

commission's action of Sept. 21, in returning as incomplete his application for new station on 1380 kc, 500 w in Lorain, Ohio. Commissioner Johnson not participating. Action Jan. 5.

■ By order, commission denied request of Sanford A. Schafitz for reconsideration of commission's action of Sept. 21, in returning application of Schafitz (principal party in WWIZ Inc., whose license renewal for WWIZ on 1380 kc, 500 w in Lorain, Ohio, has been denied) for new station on those facilities. Commissioner Johnson not participating. Action Jan. 5.

■ By memorandum opinion and order, commission dismissed a petition for reconsideration and a petition for stay, filed by Augustine L. Cavallaro in Loiza-Bayamon, P. R., standard broadcast proceeding (Docs. 16890-1). Action Jan. 5.

■ Review board in Kingsport, Tenn. standard broadcast proceeding, Docs. 17024-5, granted request filed Jan. 5 by J. T. Parker Jr. and extended to Jan. 17 time to file responsive pleadings to motion to enlarge issues filed Dec. 23 by William R. Livesay and to petition to enlarge issues filed Dec. 27 by J. T. Parker Jr. Action Jan. 10.

■ Review board in Casper, Wyo. standard broadcast proceeding, Docs. 16787-8, held in abeyance consideration of joint request for approval of agreement, dismissal of application of Family Broadcasting Inc. and conditional grant by Harriscope Broadcasting application pending affording opportunity for other persons to apply for facilities by Family's application. Sec. 1.525(b) (2) of rules. Action Jan. 6.

ACTIONS ON MOTIONS

■ Hearing Examiner James D. Cunningham on Dec. 21 designated Hearing Examiner Chester F. Naumowicz Jr. to serve as presiding officer in proceeding on AM application of Western North Carolina Broadcasters Inc., Canton, N. C., for renewal of license of WWIT; scheduled prehearing conference for Jan. 18, and hearing for Jan. 31 (Doc. 17050).

■ Hearing Examiner Thomas H. Donahue on Jan. 6 in proceeding on AM renewal application of Allen C. Bigham Jr., Salinas, Calif., scheduled prehearing conference for Jan. 18 (Doc. 16769).

■ Hearing Examiner Isadore A. Honig on

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76 (FOR THE RECORD)

Jan. 6 in proceeding on AM applications of Circle L Inc., Reno, et al., granted petition to amend application filed by applicant Radio Nevada regarding engineering aspects of proposal (Docs. 16110-13, 16115).

■ Hearing Examiner H. Gifford Irton on Jan. 6 in proceeding on AM applications of J. T. Parker Jr. and William R. Livesay, both Kingsport, Tenn., changed hearing date of Jan. 17 to further prehearing conference on same date (Docs. 17024-25). And in proceeding on AM applications of Cosmopolitan Enterprises Inc., Edna, and H. H. Huntley, Yoakum, both Texas, granted petition for leave to amend filed by applicant H. H. Huntley regarding location of antenna on transmitter site and also reflects corrected coordinates with respect to site, although site itself remains unchanged (Docs. 16572-73).

■ Hearing Examiner Chester F. Naumowicz Jr. on Jan. 5 in proceeding on AM applications of D & T Broadcasting Co., Dumas, and Service Communications Inc., Augusta, both Arkansas, scheduled procedural dates including continuing Jan. 18 hearing to Feb. 27 (Docs. 17026-27).

■ Hearing Examiner Elizabeth C. Smith on Jan. 4 in proceeding on AM application of James L. Hutchens, Central Point, Ore., granted applicant's request and cancelled hearing scheduled for Jan. 9, and scheduled further prehearing conference for same date (Doc. 16525). And on Jan. 9 in proceeding on AM applications of KJRD Inc. Monroe and Mount-Ed-Lynn Inc., Mountlake Terrace, both Washington, granted petition of applicant Mount-Ed-Lynn Inc. and continued prehearing conference from Jan. 12 to Jan. 30 (Docs. 16765-66). And in proceeding on AM application of James L. Hutchens, Central Point, Ore. scheduled hearing for Feb. 14 (Doc. 16525).

CALL LETTER APPLICATIONS

■ Oil Shale Broadcasting Co., Rifle, Colo. Requests KWSR.

DESIGNATED FOR HEARING

Honolulu, Paul C. Schafer—FCC designated for hearing application for new AM to operate on 1460 kc with 500 w, unlimited time. Action Jan. 5.

APPLICATIONS

WACY Moss Point, Miss.—Seeks mod. of license to change station location to Moss Point-Pascagoula, Miss. Ann. Jan. 11.

WSEN Baldwinsville, N. Y.—Seeks CP to increase power to 5 kw; install directional ant. (DA-D); and new trans. (Gates BC-5P2). Ann. Jan. 11.

Existing AM Stations

FINAL ACTIONS

WJPS Evansville, Ind.—Broadcast Bureau granted license covering change from DA-2 to DA-N. Action Jan. 5.

WYWY Barbourville, Ky.—Broadcast Bureau granted license covering AM. Action Jan. 5.

WTRI Brunswick, Md.—Broadcast Bureau granted license covering AM station. Action Jan. 5.

KATE Albert Lea, Minn.—Broadcast Bureau granted license covering use of old main trans. at main trans. location as an auxiliary trans. to operate on 1530 kc 250 w. Action Jan. 4.

WIRT Hibbing, Minn.—FCC waived Sec. 73.610 of rules and granted application to change trans. location, increase vis. ERP and ant. height and to make other changes; denied objections of Association of Maximum Service Telecasters. Action Jan. 11.

WLIB New York—Broadcast Bureau granted mod. of CP for extension of completion date to March 15. Action Jan. 4.

WCAB Rutherfordord, N. C.—Broadcast Bureau granted license covering new AM. Action Jan. 5.

KCOR San Antonio, Tex.—Broadcast Bureau granted mod. of CP for extension of completion date to March 8. Action Jan. 4.

WGH Newport News, Va.—Broadcast Bureau granted mod. of CP for extension of completion date to July 23. Action Jan. 4.

WTID Newport News, Va.—Broadcast Bureau granted mod. of CP for extension of completion date to May 1. Action Jan. 9.

KFDR Grand Coulee, Wash.—Broadcast Bureau waived Sec. 73.30 of rules and granted mod. of license to change studio location to Delano District, 0.5 mi. w of Grand Coulee, with Grand Coulee station identification to be continued. Action Jan. 4.

KTAC Tacoma, Wash.—FCC denied request for waiver of Sec. 1.569(b) (2) (i); accepted amendment to change from DA-N to DA-2; application, as amended, to be retained in the pending file. Action Jan. 5.

WWJC Superior, Wis.—Broadcast Bureau

granted mod. of license to change licensee name to WWJC Inc. Action Jan. 4.

OTHER ACTIONS

■ Commission granted renewal of license of WDLF Panama City, Fla. for a one-year period because licensee appeared "to have acted irresponsibly in seeking to make unjustified use of the results of a so-called audience survey, without revealing to the public or to your advertisers significant facts regarding the manner in which the survey was conducted." Station had taken part in a "coupon book" promotion during which, as a part of telephone solicitation of orders for coupon books, persons telephoned were asked what station they listened to most. In renewing the WDLF license for a short term, commission not only held survey to have been invalid under circumstances, but took occasion to remind all licensees participating in "coupon book" promotions to exercise special diligence to insure that their facilities are not being used for false or misleading advertising. Action Jan. 5.

■ By order, commission dismissed petition for reconsideration filed by The Plains Broadcasting Inc. (KGYN) Guymon, Okla., because it did not comport with Sec. 1.111 of rules (Docs. 16588-90, 16848). Action Jan. 5.

■ Office of opinions and review on Jan. 6 in AM consolidated proceeding in Docs. 16588 et al. dismissed as moot request by Plains Broadcasting Inc. (KGYN) Guymon, Okla. for extension of time to respond to oppositions filed in response to its petition for reconsideration of designation order.

■ Commission adopted letter to WKWK Inc., licensee of WKWK Wheeling, W. Va., notifying it that a one-year renewal of license was being granted because a staff investigation indicated that station's facilities had been improperly used by a disc jockey who also was its music director, and licensee, despite past experience of such misuse, had not taken adequate steps to assure that such improper use would not be made in future. Commission stated that because a recording artist failed to make a free appearance for WKWK music director-disc jockey, artist's current record was deleted from station's play list with approval of general manager of station. Commission, quoting from its recent letter to Crowell-Collier Corp. regarding KFWB, reminded WKWK that whenever conflicts of interest exist with respect to station personnel involved in program selection, "the personnel involved should be insulated from the process of program selection." Action Jan. 5.

■ By memorandum opinion and order, commission denied a joint petition in Superior, Wis., standard broadcast proceeding (Docs. 16476, 16477 and 16478) seeking: (a) approval of an agreement whereby, for a consideration, Arthur A. Cirilli, trustee in bankruptcy, would withdraw application for renewal of license of WIGL and D.L.K. Broadcasting Inc. would withdraw assignment application; (b) waiver of commission's rules (Sec. 0.365 (b) (2) and 1.571 (c)) and its policy against acceptance of contingent applications, 22 RR 299 (1961); (c) dismissal of renewal and assignment applications and grant of unopposed application for CP of Quality Radio Inc. for station on WIGL's frequency, and (d) acceptance for filing of application of C & H Radio Broadcasting Corp. contingent upon frequency requested being vacated by Quality Radio Inc. Waiver of Sec. 0.365(b) (2) of rules was granted to extent necessary for commission to consider withdrawal agreement, but petition was denied in all other respects. Commissioner Loevinger concurred in result. Action Jan. 5.

ACTIONS ON MOTIONS

■ Hearing Examiner Thomas H. Donahue on Jan. 10 in proceeding on applications of Star Stations of Indiana Inc. for renewal of licenses of WIFE-AM-FM Indianapolis received in evidence affidavit of Dorothy F. Storz, dated Jan. 4, concerning reimbursement made by station to various advertisers (Docs. 16612).

FINES

■ For allegedly broadcasting two rigged contests (one of which also involved elements of a lottery) while licensee of WALT Tampa, Fla., commission directed a letter to Eastern Broadcasting Co. to be considered as notice of apparent liability for forfeiture in amount of \$10,000 for violation of Sect. 509(a) (4) of Communications Act in that a \$500 "Christmas Daddy" contest conducted on WALT while Eastern was licensee appears to have been rigged so that a fictitious name was drawn as winner and no prize was awarded to anyone.

BROADCASTING, January 16, 1967