No. 277) the Commission found that the station should be permitted to continue its operation at Zanesville under the present management. The Cleveland applicant requested authority to erect a new station in that city, taking over the facilities of station WALR. The Akron Broadcasting Corporation, Akron, Ohio, had an agreement with the present operator of station WALR to assign the license to this organization, and then it was proposed to move the station from Zanesville to Akron. A second agreement is mentioned in the decision between the Cleveland Radio Broadcasting Corporation and WALR, by which the station was to be operated by the Corporation and under its complete control. This agreement was not brought to the attention of the Commission, and the station was operated by the Corporation for some months without consent of the Commission. The application of the Zanesville Radio Broadcasting Corporation to take over the station in that city was dismissed by the Commission without further consideration.

The Commission held that the city of Cleveland now "receives good broadcasting service from a number of existing local stations, and it does not appear that there

is a need for additional service in that area". It was further concluded that there was not a sufficient showing made for the proposed service at Akron, nor that the applicant from either Cleveland or Akron have sufficient financial ability to properly construct and maintain the proposed station. The Commission found the proposed operation of a station on 1210 kc would cause serious interference with the service of station WHBC at Canton, Ohio. "Such interference would result in virtual destruction of the present service area of WHBC" it was ruled.

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#### WASH-WOOD CASE CLOSED

The application of station WASH, Grand Rapids, Michigan, for consent to voluntary assignment of license from WASH, Inc., to Kunsky-Trendel Broadcasting Company, was reconsidered and granted by the Commission this week.

The application had been designated for hearing due to failure of the applicant and station WOOD to agree upon a division of time. Since this action of the Commission the applicant petitioned the Commission for a reconsideration, and indicated that both stations were now under the control of the same licensee and that under these circumstances a time division hearing would not be necessary.

In reconsidering and granting the application, under the circumstances, the Commission followed its established policy of avoiding hearings whenever no party would be adversely affected by its action.

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#### RECOMMENDS NEW STATION DENIAL

Examiner Hyde (Report No. 308) this week recommended denial of the application of Capital City Broadcasters Company, Pierre, South Dakota, to erect a new station on 580 kc with power of 100 watts and 12 hours daily operation. The renewal application of station KGFX, Pierre, South Dakota, now operating as a daylight station on this assignment was recommended to be dismissed in the same findings. The examiner found that the applicants for the new station had not made a sufficient showing of the programs proposed or the availability of talent, since the evidence in the case would indicate the existing station is having difficulty in producing programs except for a period of about an hour and a half each day. The existing license of station KGFX does not expire until March 1, 1932.

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#### RECESS COMMISSION ACTION

Upon motion duly made and carried, the Commission directed that during the period December 22, 1931 to January 4, 1932, when a majority of the Commission is not present, the Commissioner or Commissioners present are directed to act subject to the ratification of the Commission with regard to the following matters:

1. Applications for licenses or renewal of licenses.
2. Applications for modification of CP.
3. Applications for consent to Voluntary Assignment of CP or licenses.
4. Any application or request to meet an emergency.

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## COMMISSION URGES COOPERATION

For the purpose of preventing expensive hearings and other difficulties, the Commission is now urging all stations sharing assignments with other stations to cooperate and work out definite agreements under which specified hours of operation may be inserted in licenses. In the letter to stations the Commission points out that "in a large number of cases an inability on the part of the participants to agree compels the Commission to set the cases down for hearing with the consequence that both stations must spend considerable time and money in attending a public hearing and in the prosecution of their cases."

"Perhaps both could be better utilized in the management and operation of the station. Moreover, in each case the Commission must issue a temporary and conditional license. It is obvious that such a license cannot be beneficial to the station.

"To avoid this seemingly waste of time and money, reduce the number of hearings, and thereby reduce the number of conditional licenses, the Commission proposes that you consult with the licensee of the station with whom you share time and agree to stipulate the hours during which each station shall operate and consent to have such hours specified in your license. Upon receipt of such agreement and with your consent the Commission will specify in your license the exact hours during which your station shall be operated."

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## ELY, MINN. APPLICATION DENIED

The Commission this week denied the application of Jacob L. Pete seeking authority to erect a new station at Ely, Minn. and at the same time granted a renewal license to Charles L. Jaren, who operates a station (KGDE) at Fergus Falls, Minn. The applications were heard together before Chief Examiner Yost who held that the Ely station should be granted a portion of the time now allotted to the Fergus Falls station should be given to the new applicant. The Fergus Falls station operates on 1200 kc with 100 watts. The Chief Examiner's report was based upon an agreement between the applicants submitted at the hearing.

Later Jaren filed a lengthy affidavit with the Commission charging that he was coerced into signing the agreement and that he relied upon certain statements made by H. D. Hayes, supervisor of radio at Chicago, in a letter. Upon this affidavit the Commission voted to reopen the case and hear testimony while sitting en banc.

In the decision of the Commission it was stated that "the testimony given by Jaren at the first hearing in no respect represented his true position upon the matter and he was unduly influenced by circumstances not at that time within the knowledge of the Commission." The decision further stated that "while there appears very little basis for the statements written by Supervisor Hayes yet it appears conclusively that Jaren did have respect for and in fact relied upon the opinions of a Government official." - - -

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## DAVIS AMENDMENT UPHELD

The Davis Amendment and General Orders 92 and 102 promulgated by the Commission to carry the Amendment into effect were upheld by the Court of Appeals of the District of Columbia this week. In two opinions -- one sustaining the Commission's denial to Station WPTF, Raleigh, N. C. an increase from 1 KW to 5 KW in power and the other sustaining the Commission's denial of Station KECA, Los Angeles, Calif. an increase of from 1 KW to  $2\frac{1}{2}$  KW daytime power -- the Court made it clear that the Davis Amendment is constitutional and that General Orders 92 and 102 are valid regulations thereunder. Both decisions related to facilities which could be utilized without interference to other stations and the court was careful to point out that the question was "not whether the station shall suffer the loss of any facility not heretofore allotted to it, but whether it shall be granted an additional facility not heretofore possessed by it."

While the applications were for construction permits in both cases, the court considered them as applications for modification of license and held that the appeals were not barred by Section 16 of the Radio Act. A motion by the Commission to this effect was accordingly barred.

The WPTF decision (No. 5444) and the KECA opinion (No. 5445) were reported concurrently and must be read together. Neither opinion is yet reported. The decision stated:

"It is true that the increase of power requested by appellant would subserve the public convenience and interest of the people residing in the additional area which would be better served thereby. But the Commission must take into consideration the public convenience, interest, and necessity of the radio service of the entire country, of which appellant's station and its service area are but a part. Congress has found it necessary to formulate general rules to govern the exercise of this authority. Accordingly in the Davis Amendment it has provided that as far as possible an absolute equality of broadcasting facilities is to be divided between the respective zones, and that each zone's facilities shall be divided among the States composing it according to population. The Commission is required to carry this equality into effect whenever necessary or proper, by increasing or decreasing station power when applications are made for licenses or renewals of licenses. This provision plainly includes the authority similarly to deny an increase of power when applied for by a station. General Orders 92 and 102 are valid regulations within the terms of the Davis Amendment, and the Commission's denial of appellant's application is justified thereby.

"Appellant contends that the Davis Amendment, if given such an application, is unconstitutional. We do not think so. Congress has the power under the commerce clause of the Federal Constitution (Art. 1, sec. 8, cl. 3) to regulate all forms of interstate and foreign commerce, and radio broadcasting is a species of such commerce. Regulation of it must necessarily have regard to the number, location, construction, and operation of such stations, including the power employed by them in transmitting radio signals.

"The decision of the Commission is not arbitrary or capricious. The number of radio stations already operating in this country is so great that a faithful compliance with the restrictive regulations relating to the establishment of new stations, or the increase of the power of existing ones, is necessary to avoid confusion. At times this may seem harsh in individual cases, but it is conducive to public interest, convenience, and necessity, when the broadcasting system of the country is considered as an entirety."

## FREQUENCY DEVIATION SERIOUS

Failure to maintain frequency within the limits prescribed by the Commission may be considered proper grounds for revocation of license under Section 14 of the Radio Act, the Court of Appeals of the District of Columbia pointed out in a decision this week sustaining the Commission's refusal to relicense Station KFQU, operated by W. E. Riker at Holy City, California.

Because the station failed to operate in accordance with General Order 7 and attempted to assign substantial rights to another party without the consent of the Commission, the station's renewal license was set for hearing. An examiner found that the license should not be renewed and the applicant appealed. Miss Fannef Neyman argued the case for the Commission.

The Court ruled in its opinion (No. 5422 - Not yet reported) as follows:

"It is provided by the Commission's General Order No. 7, promulgated on April 28, 1927, that a maximum of one-half kilocycle is fixed as the extreme deviation from the authorized frequency of any station operating under license issued under the terms of the radio act of 1927, and that maintenance of the assigned frequency within the prescribed limits is the duty of each radio broadcasting station, and that a violation of this order will be deemed by the Commission cause for revocation of a license under Section 14 of the radio act of 1927. Section 14, just mentioned, defines the causes for which broadcasting licenses may be revoked by the Commission; among these causes are 'failure to operate substantially as set forth in the license,' and 'failure to observe any of the restrictions and conditions of this act or of any regulation of the licensing authority authorized by this act.'"

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## TRANSFER OF RADIO DIVISION

One of the first radio measures to be reported in the present Congress is S.1037 which provides for the transfer of the radio inspection service now in the Department of Commerce to the control of the Federal Radio Commission. The bill was reported favorably from the Senate Interstate Commerce Committee (Report 23) by Senator Dill (D) Washington and probably will receive early consideration. The Senate has twice passed similar bills and the proposal at one time passed the House. No change in the classification or personnel of the Radio Division would be effected if the bill becomes law.

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## ATLANTA RADIO MONITOR MOVED

The monitor station formerly located in the office of the radio supervisor in Atlanta, Ga. will be established near Marietta, Ga. shortly after the first of the year, according to William D. Terrell, Chief of the Commerce Department's Radio Division. The change is being made because of interference from electrical devices in the vicinity of the Atlanta office, Mr. Terrell said. In the new location the monitor station is expected to obtain more accurate information on a greater number of stations.

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## SEITZ CITES FOREIGN RADIO

Don C. Seitz, former New York newspaperman, writing for EDITOR AND PUBLISHER, says that the press is contributing \$500,000 daily without return to foster moronic programs. Mr. Seitz sees nothing but merit in the way European countries handle their radio and nothing but wrong in the way it is handled in this country.

Mr. Seitz believes receiving set owners should be taxed in order to raise the cost of programs. He attacks radio as being a "monopolistic monster" in the opening paragraph and later suggests that it should be operated as a "monopoly of convenience."

"Were it organized upon the telephonic basis," he writes, "its prospects for permanency would be assured. Instead of sponging upon the press, advertisers and performers, it should establish itself on a paid relationship."

Mr. Seitz seems to prefer European methods for radio control in the United States. He does not state whether or not he prefers European regulations for the American press.

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## LONGER LICENSE TERMS

The bill (S.481) introduced in the Senate by Senator White (R) Maine embodies most of the legislative recommendations sent to the Congress by the Federal Radio Commission. The bill does not contain the provision which would authorize the Commission to suspend licenses for 30-day periods nor does it contain the provision limiting license periods to one-year terms.

The 30-day suspension provision is wholly unsound in principle. The station is either entitled to a license or it is not entitled to a license. The public should not be penalized for the wrongdoing of the licensee. This provision is about as sound as a law compelling an electric power company to cut off its service to the public because it has charged an illegal rate.

The one year license provision is equally unsound. The only rights now recognized in the broadcaster are those within the four corners of his six-months license and no business can stabilize itself with its substantive rights so narrowed. The Commission has recourse to the revocation section of the act to delete an offending station and it is proper that testimony which would warrant refusal of renewal of license would likewise justify a revocation. Changes in assignment can always be made by consent of parties affected. Without consent long and costly lawsuits result. What objection can there be to three year licenses when (1) the law now authorizes such terms and (2) most of the existing stations have already held their assignments for terms in excess of three years but under a number of licenses.

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## RADIO SERVICE BULLETIN

The Radio Division of the Department of Commerce has issued its 176th Radio Service Bulletin which contains lists of Mexican and Cuban broadcasting stations. The Bulletin is for sale by the Superintendent of Documents, Washington, D. C. at five cents per copy.

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## NEW APPLICATION BLANKS

New forms to be filed in any action requiring consideration of the Commission are being issued by the Commission. All of the old forms of filing instructions have been replaced with revision, except the application to install automatic frequency and the form requesting authority to determine license power by direct measurement of the antenna input. These forms will be ready for distribution, as well as assignment applications.

The revised form for renewal applications is now known as No. 303. Additional information is being requested, and particular attention should be given to the new blank to avoid any delay due to misunderstanding in the manner of information sought. The form for a construction permit, or a modification of the terms of a construction permit has been designated No. 301. Attention is called to a question in this form which asks if the applicant seeks the facilities of any other station. This question becomes important under G. O. 102 where the state or the zone are overquota. Several of these applications have been returned for the reason this question is not answered clearly. The same difficulty has been found with No. 304, which is used to request a modification of station license, where the applicant seeks an increase in existing facilities that require a change in the quota.

Form 302 is the application for license following a construction permit or modification, and no important change appears in this revision. Form 701 is an entirely new and distinct departure from the Commission procedure. This new application is to be used where the applicant has a construction grant which has been issued by the Commission and it becomes necessary to seek an extension of time in order to complete the work. Formerly, it was required that a modification of construction permit be filed in such instances.

These forms and their numbers should be carefully noted for future reference.

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## PAID TESTIMONIALS LIMITED

Paid testimonials in advertisements which do not disclose that payment was made are prohibited by the Federal Trade Commission in an order which forbids a corporation manufacturing cosmetics to continue advertising its products by means of paid endorsements of certain women without showing that the payments were made.

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## PROPOSES COMMISSION INVESTIGATION

Representative Horr (R) Washington, last week, introduced in the House a resolution providing a congressional inquiry to determine whether there is undue domination or monopoly in broadcasting, to investigate the Federal Radio Commission and the "National Broadcasting Company in the Northwest."

In a statement made public this week Representative Horr said: "My resolution is for a complete investigation of the Commission and a sweeping inquiry into all radio broadcasting companies with special attention to monopoly on the part of the National Broadcasting Company in the Northwest."

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## APPLICATIONS SET FOR HEARING

During the current week the Commission designated for hearing the following applications:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
KWEA	Hello World Broadcasting Corp., Shreveport, Louisiana	Requests CP to make changes in equipment reducing max. rated power of equipment from 250 to 100 watts, and move transmitter and studio to Baton Rouge, La.
NEW	R.H. McNelly, Louis Brown and E. M. Pace Natchez, Mississippi	Requests CP, 1500 kc, 100 watt unlimited time facilities of KGMP in terms of quota units.
NEW	Sayles & Stewart Gillette, Wyoming	Requests CP, 1310 kc, 100 watts, 6 to 10 PM, facilities of KDYL.
WTAG	Worcester Telg. Pub. Co. Inc., Worcester, Massachusetts	Requests CP to make changes in equipment increasing max. rated power of equipment from 250 w. to 1 KW, and increasing day power to 500 watts.
NEW	Granite State Brdcstg. Corp., Portsmouth, N. H.	Requests CP, 1310 kc, 100 w. share time with WKAV.

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## RENEWALS GRANTED

During the current week the Commission granted regular renewal of licenses to the following stations: WFDW, Anniston, Ala.; WLBF, Kansas City, Kans.; KABC, San Antonio, Tex.; KBPS, Portland, Ore.; KFEL, Everett, Wash.; KFJZ, Fort Worth, Tex.; KXL, Portland, Ore.; WPAD, Paducah, Ky.; KDB, Santa Barbara, Cal.; KFYO, Abilene, Tex.; WTJS, Jackson, Tenn.; WOPI, Bristol, Tenn.

KFIZ	The Reporter Printing Company Fond de lac, Wisconsin	Granted renewal of license, 1420 kc, 100 watts, certain specified hours of operation instead of unlimited.
WMBO	WMBO, Inc. Auburn, New York	Granted temporary license subject to outcome of investigation and decision thereon with respect to ownership and operation of station.
WGL	F. C. Zieg Allen Wayne Company Fort Wayne, Indiana	Granted temporary license and designated application for hearing.
WGBM	Baltimore Brdcstg. Corporation Baltimore, Maryland	Granted renewal of license pursuant to and in conformity with a Mandate of the Supreme Court of D.C. rendered 6-23-1930.

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## APPLICATIONS GRANTED

During the current week the Commission granted the following applications:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
		<u>FIRST ZONE</u>
WHAP	Defenders of Truth Society New York, N. Y.	Granted authority to suspend operation from 8 PM to Midnight EST, on December 25th, and Friday January 1, 1932, in order to give staff a holiday.
WRDO	WRDO, Inc. Augusta, Maine	Granted ten day extension of time in which to complete construction.
WAGM	Aroostock Broadcasting Corp., Presque Isle, Maine	Granted Mod. of CP to make changes in equipment and extend completion date to January 20, 1932.
WPCH	Eastern Broadcasting Inc. New York, N. Y.	Granted permission to broadcast its programs through WNYC, for 7 days.
WLCI	The Luthern Church Ithaca, New York	Granted authority to operate Friday, December 25th from 8 to 9 AM only, to broadcast special Christmas programs.
		<u>SECOND ZONE</u>
WASH	WASH Broadcasting Corporation Grand Rapids, Michigan	Granted consent to assignment of license to Kunscky-Trendel Broadcasting Corp. (the present licensee of WOOD, with which station WASH now shares time). The renewal applications for these stations withdrawn from hearing docket and licenses granted.
WIBG	St. Paul's P. E. Church Elkins Park, Pennsylvania	Granted consent to voluntary assignment of license to WIBG, Inc.
WBTM	L. H. R. G. & A. S. Clarke, D/B as Clarke Electric Company Danville, Virginia	Granted consent to voluntary assignment of license to Piedmont Broadcasting Corp. to become effective January 1, 1932, when renewals expire.
WWSW	William S. Walker Pittsburgh, Pennsylvania	Granted consent to voluntary assignment of license to Walker and Downing Radio Corp. effective January 1, 1932.
WLAP	American Broadcasting Corp. of Kentucky Louisville, Kentucky	Granted permission to operate after midnight on 1010 kc, with 250 watts, to make antenna tests and experiments to determine that with such radiating device operation may be had without interference with other stations on channel. (Hearing on 1010 kc extended 60 days.)

## APPLICATIONS GRANTED (Continued)

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF GRANT</u>
<u>THIRD ZONE</u>		
WDIX	No. Mississippi Brdcstg. Corp. Tupelo, Mississippi	Granted CP to move studio and transmitter from Tupelo to Texarkana, Arkansas and change frequency from 1500 to 1420 kc.
KMLB	J. C. Liner Monroe, Louisiana	Granted consent to voluntary assignment of license to Liner's Brdcstg. Station, Inc.
<u>FOURTH ZONE</u>		
KGFW	Central Neb. Brdcstg. Company Kearney, Nebraska	Granted license covering changes in equipment and moving transmitter, 1310 kc, 100 watt, unlimited time.
KFDY	South Dakota State College Brookings, South Dakota	Granted extension of completion date to January 5, 1932.
WHA	University of Wisconsin Madison, Wisconsin	Granted authority to operate until 5:45 PM, CST, February 14, 1932 in order to broadcast a meeting of the inter-church counsel in the interest of world peace.
<u>FIFTH ZONE</u>		
KGKX	C. E. Twiss & F. H. McCann Sand Point, Idaho	Granted consent to assign license to W. W. Von Cannon.
KPJM	A. P. Miller Prescott, Arizona	Granted authority to install automatic frequency control.

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## CONSTRUCTION PERMITS RECEIVED

During the current week the following applications for Construction permits covering changes in transmitting equipment were received at the Commission from the following stations: WNBO, Silver Haven, Pa.; KFGQ, Boone, Iowa.

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## LICENSE APPLICATIONS RECEIVED

During the current week the Commission received applications for license following construction permits from the following stations: KGEK, Yuma, Colo.; KROW, Oakland, California.

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## APPLICATIONS RETURNED

During the current week the Commission returned the following applications at the request of the applicants:

3-MLB-914	National Radio & Brcdstg. Corp. Amarillo, Texas	WDAG	Specified hours of operation.
3-MLB-915	E. B. Gish Amarillo, Texas	KGRS	Specified hours of operation.
3-P-B-2404	Shreveport Broadcasting Company Shreveport, Louisiana	NEW	Construction permit for new station on 1310 kc. (request of applicant.)
3-P-B-2420	Louisiana Broadcast Company Baton Rouge, Louisiana	NEW	Construction permit for a new station on 1310 kc. (request of applicant.)
3-P-B-2398	Albert Rosenstein Savannah, Georgia	NEW	Construction permit for a new station on 1400 kc. (G.O. 102, 111, 115, 116).
3-P-B-2399	La Grange Broadcasting Company La Grange, Georgia	NEW	Construction permit for a new station on 1120 kc, (G.O.102,115)
5-P-B-2412	Richmond J. Morrow Roseville, California	NEW	Construction permit for a new station on 1400 kc. (G.O.102,111, 115,116.)

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## MISCELLANEOUS COMMISSION ACTION

WNBW Ex.Rep. No.246	Home Cut Glass & China Company Carbondale, Pennsylvania	Action taken on December 18th, reconsidered and case remanded to hearing docket for additional data.
KFPL	C. C. Baxter Dublin, Texas	Application for renewal of license withdrawn and license granted.
WAPI	Alabama Polytechnic Inst. Birmingham, Alabama	Denied application for extension of commencement date of CP for 25 KW transm.
WABC	Atlantic Broadcasting Corp., New York, N. Y.	Denied petition reconsider action of the Commission taken Dec.4th, denying the application for a booster station in Wash. Applicants denied req.for re-hearing in this matter to be heard at same time as pending applications of WBAL and WTIC.
WMBA	LeRoy Joseph Beebe Newport, Rhode Island	Denied petition moving Commission reconsider its action denying a renewal.
KGCU	Mandan Radio Association, Mandan, North Dakota	App. for renewal station was heretofore set for hearing. Station now has CP to operate on different freq.with increased power, sharing with KLPM.

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## APPLICATIONS RECEIVED

During the current week the Commission received the following applications:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>SECOND ZONE</u>			
2-MLB-925	KQV	KQV Broadcasting Company Pittsburgh, Pennsylvania	Mod. Lic. increase operating time to unlimited.

The applicant is now licensed to operate with power of 500 watts, sharing time with station WSMK, Dayton, Ohio on 1380 kc. The Second Zone is under quota; Pennsylvania is under quota; Ohio is under quota. The granting of this application would increase the quota.

THIRD ZONE

3-ALB-408 3-APB-27	WCOA	City of Pensacola, Pensacola, Florida	Voluntary assignment of license to Pensacola Broadcasting Company.
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FOURTH ZONE

4-PB-2425	NEW	I. D. Cornett & N.H. Yarger Massena, Iowa	C. P. new station on 1240 kc, 50 watts daytime. Facilities of KTAT, WACO, and WSPD.
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This application would appear to be in violation of G. O. 102. The Fourth Zone is over quota; Iowa is over quota. The applicant has specified the use of facilities in the Third and the Second Zones. The Commission's General Order requires, in such circumstances, an applicant for facilities should request those now assigned to the over quota state in the over quota Zone, from which the application originates.

FIFTH ZONE

5-ZB-43	KOAC	Oreg. St. Agric. College Corvallis, Oregon	Determine license power by direct measurement antenna input.
5-PB-2423	KDFN	D. L. Hathaway Casper, Wyoming	C. P. make changes in equipment; change frequency to 1440 kc and operate unlimited time with 500 watts.

The applicant at present operates with unlimited time on 1210 kc and power of 100 watts. The closest stations to Casper on the requested frequency are WMBD, Peoria, Illinois, approximately 875 miles distant, and WTAD, Quincy, Illinois. Both stations use 500 watts night power. The Quincy station is approximately 800 miles distant. The Engineering Division of the Commission recommends under similar circumstances a separation of 770 miles. The Fifth Zone is over quota; Wyoming is under quota. The granting of this application would increase the quota.



Issued by

THE NATIONAL ASSOCIATION OF BROADCASTERS

NATIONAL PRESS BUILDING ♦ ♦ ♦ WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director.

December 31, 1931

## AS WE CONTEMPLATE 1932!

The American broadcaster contemplates 1932 with mixed feelings of pessimism and optimism.

Since 1920 he has been devoting his time, his energies and his money to establish the American system of radio. Now he is confronted with a fight to preserve what he has established.

And if present conditions may be taken as an indication, most of the economic, legislative and legal problems which confronted the industry in 1931 will be magnified in 1932.

If the broadcaster will take time to examine the present status of American radio he will find the copyright question still unsettled, he will find that certain legislators are seeking more regulation, he will find certain newspapers are still selfishly decrying radio advertising, he will find organized educators demanding fifteen per cent of all broadcast frequencies, he will find a small but mouthy minority of certain groups yelling for destruction of the American plan of broadcasting, and he will find this same group with a few others preaching government ownership.

In the face of all this, the broadcaster meekly cries for stability. This great industry, with the daring of the pioneer and the virility of youth, crying, yes crying, for the natural right to existence. How much longer will enemies of radio continue to make a mockery of the power of radio?

December 31, 1931

## NETWORK HEADS REVIEW BROADCASTING

"Organized broadcasting was only eleven years old last November," M. H. Aylesworth, president of NBC, stated. "Its growth, technically, artistically, and industrially has been rapid. Until a year ago, this growth was physical. The broadcast structure was being erected. Now the building is complete, at least for the present. We have begun to furnish it tastefully and to bring to it charm and spiritual value. There is need for interpreting the potent forces of this medium of expression and communication in terms of world understanding, universal culture and industrial expansion. We must seek to adapt the structure of broadcasting to the many needs of humanity. Such matters have received the profound attention of those engaged in broadcasting in 1931. The work is not as spectacular as the advances of former years, but its value will be fundamental and permanent."

"A general rise in program levels may be expected of radio broadcasting in 1932," William S. Paley, president of CBS, stated. "More and more every field of talent is opening up and the public is ever quicker to respond to the finest things we can do. Continual improvement in transmission encourages us to do our best because we know the listener, equipped with a modern radio set, is going to receive almost as well as we send. Competition has never been as keen, and that is good for all of us. Of public interest and benefit is the fact that commercial sponsors of programs are showing increasing willingness to work with us in providing the best entertainment and in keeping commercial credits both short and interesting. The general satisfaction of the American public with broadcasting under the American system is encouraging broadcasters to feel that their business is stable and permanent and to make larger and larger investments to improve the industry."

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## CHICAGO MUSICIANS PLAN STRIKE

Announcement was made by James C. Petrillo, president of the Chicago Federation of Musicians, that union musicians employed by Chicago broadcasting stations were prepared to strike at midnight Thursday night unless demands for shorter working week and increased staff orchestras were met. About 400 musicians at 13 stations would be affected. The musicians are also demanding that musicians replace technicians at control panels.

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## SIXTEEN MILLION SETS

A total of 16,026,620 American homes are equipped with radio receiving sets at the close of the present calendar year, it is estimated by the Columbia Broadcasting System. The estimate is based on the U. S. Census taken in April, 1930, set sales for the remainder of 1930 and estimated set sales for 1931 from RADIO RETAILING.

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December 31, 1931

## HERE'S A SUGGESTED SPEECH

The following is a speech by H. A. Bellows, chairman of the Executive Committee of the NAB, given as part of a joint New Year's Day program over KSTP, St. Paul and WCCO, Minneapolis, Minn. Mr. Bellows is liberal with his copyright privileges and any NAB member may use this or a similar speech without any danger from infringement. Stations KSTP and WCCO are to be complimented for their cooperation in presenting the program. The speech follows:

"Good afternoon, everybody. The broadcasting industry of America, in wishing every radio listener in the country a Happy New Year, pledges itself to giving a better service to the public during 1932 than ever before in the brief but amazingly swift development of the broadcasting art. The broadcasters pledge themselves to a further increase in the variety and scope of their programs, and to a steady improvement in the mechanical means of transmission, to the end that every American radio listener may have at all times the choice among two or more programs of the highest possible quality.

"In accordance with the American ideal, broadcasting in this country has developed, not as a government monopoly, but as a highly competitive enterprise. Here in the Northwest, for example, the two stations which are today broadcasting this program are bringing to you daily the programs of two great broadcasting systems, each constantly striving to outdo the other in serving the public. If the National Broadcasting Company sends out programs by one of the great symphony orchestras, Columbia promptly tries to arrange symphony programs even better in quality. If Columbia discovers a popular singer, NBC forthwith seeks one of even wider popular appeal. If one chain brings an outstanding international feature from London, the other answers with a broadcast from Paris. In all this competition, the public is the beneficiary.

"There are some who have so little faith in our American way of doing things that they want to see radio broadcasting administered by the government. At a time when the cry of the entire nation is for a reduction in taxes, they want to see new taxes imposed on every owner of a receiving set. They want to do away with competition, and have radio broadcasting administered in the same way in which farm relief has been administered by the Federal Farm Board.

"It is not surprising that such a proposal should be actively supported by interests which cannot without alarm see the growth of a new advertising medium. They would naturally like to destroy a medium with which they fear they cannot compete. Advertising support of radio broadcasting has given America the finest radio service in the world. It has made possible that element of keen competition which is the surest safeguard of the public interest. It has prevented monopoly and kept broadcasting out of politics.

"That there are some abuses in the advertising use of radio broadcasting we are fully prepared to admit, and the industry at its recent convention has definitely pledged itself to remedy those abuses. We do not propose to permit any section of the public to be exploited by unscrupulous, untruthful or fraudulent advertising, nor do we propose to permit the public taste to be offended by blatant or vulgar advertising announcements. We do, however, insist that the best possible service to the radio listeners of America is absolutely dependent on the continued expenditure by advertisers of between eighty and one hundred million dollars a year, spent for the sole purpose of giving the listeners the best music, the finest entertainment, the most varied service, obtainable anywhere in the world.

December 31, 1931

#### HERE'S A SUGGESTED SPEECH (Continued)

And so, in once again wishing all of you a very Happy New Year, I want to remind you that radio broadcasting is a public service maintained without expense to you, and for your sole benefit, by means of the millions of dollars paid annually by advertisers to bring you service and entertainment. It is for you to say what form this service and entertainment shall take. You are the only censors of radio broadcasting, and it is for your benefit that America has built up, through private initiative and energy, a competitive broadcasting system which spends annually for program service vastly more than all the rest of the world combined. When you read attacks on this system, I hope you will analyze them carefully enough to understand the motive behind them, and I hope that throughout 1932 you will all remember that the sole object of the two great broadcasting chains, and of every individual station, is to find out what you want and see that you get it. Thank you."

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#### TELEVISION'S FUTURE

The Television Committee of the Radio Manufacturers' Association has submitted to the Federal Radio Commission a plan whereby television would be fully developed within five years. Scientists and engineers of leading companies in the field of experimental television collaborated to draft the plan which is based upon the use of the ultra high frequencies above 43,000 kc, with channel widths 20 times as wide as those now in use. The committee proposes that visual broadcasters abandon the four existing television frequencies: 2,000-2100, 2,100-2,200, 2,750-2850, and 2850-2950 kc because they are not suited to broadcasting images.

The Federal Radio Commission, in its annual report, stated that there is no immediate expectation of commercial television.

William S. Paley, president of CBS, says that in his own judgment "there is a rather promising prospect some time during the coming year that television of a genuinely entertaining character will be available in a few large cities." He doubts that similar broadcasting service will be available to the country at large during the year.

M. H. Aylesworth, president of the NEC, says that while his company takes cognizance of the work being done in the receiver field, it "does not believe that the time has arrived yet for visual broadcasting on a regular program basis."

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#### RETAIL DISTRIBUTION REPORTS

The Bureau of Census is ready to release for publication a special report on retail distribution by counties, in which the number of stores and the total net sales in each of nine principal business groups and in seven specific kinds of business are shown for each county and for each city with a population of 10,000 or more.

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## RADIO LAW LACKS PRECEDENT

"The complexity of legal problems confronting the Commission makes many cases difficult to decide because of the lack of precedent in radio law," Commissioner Harold A. Lafount declared this week. "However, each case handed down serves as a thread in the rapidly growing cloth of legal status in radio. Future years will see more and more threads added, until established legal fundamentals for all branches of radio communication have been woven to form a set basis by which disputes may be decided.

"Questions to be answered in future cases include those ranging from most important fundamentals, such as whether the Radio Act itself is constitutional, and whether the test of 'public interest, convenience, or necessity' as laid down by the act is a sufficient limitation on powers vested in the Commission, to questions of less importance, but which must eventually be settled by courts, such as what constitutes a 'radio signal' as that term is used in the act."

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## NINE LEGISLATURES MEET

The Legislatures in nine States will hold regular sessions during 1932. Eight of them shall convene during the month of January. During 1931 regular sessions were held in 44 states. In five of these, sessions are held annually, while in Alabama a session is called every four years. In the other 42 States sessions are held regularly in the odd-numbered years.

Massachusetts, New Jersey, New York, Rhode Island, and South Carolina hold annual sessions. Kentucky, Louisiana, Mississippi and Virginia hold sessions biennially in even-numbered years. The States in which regular sessions will be held in 1932, the date of convening and the legal limitation, are as follows: Kentucky, January 5, 60 days; Louisiana, May 9, 60 days; Massachusetts, January 6, no limit; Mississippi, January 5, no limit; New Jersey, January 12, no limit; New York, January 6, no limit; Rhode Island, January 5, no limit; South Carolina, January 12, 40 days; Virginia, January 13, 60 days.

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## DENIAL RECOMMENDED OHIO CASES

The applications of two new applicants for broadcast facilities in Ohio were recommended for denial this week by Examiner Hyde in reporting findings to the Commission in the cases, (Report No. 313) involving the applications for new stations filed by Community Broadcasting Company, Toledo, Ohio, and Clayton B. Johnson, Sandusky, Ohio. Both applicants requested authority to erect a station on 1500 kc with power of 100 watts and unlimited time. The examiner concluded that Toledo and the surrounding area are now well supplied with programs, and the applicant failed to show a need for additional service in view of the probability that the new station would create interference in the reception of other stations. In addition, the examiner failed to find the applicant had sufficient financial ability to establish and maintain the proposed station. Failure of the Sandusky applicant to show sufficient financial ability to construct and operate the station, and the additional conclusion that the applicant is "inexperienced in the radio business", and that the establishment of the station at Sandusky would result in interference, were among the reasons given for recommending denial of the application of the Sandusky request.

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## SHULER RECORD DESIGNATED

The Commission this week filed Designation of Record in the case involving the Appeal of Station KGEF, Los Angeles, California, (Docket 5445). This case arose on the action of the Commission denying license renewal to the station and from which the appeal was taken by Trinity Methodist Church, former licensee of the California station.

Designations of record were also filed by the Commission in the cases involving the appeals of stations WNJ, Newark, N. J., and WKBO, Jersey City, N. J., (Dockets 5545, 5562 and 5546.)

The motion of the attorneys to withdraw their appearance for the plaintiff in the case of Brahy (station WLBX, Long Island City) v. F R C (Docket 5414) was granted by the Court of Appeals during the current week.

The same Court granted the motion of the Commission requesting additional time to file brief until January 28th, in the case of Strawbridge & Clothier, Philadelphia Pennsylvania, (WFI) v. F R C (Docket 5436).

The Commission under Court Order is allowed until January 28 to file brief in the case of Woodmen of the World Life Insurance Company, (WOW, Omaha, Nebraska) v. F R C (Docket 5425). The motion of station WCAJ, Nebraska Wesleyan University, Lincoln, Nebraska, to file brief in this case was granted, but the motion of this same intervenor to take part in the oral argument was denied.

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## NAB MEMBERSHIP RISE

Active members of the National Association of Broadcasters on December 31, 1930 numbered 88 and Associate members numbered 25. On December 31, 1931, active members total 146 and Associate members 28. Eight members resigned and seven others were dropped for non-payment of dues during the year.

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## DAVIS PLANS INVESTIGATION

Shortly after Congress reconvenes after the holiday recess, Chairman Ewin L. Davis, of the House Merchant Marine and Fisheries Committee, expects to call a meeting to consider whether or not his committee will undertake an investigation of radio. No definite plans have been proposed but such an investigation would undoubtedly cover the entire field of radio.

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## 90 STATIONS FOR CBS

With the addition of Station WMBD, Peoria, Illinois, Station WODX, Mobile, Ala., and WSFA, Montgomery, Ala., the number of stations affiliated with the Columbia Broadcasting System will total 90 on the first of the new year.

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## RMA AND IRE MEETINGS

The annual convention of the Radio Manufacturers Association will be held at Chicago, May 23-26. The annual convention of the Institute of Radio Engineers will be held at Pittsburgh April 7-9.

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## APPLICATIONS RECEIVED

During the current week, the following applications were received at the Commission:

<u>FRC FILE</u>	<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>SECOND ZONE</u>			
2-PB-2429	WCAU	Universal Brdcstg. Company Philadelphia, Pennsylvania	C. P. move auxiliary transmitter to 1618 Chestnut Street.
<u>THIRD ZONE</u>			
3-MLB-926	WSFA	Montgomery Brdcstg Company Montgomery, Alabama	Mod. Lic. increase day power to 1 KW and increase operating hours to unlimited time. Facilities of station WODX are requested.
<p>The applicant is now licensed to operate on 1410 kc with full experimental day operation, sharing at night with station WODX, Mobile, Alabama. Both stations are now licensed to operate with 500 watts power. The granting of the application would not increase the quota. Attention is called to an application filed recently by station WODX seeking full time on 1340 kc asking the facilities of station WCOA, Pensacola, Florida.</p>			
<u>FOURTH ZONE</u>			
4-MPB-283	KFDY	South Dakota State College Brookings, South Dakota	Mod. C. P. extend completion date from 12/21/31 to 1/5/32.
4-PB-2427	WNAX	The House of Gurney, Inc. Yankton, South Dakota	C. P. change equipment; increase day power from 1 to 2½ KW.
<p>The applicant is now licensed to operate unlimited time on 570 kc with power of 1 KW. The closest station on this frequency to Yankton is KGKO, Wichita Falls, Texas, approximately 640 miles distant and operating with 500 watts and unlimited time. The granting of this application would increase the quota. The Fourth Zone is over quota; South Dakota is over quota.</p>			
4-FB-155	WTMJ	The Journal Company Milwaukee, Wisconsin	Authority to install automatic frequency control.
<u>FIFTH ZONE</u>			
5-PB-2430	KGY	KGY, Inc., Olympia, Washington	C. P. move station from Lacey, Washington to Olympia, Washington and increase power from 10 to 100 watts.

## APPLICATIONS RECEIVED (Continued)

FIFTH ZONE (Continued)

The applicant is now licensed to operate unlimited time on 1200 kc. The closest station to Olympia on this frequency is KVOS, Bellingham, Washington, operating unlimited time with 100 watts and approximately 135 miles distant. The recommended separation under similar circumstances, according to the 50 kc mileage separation tables of the Commission Engineering Division, is 200 miles. Station KTW, Seattle, Washington, approximately 45 miles distant, operating with power of 1 KW, is now assigned to 1220 kc. The recommended separation under the 50 kc tables under similar circumstances is 74 miles. The granting of the application would not increase the quota.

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## LICENSE APPLICATIONS RECEIVED

During the current week the Commission received application for license following construction permit from the following station: WBZ, Boston, Massachusetts.

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## CONSTRUCTION PERMITS RECEIVED

During the current week applications for construction permits covering changes in equipment or in location of transmitters were received at the Commission from the following stations: WPEN, Philadelphia, Pennsylvania, WCBS, Springfield, Ill.

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## APPLICATIONS RETURNED

During the current week the Commission returned the following applications, as they did not conform to regulations:

4-ML-B-916	Commodore Broadcasting, Inc. Decatur, Illinois	WJBL	Increase hours of operation. (G. O. 102).
5-ML-B-918	E. F. Peffer Stockton, California	KGDM	Change from Daytime to Limited time. (G. O. 102).
5-P-B-2410	R. L. Blake, Roseville, California	NEW	New station on 1410 kc. (G. O. 102, 115, 116).

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## LULL IN WASHINGTON

With the Federal Radio Commission and the Congress in holiday recess, radio activity in Washington has been at its lowest ebb of the year. Both the Commission and Congress will resume activities next Monday and prospects point to the busiest winter in many years.

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