



# PUBLIC NOTICE

Federal Communications Commission  
445 12<sup>th</sup> St., S.W.  
Washington, D.C. 20554

News Media Information 202 / 418-0500  
Internet: <http://www.fcc.gov>  
TTY: 1-888-835-5322

DA 08-536

Released: March 7, 2008

## MEDIA BUREAU IDENTIFIES GROUPS OF MUTUALLY EXCLUSIVE APPLICATIONS SUBMITTED IN THE OCTOBER 2007 FILING WINDOW FOR NONCOMMERCIAL EDUCATIONAL FM STATIONS

**By: Chief, Media Bureau**

In October 2007, the Media Bureau (“Bureau”) received approximately 3,600 applications to construct new noncommercial educational (“NCE”) FM stations.<sup>1</sup> The Bureau has processed all of the approximately 800 applications that fall into the following categories: singletons, those that could be accepted for filing, and those that needed to be dismissed pursuant to settlements or as in excess of the ten-application cap. Most of the remaining applications are mutually exclusive with at least one other proposal.<sup>2</sup> As required by Section 73.3573(e)(4)<sup>3</sup> of the Commission’s Rules, the Bureau announces that it has identified the following groups of mutually exclusive applications listed in Attachment A. At this time, the Bureau is announcing groups consisting of four or fewer applicants. To promote settlement discussions and ease work loads on applicants and their consulting engineers and attorneys, the Bureau will issue periodically additional public notices identifying the larger mutually exclusive groups. **Any applicant that believes any application has been erroneously included or excluded from one of the mutually exclusive groups listed in Attachment A should bring this matter to the attention of the Audio Division within 30 days.**

If applicants in any mutually exclusive group identified in Attachment A are negotiating a settlement, or wish to share time instead of proceeding to comparative evaluation, they should advise the Audio Division to withhold further processing pursuant to Section 73.7004(d).<sup>4</sup> Otherwise, the Bureau will begin comparative analyses immediately following the expiration of this 30-day comment period.<sup>5</sup>

Contacts: Irene Bleiweiss, Audio Division, Media Bureau, (202) 418-2700 (legal)  
James Bradshaw, Audio Division, Media Bureau, (202) 418-2700 (engineering)

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<sup>1</sup> See *Media Bureau Announces NCE FM New Station and Major Change Filing Procedures*, Public Notice, 22 FCC Rcd. 15050 (2007).

<sup>2</sup> Also pending are some singleton applications that seek various waivers. The staff will address those waiver requests separately.

<sup>3</sup> 47 C.F.R. § 73.3573(e)(4).

<sup>4</sup> 47 C.F.R. § 73.7004(d).

<sup>5</sup> See 47 C.F.R. §§ 73.7002 -03.