

BROADCASTERS'



NEWS BULLETIN

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THE NATIONAL ASSOCIATION OF BROADCASTERS

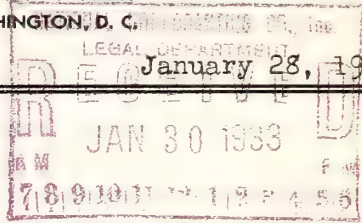
NATIONAL PRESS BUILDING

WASHINGTON, D. C.

PHILIP G. LOUCKS, Managing Director

January 28, 1933.

BOARD MEETING FEBRUARY 20



An important meeting of the Board of Directors of the NAB will be held at Washington, D. C., Monday, February 20.

Recent developments in the copyright situation and the possibility of early conferences preliminary to the North American allocation conference will make the February Board meeting one of the most important in many months.

In line with the program mapped out at the St. Louis Convention, President Alfred J. McCosker this week announced that Newton D. Baker of Ohio, has been retained to represent the Association in matters arising out of the recent license agreement between the publishers and the American Society of Composers, Authors and Publishers. Formal announcement of this fact has been sent to all broadcasters by Mr. Schuette.

In addition to financial matters, the Board at the February meeting will consider the standard order blank submitted by the American Association of Advertising Agencies and legal and legislative policies.

The NAB is determined to go forward with the program approved by the St. Louis Convention provided this program receives the necessary support from all members.

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NEWTON D. BAKER REPRESENTS NAB

President A. J. McCosker of the National Association of Broadcasters announced in New York Tuesday that the Association had retained Newton D. Baker of Ohio to represent them in matters arising out of the recent license agreement between the broadcasters and the American Society of Composers, Authors and Publishers.

Mr. McCosker said that Mr. Baker has been studying the matter for more than a month.

In Washington, Mr. Baker gave out the following statement:

"I have been retained by the National Association of Broadcasters through Mr. Alfred J. McCosker, and its Board of Directors, to represent the Association in conference or in litigation as may be necessary, in matters arising out of the new form of license-agreement issued by the American Society of Composers, Authors and Publishers to the members of the Broadcasting Association.

"The matters at issue between the Society and the broadcasters are the validity and fairness of the terms proposed for the broadcasting of copyrighted musical publications."

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MCCOSKER APPOINTS LEVY

President Alfred J. McCosker this week appointed I. D. Levy, Esq., Philadelphia, Pennsylvania, to discuss with broadcasting stations details relating to the activities of Mr. Baker in the copyright controversy. The campaign has been thoroughly considered in every detail and there only remains the cooperation of all stations to make the campaign effective.

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ON THE SUBJECT OF DUES

The copyright situation, the North American Conference, legislation, litigation and expansion of services from the Headquarters office all demand that members promptly pay their dues to the Association. If the Association is to carry out the program outlined by the membership at St. Louis, stations must be prompt in meeting their payments to the Association. The program will succeed if members pay promptly. It can fail only if financial aid is withheld. In direct proportion to the financial assistance received will the objectives set forth at the St. Louis Convention be achieved. It is up to each individual member to do his part. The officers of the Association are ready to go ahead.

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AFA MEETING JUNE 25

The annual meeting of the Advertising Federation of America, with which the NAB is affiliated, will be held at Grand Rapids, Michigan, June 25 to 28, inclusive, it was announced this week by George W. Kleiser, chairman of the Council on Departmental Activities.

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KANSAS SLANDER BILL

A bill making it a criminal offense to utter false or defamatory remarks over the radio has been introduced in the Kansas legislature by Representative Roth. The text of the measure (HB 155) is as follows:

"Section 1. That any person who shall falsely use, utter or publish words over, through or by means of what is commonly known as the radio, which in their common acceptance shall tend to blacken the memory of one who is dead, or impeach the honesty, integrity, virtue or reputation, or publish the natural defects of one who is alive, and thereby expose him to public hatred, contempt, ridicule or financial injury, shall be guilty of slander.

"Section 2. The injurious utterance of slander is presumed to have been malicious, save when it is a communication to a person interested therein by one who is also interested, or by one who stands in such relation to the person interested as to afford a reasonable ground for supposing the motive for the communication innocent, or who is requested by the person interested to give the information.

"Section 3. Every person violating any of the provisions of this act shall, upon conviction thereof, be fined in a sum not exceeding \$1,000 or punished by imprisonment in the penitentiary not more than one year or by both such fine and imprisonment.

"Section 4. That this act shall take effect and be in force from and after its publication in the official state paper."

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MISSOURI BANK LIBEL BILL

Following is the text of a bill (HB 87) introduced in the Missouri legislature by Representative McCawley:

"Section 1. It shall be unlawful for any person in this State to broadcast over any radio in this State any announcement of any bank failure, with any other comment than the fact that the bank named in such broadcast has closed its doors; or for any person in this State in broadcasting over any radio the news of any bank failure to use any word, or words, forming all or a part of the name of any bank in this State, or any word or words similar thereto.

"Section 2. Any person who shall violate any of the provisions of this Act shall be deemed guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the penitentiary for a term of not less than two years nor more than five years."

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NEW TELEPHONE LINK

The British international entrepot of Hong Kong, Canton and the Portuguese colony of Macao, to the south of Hong Kong Island, will be linked by radio-telephone in the near future if present plans materialize, according to a report to the Commerce Department from Trade Commissioner T. C. Barringer, Hong Kong.

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RADIO LEGISLATION

The radio Omnibus Bill (H.R. 7716) is now on the Senate calendar and can be called up for action at any time. While there is considerable difference of opinion among the legislators, there seems to be considerable doubt if anything will be done with this bill owing to condition of the docket in the Senate. No report has been made on S. 5201 which is the Dill license fee bill. It is very doubtful if the committee will even make a report on this bill to the Senate at the present session.

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AMERICAN RADIO SECTION ELECTS

At a meeting held this week of the American Section of the International Committee on Radio held at the University Club, Washington, D. C., Senator Wallace H. White, Jr., of Maine was reelected president.

Other officers reelected for the ensuing year included: John W. Guider, vice president; Howard S. LeRoy, treasurer; and Paul M. Segal, secretary. Members of the executive council include: William R. Vallance, chairman; A. L. Ashby, Thad H. Brown; Louis G. Caldwell, J. H. Dellinger and F. P. Guthrie.

At the meeting, Judge Eugene O. Sykes, acting chairman of the Federal Radio Commission, and chairman of the American delegation to the Madrid Radio Conference; Dr. C. B. Jolliffe, chief engineer of the Radio Commission, and delegate to Madrid; and E. S. Wilson, vice president of the American Telephone & Telegraph Company, representing his company at Madrid, all talked on various phases of the conference.

Judge Sykes told of the high lights of the conference including many of the troubles encountered, especially that of the language used. Dr. Jolliffe, who was chairman of the technical committee of the conference, spoke of the work of the allocation of frequencies and Mr. Wilson talked on the lighter sides of the conference. The meeting, the first of the winter, was very well attended by Washington and out of town radio engineers and lawyers.

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COLONEL BROWN AWAY

Colonel Thad H. Brown, member of the Radio Commission from the Second Zone has been away this week inspecting the Commission's offices at Chicago, Detroit and Buffalo over which he has jurisdiction. He will return next Tuesday in time for the regular Commission meeting. Commissioner Starbuck has also been away this week. Because of the absence of these two members of the Commission the regular meeting was omitted on Friday of this week.

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COMMISSION FILES BRIEF

The Radio Commission this week filed its brief in the Court of Appeals of the District of Columbia in Case No. 5695 in the appeal of Station WNYC, New York City against a decision of the Commission.

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EDUCATIONAL TALKS FREE

Through the United States Office of Education, the NAB has learned that the Pennsylvania State Department of Public Instruction has prepared a radio series which will be offered free to any broadcasting station which cares to use the material. The series consists of fifteen talks but a station is under no obligation to use all of them.

"The series of broadcasts is based on a new State course of study for elementary science which is now being printed and will be available about February 1," says James N. Rule, Superintendent of Public Instruction. "This course of study incorporates the best thought of the various departments of State Government with reference to what science should be taught in the elementary schools of the State."

Stations interested in the material should communicate with Mr. Rule, Department of Public Instruction, Harrisburg, Pennsylvania.

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COMMERCE DEPARTMENT PUBLICATION LISTS FOREIGN STATIONS

Foreign radio broadcasting stations, large and small, with operating characteristics of each station, including frequency, power and ownership, are listed in a new publication issued by the Electrical Equipment Division, Department of Commerce, Washington, D. C.

In all, 818 foreign stations are listed as operating on long waves and 120 on short waves, for broadcasting purposes. There is some duplication, as several stations are listed in both categories. Of the long wave stations, 203 are in North America, 125 in South America, 211 in Europe, 99 in Asia, and 16 in Africa, with 75 in Russia and Turkey, part of which are in Europe and part in Asia.

North America has 28 of the short wave stations; South America, 22; Europe, 24; Asia, 25; Oceania, 5; Africa, 11 and Russia, 5.

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EXPORTS OF RADIO EQUIPMENT TO FRANCE MORE THAN DOUBLE 1930 VALUE

Despite a 25 per cent reduction in the exports of radio equipment from the United States to France as compared with 1931, shipments during 1932, the first year in which that market was restricted by an import quota system, were more than 100 per cent greater than in 1930, according to a compilation made today by Marshall T. Jones, Chief of the Commerce Department's Electrical Division.

Total exports to France of radio equipment, which includes sets, tubes and parts, were valued at \$888,944 in 1932, compared with \$1,184,406 the preceding year, and \$390,239 in 1930.

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RECOMMENDS DENIAL KGKX LICENSE

In Report No. 449 this week Examiner Elmer W. Pratt, recommended that the application of Station KGKX, Sandpoint, Idaho for a license renewal be denied, and that the application of Station KTFI, Twin Falls, Idaho for the facilities of KGKX and for a power increase to 500 watts, 1 KW LS be granted.

The Examiner states that "the failure of the licensee KGKX to support this station's application for renewal of license amounts to an abandonment of its facilities and they are therefore available for assignment to KTFI." It is further said in the report that the granting of the proposed increased power for KTFI "would result in good daytime reception to several thousand potential listeners in a small area where there is at present no good daytime service."

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HEARING ON NAVY PROTEST

The Radio Commission has announced that a hearing will be held before the full membership of the Commission on February 16, in connection with a license for Station WJSV, Alexandria, Virginia. The program test period for this station has been extended to May 1.

This is the station that was taken over by the Columbia Broadcasting System not so long ago and the hearing will be held because of protests of the Navy Department whose radio laboratory is just across the Potomac from the new site of the station. The department claims that the broadcasts from the station interfere with its experimental work.

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RADIO EMPLOYMENT

The index of employment in the radio industry for December was 70.4 compared with 77.7 for November and 81 for December 1931, taking 1926 at 100, according to the Bureau of Labor Statistics, Department of Labor. The payroll December index number was 50.9 compared with 58.4 for November and 73.3 for December 1931.

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TAX ON RADIO RECEIVING SETS

The Bureau of Internal Revenue has just ruled on the sales of radio components under exemption certificates. The Bureau says:

"Advice is requested whether sales of radio components may be made under exemption certificates and also as to the definition of chassis, reproducing units, and power packs.

"Section 607 of the Revenue Act of 1932 imposes a tax, not on radio receiving sets, but on chassis, cabinets, tubes, reproducing units, power packs, and phonograph mechanisms suitable for use in connection with or as part of radio receiving sets, or combination radio and phonograph sets, including in each case parts or accessories sold therewith.

"A radio cabinet is an article subject to tax as such and may not be sold under an exemption certificate at any time, since it cannot be used as a component part of any other article taxable under section 607 or under any other section of the Revenue Act of 1932."

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FAVORS WFIW, LOUISVILLE MOVE

In Report No. 448 this week Chief Examiner Ellis A. Yost recommends that the application of Station WLAP, Louisville, Kentucky, for a construction permit to use 940 kilocycles, unlimited time with 1000 watts power be denied. The station now uses 1200 kilocycles with 100 watts power and 250 watts LS.

He further recommends that the application of Station WFIW, Hopkinsville, Kentucky, for license renewal be granted and that the application of the same station to move to Louisville, Kentucky, be granted.

The Examiner states that there is a demand for network programs in Louisville. He says further that "Hopkinsville and its surrounding area do not have sufficient population, program or financial resources adequate to properly support a broadcasting station enjoying a regional assignment."

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DENIAL OF KWEA LICENSE RECOMMENDED

Examiner R. H. Hyde in his Report No. 447 this week recommended that W. H. Allen, Eugene Levy, and S. B. Pearce be denied a construction permit for the erection of a new station at Alexandria, Louisiana, to use 1210 kilocycles; that Station KWEA, Shreveport, Louisiana, be denied a license renewal and that the same station be denied permission to move to Baton Rouge, Louisiana.

The Examiner states in connection with the application for a new station that the evidence shows "that the capital investment in the project is to be rather small; that the equipment to be installed, while conforming to regulations in general design, is to be constructed or assembled under what appears to be a very restrictive appropriation."

It is further stated in the report in connection with the license renewal of Station KWEA that the renewal application "specifies equipment that has been rendered incapable of operating" * * * "for obvious reasons the recommendation concerning the application for renewal of station license for the operation of this equipment must be that the application be denied."

Examiner Hyde says that the evidence "does not seem adequate assurance that the operation of Station KWEA in Baton Rouge would serve the public interest."

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WNJ APPEALS TO SUPREME COURT

Station WNJ, Newark, New Jersey, this week filed a petition in the Supreme Court of the United States for a writ of certiorari in connection with a decision of the Radio Commission taking the station off the air. The Commission's action was upheld by the Court of Appeals of the District of Columbia in its appeal to that court.

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January 28, 1933

HEARING CALENDAR

The following hearings and arguments are scheduled for the week commencing Monday, January 30, 1933. They all commence at 10 a.m.:

MONDAY, JANUARY 30, 1933

Docket #1854	WKBH WKBH, Inc. La Crosse, Wisconsin	Mod. Lic. 1380 kc, 1 KW, unlimited time.
	Present Assignment:	1380 kc, 1 KW, simultaneous daytime operation with KSO, sharing at night.
Docket #1873	WMBH W. M. Robertson Joplin, Missouri	Mod. Lic. 1480 kc, 100 W. 250 W. LS, daily, except Sunday, 7:30 a.m. to 2 p.m. and 6 to 10:30 p.m. Sunday, 10:50 a.m. to 2:30 p.m. and 7:30 to 9:30 p.m., CST.
	Present Assignment:	1420 kc, 100 W. 250 W. LS, daily, except Saturday and Sunday. 12 noon to 2 p.m. and 6 to 9:30 p.m.; Saturday, 12 noon to 2 p.m. and 6 to 7 p.m. Sunday, 10:50 a.m. to 2:30 p.m. and 7:30 to 8:30 p.m., CST.

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SET FOR HEARING

WMAL	M. A. Leese Radio Corp. Washington, D. C.	Application for Vol. assign. of C. P. and license to National Broadcasting Co. Inc. set for hearing to be held February 15; all parties desiring to participate should file notice of intention on or before February 3, 1933.
WJSV	Old Dominion Brdcastg. Co. Alexandria, Virginia	Application for license to operate on 1460 kc, 10 KW, set for hearing to be held February 16, before the whole Commission.
WCGU	United States Brdcastg. Corp. Brooklyn, New York	Mod. of Lic. to change hours of operation from sharing with WFOX, WLTH and WBBC to sharing with WBBC only. (Facilities of WFOX and WLTH).

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MISCELLANEOUS COMMISSION ACTION

During the current week the Commission took the following action of a miscellaneous nature:

WBAL	Consolidated Gas Electric Light & Power Company Baltimore, Maryland	Granted authority to operate a portable 250 watt transmitter in metropolitan area of Baltimore for purpose of determining a new site for transmitter.
KYW	Westinghouse Electric and Manufacturing Company, Chicago and Philadelphia, and other stations involved in Ex. Rep. No. 426	Oral argument in "1020 kc case" heretofore scheduled for February 1, to be held on March 1, instead, because of petition of all stations involved.

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APPLICATIONS RETURNED

During the current week the Commission has returned the following applications to the applicant:

2-MLB-1108	WSAI	Crosley Radio Corp. Cincinnati, Ohio	Mod. of lic. to increase daytime power to $2\frac{1}{2}$ KW LS (Request of applicant).
4-PB-2718	NEW	C. E. Wilkinson Mason City, Iowa	C. P. for new station to use 1500 kc, 100 watts, specified hours. (Rule 6 a, c, and d, insufficient information on proposed transmitter location).
5-MLB-1107	KFXJ	R. G. Howell & Charles Howell d/b as Western Slope Brdcstg. Co. Grand Junction, Colo.	Mod. of lic. to change hours from specified hours to unlimited. (Facilities KGEW, Ft. Morgan, Colorado.) Rule 6 a, c and d.

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RENEWAL APPLICATIONS RETURNED

During the current week the following applications for renewals of licenses have been returned as being not in proper form for the Commission's consideration: WFAN, Philadelphia, Pennsylvania; KFSD, San Diego, California; WDAF, Kansas City, Missouri; WSAZ, Huntington, West Virginia; WGBI, Scranton, Pennsylvania; WOBV, Charleston, West Virginia; WTAG, Worcester, Massachusetts and WNOX, Knoxville, Tennessee.

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HEARING ON WMAL LEASE

Hearing will be held before the Radio Commission on February 15, in connection with the leasing of Station WMAL, Washington, D. C. by the National Broadcasting Company, Inc.

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APPLICATIONS GRANTED

During the current week the Commission granted the following applications subject to the provisions of Rules 44 and 45 providing that proper protests may be filed within twenty days from the date of action:

<u>CALL</u>	<u>NAME OF APPLICANT</u>	<u>NATURE OF APPLICATION</u>
<u>FIRST ZONE</u>		
None		
<u>SECOND ZONE</u>		
WFAO	Ohio State University Columbus, Ohio	Granted Mod. of Lic. to increase power from 750 watts to 1 KW.
NEW	Attorney for Herman Radner Lansing, Michigan	Granted authority to take depositions in re his application for a C. P., hearing on which is set for February 10.
<u>THIRD ZONE</u>		
WNAD	University of Oklahoma Norman, Oklahoma	Granted special authority to operate from 8:30 to 10:30 p.m., CST, February 24, 1933.
WJBY	Gadsden Broadcasting Co. Gadsden, Alabama	Granted authority to remain silent until January 30, and station directed that it cannot resume operation except with transmitter located as specified in license and approved monitor installed.
NEW	International Brdcstg. Corp. Shreveport, Louisiana	Granted authority to take depositions in re application for C. P., hearing on which is set for February 24.
<u>FOURTH ZONE</u>		
KFNT	Henry Field Co. Shenandoah, Iowa	Granted continuation of special authority to use time assigned to but not used by station KUSD and WILL from February 1 to March 1, 1933.
KFMX	Carleton College Northfield, Minnesota	Granted authority to remain silent for period of 30 days, provided no changes are made in equipment which would require a C. P.

FIFTH ZONE

None

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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>FIRST ZONE</u>			
1-ALB-494	WMAL	M. A. Leese Radio Corp. Washington, D. C.	Consent to vol. assign. of lic. to National Broadcasting Co. Inc.
1-APB-36	WMAL	M. A. Leese Radio Corp. Washington, D. C.	Consent to vol. assign. of C. P. issued 10/21/32 for new auxiliary transmitter to National Broad- casting Company, Inc.
1-ALB-495	WQAO- WPAP	Calvary Baptist Church New York, N. Y.	Consent to vol. assign. of lic. to Marcus Loew Booking Agency.
1-ALB-496	WRNY	Aviation Radio Station Inc. New York, N. Y.	Consent to vol. assign. of lic. to Marcus Loew Booking Agency.
1-MLB-1124	WHDH	Matheson Radio Co. Inc. Boston, Massachusetts	Mod. of lic. to change hours of operation from daytime to un- limited time.
1-MLB-1125	WAGM	Aroostook Broadcasting Corp. Presque Isle, Maine	Mod. of lic. for change in speci- fied hours of operation.
<u>SECOND ZONE</u>			
2-PB-2787	WSAI	Crosley Radio Corp. Cincinnati, Ohio	C. P. for changes in equipment and increase power from 500 watts 1 KW LS to 500 watts 2½ KW LS.
<u>THIRD ZONE</u>			
3-ALB-493	KGHI	O. A. Cook Little Rock, Arkansas	Consent to vol. assign. of Lic. to Lloyd Judd Company.
3-LB-925	KGKB	East Texas Broadcasting Co. Tyler, Texas	License to cover C. P. for changes in equipment.
3-LB-938	WROL	Stuart Broadcasting Corp. Knoxville, Tennessee	License to cover C. P. for change in location of transmitter and changes in equipment.
<u>FOURTH ZONE</u>			
4-MLB-1126	WCAZ	Superior Brdcstg. Service, Inc. Carthage, Illinois	Mod. of lic. to include Sunday operation 10 a.m. to 3:30 p.m.

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APPLICATIONS RECEIVED (continued)

FOURTH ZONE (continued)

4-MPB-413	WHO- WOC	Central Broadcasting Co. Inc. Davenport, Iowa	Mod. of C. P. granted 12/17/32, to extend completion date to 5/15/33.
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FIFTH ZONE

5-LB-937	KREG	The Voice of the Orange Empire Inc., Ltd. Santa Ana, California	License to cover C. P. issued 11/9/32 for change in equipment.
5-ALB-490	KGHF	Curtis P. Ritchie & Joe E. Finch, Pueblo, Colorado	Con. to vol. assign. of lic. to Curtis P. Ritchie and George J. Ikelman.

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LICENSE RENEWALS RECEIVED

During the current week the Commission received the following license renewals: WAAM, Newark, New Jersey; WOKO, Albany, New York; KFRU, Lawrence, Kansas; KOIL, Council Bluffs, Iowa; KVI, Tacoma, Washington; WLIT, Philadelphia, Pennsylvania; WFI, Philadelphia, Pennsylvania; KFEL, Denver, Colorado; WOOD, Grand Rapids, Michigan; WTOG, Savannah, Georgia; WXYZ, Detroit, Michigan.

KFIM, Beaumont, Texas; KFRU, Columbia, Missouri; KFOX, Long Beach, California; KGBZ, York, Nebraska; KGFX, Pierre, South Dakota; KOL, Seattle, Washington; KQW, San Jose, California; KTFI, Twin Falls, Idaho; WASH, Grand Rapids, Michigan; WDEV, Waterbury, Vermont; WIP, Philadelphia, Pennsylvania; WJAS, Pittsburgh, Pennsylvania; WJDX, Jackson, Mississippi, and WOKO, Albany, New York.

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LICENSE RENEWALS GRANTED

During the current week the Commission granted the following license renewals for the regular period: WCAZ, Carthage, Illinois; WHES, Portsmouth, New Hampshire; WJZ, New York and auxiliary; WKAR, East Lansing, Michigan; WSB, Atlanta, Georgia; WSM, Nashville, Tennessee (auxiliary); KXA, Seattle, Washington.

WJZ	National Broadcasting Co. Inc. New York, N. Y.	Granted special experimental authority to increase power from 30 KW to 50 KW, from February 1, to August 1, 1933.
KXA	American Radio Telephone Co. Seattle, Washington	Granted special experimental authority to operate simultaneously with WJZ from local sunset to 10 p.m., PST, using 250 watts, for period February 1, to August 1, 1933.

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