

The National Association of Broadcasters

NATIONAL PRESS BUILDING * * * * * WASHINGTON, D. C.
JAMES W. BALDWIN, Managing Director

NAB REPORTS

Copyright, 1935. The National Association of Broadcasters

Vol. 3 . . No. 47
OCTOBER 10, 1935

IN THIS ISSUE

	Page
MPPA Letter Relating to the Recording of Radio Programs...	985
President Appoints Committees.....	985
A Proposal and Answer to Rate Cutting.....	985
Federal Trade Commission Activities.....	985
License Renewal Applications Due.....	987
WSAR Increased Power Recommended.....	987
WMBH Application Dismissal Recommended.....	987
Denial of New California Station Recommended.....	987
Recommends New New York Station.....	987
WKJC Changes Recommended.....	987
Federal Communications Commission Action.....	988

MPPA LETTER RELATING TO THE RECORDING OF RADIO PROGRAMS

All stations are believed to have received a circular letter dated September 23, from the Music Publishers' Protective Association, New York City, relating to the recording of radio programs.

The NAB does not agree with MPPA's claims in this matter. Protest has been made to MPPA and assurance has been given the Managing Director that no action will be taken before the NAB is given opportunity to be heard.

PRESIDENT APPOINTS COMMITTEES

President Fitzpatrick this week appointed the following committees:

Commercial Committee

Arthur B. Church, Chairman, KMBC, Kansas City, Missouri; Edwin M. Spence, WBAL, Baltimore, Maryland; H. K. Boice, WABC, New York, N. Y.; Edgar Kobak, WJZ, New York, N. Y.; I. R. Lounsbury, WGR-WKBW, Buffalo, New York; H. K. Carpenter, WHK, Cleveland, Ohio; W. W. Gedge, WMBG, Detroit, Michigan; Martin B. Campbell, WFAA, Dallas, Texas; Hugh A. L. Half, WOAI, San Antonio, Texas; Herbert Hollister, WLBF, Kansas City, Kansas; John J. Gillin, Jr., WOW, Omaha, Nebraska; Harold Wheelahan, WSMB, New Orleans, Louisiana; Campbell Arnoux, WTAR, Norfolk, Virginia; S. A. Cisler, WJTL, Atlanta, Georgia; D. E. Kendrick, WIRE, Indianapolis, Indiana; J. O. Maland, WHO, Des Moines, Iowa; C. Ellsworth Wylie, KHJ, Los Angeles, California; Ralph R. Brunton, KJBS, San Francisco, California; Fred A. Palmer, WBNS, Columbus, Ohio; C. W. Myers, KOIN, Portland, Oregon; Carl Haverlin, KFI, Los Angeles, California.

Engineering Committee

J. A. Chambers, Chairman, WLW, Cincinnati, Ohio; C. W. Horn, WEA, New York, N. Y.; E. K. Cohan, WABC, New York, N. Y.; E. L. Gove, WHK, Cleveland, Ohio; John E. Burrell, KJBS, San Francisco, California; J. H. DeWitt, Jr., WSM, Nashville, Tennessee; Carl Meyers, WGN, Chicago, Illinois; John E. Fetzer, WKZO, Kalamazoo, Michigan; John V. L. Hogan, W2XR, New York, N. Y.; H. C. Harvey, KFAB, Lincoln, Nebraska; James M. Nassau, WIBG, Philadelphia, Pennsylvania; L. A. Benson, WIL, St. Louis, Missouri; Hugh S. McCartney, WCCO, Minneapolis, Minnesota; J. L. Middlebrooks, WAPI, Birmingham, Alabama; Gerald W. Cooke, WBAL, Baltimore, Maryland.

A PROPOSAL AND ANSWER ON RATE CUTTING

THE PROPOSAL:

"RADIO ASSOCIATES

1430 Broadway
New York, N. Y.

October 5th, 1935.

"Sales Manager
Radio Station WSOC
Charlotte, N. C.
Dear Sir:

"We are preparing a new type of Radio campaign. This plan consists of six fifteen-second announcements daily. For this service we are able to offer you \$15.00 per week less the customary fifteen percent (15%).

"We are fully aware that the price is well below your local rate card but this is additional business that we are in a position to obtain for you only because of this attractive low rate.

"If you are interested in joining our group of stations in this new venture kindly advise us at once so that we can include you in our prospectus.

Very truly yours,
(signed) John H. Moses
RADIO ASSOCIATES."

THE ANSWER:

"RADIO STATION WSOC
INCORPORATED

Charlotte, N. Carolina
October 8, 1935

"Mr. John H. Moses,
Radio Associates,
1430 Broadway,
New York, N. Y.
Dear Mr. Moses:

"We have your offer of a 'NEW TYPE' of radio campaign under date of October 5th. This seems to us to be somewhat of a misstatement—your proposition is not a 'new type' of campaign; it is one of the oldest form of 'chiseling.'

"No doubt you will find a certain group of stations who will fall for your bait—I hope, however, that their number will become increasingly small—for there are that class in every line of business, both stations and representatives. As for WSOC, we are distinctly not interested in cutting rates or making concessions. We know from results produced that our medium is worth the rates we publish. If it were not we would publish a new rate card.

Sincerely,
(signed) E. J. Gluck
E. J. Gluck, President."

FEDERAL TRADE COMMISSION ACTIVITIES

The Federal Trade Commission has alleged unfair competition in complaints issued against the following companies. The respondents will be given an opportunity for hearing to show cause why cease and desist orders should not be issued against them.

Complaints

No. 2567. D. Blum & Co., New York City. The respondent is alleged to have advertised that its "O. K. Chemical Dry Cleaning Fluid" will have no injurious effect on the most delicate materials. According to the complaint, use of the respondent's products on certain fabrics will have an injurious effect and will leave rings or spots. Hearing, November 8.

No. 2568. Willard B. Casterline, Chicago, Illinois. Sales methods involving a game of chance are alleged in a complaint against the respondent, trading as Casterline Brothers, engaged in the sale of candy to wholesalers and retailers.

Stipulations

No. 1466. Imperial Manufacturing Co., New York City and Newark, N. J., has entered into a stipulation to cease and desist from use of the words "triple Coated" to describe its product, a carbon paper, when, in fact, the stipulation sets out that the product was not coated with carbon in three times in the process of manufacturing so as to be properly referred to as "triple coated."

No. 1468. Charles McMahon, Camden, N. J. Respondent agrees to cease representing in advertisements that certain equipment will be included in the price paid for outfits of gymnastic equipment and physical culture courses in instances where this is not true.

No. 1469. Clay-Adams Company, Inc., New York City. In the sale of hypodermic syringes, the respondent agrees to cease and desist from obliterating marks showing the country of origin on the individual boxes and cartons in which the syringes are packed, and substituting therefor small and indistinct rubber-stamp markings.

No. 1474. Wouder-Mist Polish Co., Melrose, Mass. Respondent agrees to stop representing that its product "can be used on any kind of cloth or fabric as it neither injures the fabric or cloth," that the product "will not harm the finest fabric," and to stop making other similar representations implying that the colors of fabrics or materials dyed with non-fast or fugitive dyes will not be impaired or injured by application of this company's fluid.

No. 1475. Harry and Benjamin Rattner, tr/as "A-One Products Company" and "Messner Chemical Company," and R. W. Chemical Corporation, New York City. Respondents agree to cease using on labels affixed to their products the words "Stain Remover" either independently or in connection with other words so as to imply that the fluid removes stains of all kinds from fabrics when this is not true.

No. 1476. Hy-Test Cement Co., Philadelphia, Pa., manufacturing a mortar cement and selling it under the name "Hy-Test," has entered into a stipulation with the Commission agreeing to stop the circulation in interstate commerce of Bureau of Standards report No. 683 on tests of mortar cement, bearing any mark or designation whereby the identity of any participant can be ascertained.

The company also agreed to cease and desist from violation of any Bureau of Standards regulations for conducting tests, either for associations of manufacturers or otherwise, whereby any unfair advantage over competitors is sought or gained.

The Hy-Test Cement Co., according to the stipulation, was one of the manufacturers whose product was used in making tests described in Research Paper No. 683. The stipulation points out that this company, disregarding the request of the Bureau of Standards, distributed Research Paper No. 683 as a means of advertising its products, causing the page number and designation in the report of Hy-Test cement to be stamped thereon, with the result that officials of the Bureau were embarrassed, the practicability of the continuance of their system in such cases was jeopardized, and the company obtained an unfair advantage over its competitors who participated in such tests.

No. 1477. Success Manufacturing Co., Gloucester, Mass., refrigerator manufacturer, agreed to cease and desist from use of the words "All Steel" and "Built throughout with non-rustible steel" to represent its products, implying that the refrigerators are made wholly of steel, when this is not true. The stipulation points out that the products were made partly of other materials than steel and were a type with wooden frames known to the trade as "metal-clad."

No. 1478. Seeley's (Rupture) Establishment, Ltd., Chicago, distributor of trusses or appliances for hernia or rupture, agreed to cease and desist from representations which may have a tendency to confuse purchasers into believing that the Federal Trade Commission has issued or is proceeding toward issuance of a cease and desist order against a named individual or concern for the purpose of restraining such individual or concern from alleged unfair trade practices, when this is not true. The respondent also agreed to cease and desist from printing findings, orders or other public records of the Federal Trade Commission unless the whole of such documents be printed in full and in the exact wording of the Commission without interpretation of, addition to or subtraction from, as entered by the Commission. The stipulation provides that in no case shall such findings, orders or other public record be used or published by the respondent for the purpose or with the effect of disparaging or injuring the business of a competitor who has complied with the Commission's orders, stipulations or directions.

No. 1479. Hall & Ruckel, Inc., Brooklyn, N. Y., manufacturing depilatory creams and powders, deodorants and tooth powders, agreed to abandon representations in advertising that its product "X-Bazin" will permanently remove surplus hair, will discourage, devitalize, or lessen the future growth of surplus hair, or that it is a safe, harmless, non-irritating or mild preparation. The company will also stop alleging that the product is endorsed by scientists or physicians, when this is not true.

No. 1480. The Enequist Chemical Co., Inc., Brooklyn, N. Y., distributor of chemicals including those used in photo engraving, electrotyping, electroplating and in the fur and textile industries, agreed to forego use of its slogan, "Enequist Chemicals Since 1904," implying that the company has been in business selling Enequist chemicals since 1904 or that it is associated or connected with Seldner & Enequist, Inc., of Brooklyn, or that it has been engaged in such business for a length of time in excess of what is actually the fact.

Seldner & Enequist, Inc., was incorporated in 1917 to carry on the business theretofore conducted since about 1902 under the name Seldner & Enequist. The Enequist Chemical Co., Inc., according to the stipulation, is in no way associated with Seldner & Enequist, Inc., and was organized in or about August, 1930.

No. 1481. Morris Senderowitz, Morris H. Senderowitz and A. M. Senderowitz, of Allentown, Pa., trading as Royal Manufacturing Co., engaged in the manufacture of men's underwear, agree to stop printing on bands or labels affixed to their products the words "vat-dyed," when the products are not vat dyed, and the words "fast colors," implying that the products are made from cloth dyed with fast dyes so as not to fade by exposure to the air or by washing, when this is not true. The co-partners also agree to stop improper use of the word "broad-cloth" either independently or in connection with the word "genuine" in describing certain of their products.

No. 1482. Buddy Manufacturing, Inc., of New York City, makers of women's dresses, agree to stop using the word "Linene" in such way as to mislead purchasers into the belief that products so marked or described are made of the fibre of the flax plant, when this is not true.

No. 0903. John D. Myers, of Kansas City, trading as John Sterling Remedy Company and selling treatments for venereal ailments, agrees to stop representing that either of his preparations is a competent treatment or effective remedy. According to medical opinion furnished the Commission, the respondent's preparations are neither a specific nor a competent treatment for such diseases in any stages, nor is the mixture of ingredients therapeutically correct.

No. 0904. H. B. Laymon, of Spencer, Indiana, trading as World's Products Company, a dealer in counter card merchandise and medicines, agrees to stop advertising that a salesperson or dealer can sell the respondent's merchandise to every store, make quick sales, get steady repeat orders, or that the respondent's articles are new or of proven quality, or that they have no competition.

No. 0905. Glandular Laboratories of America, Inc., of New York City, agrees, in the sale of "Diutacid" and "Sesocrin," to stop representing that either preparation is free from drugs or that Diutacid is a competent treatment or an effective remedy for weak or run down condition, nervousness, or premature old age, or that Sesocrin is an effective remedy for disorders of the pituitary or thyroid glands, or for conditions of senility or neurasthenia. The respondent will also discontinue use of the term "Laboratories" as part of its corporate name, and of the phrase, "gland vitalizing."

No. 0906. The Thomas Chemical Company, Inc., of Lynchburg, Va., agrees to cease asserting that its preparation called "Curen" is a competent or effective treatment for athlete's foot, impetigo and other skin troubles, unless limited to minor irritations of the skin.

No. 0907. Ethel J. Cayce, of Berkley, Calif., trading as Rejuvenate Manufacturing Company, selling a cosmetic called "Rejuvenene," agrees to stop alleging that this preparation is composed of healthful or beautifying herbs, until such is the fact, and that it will normalize the skin or keep it in a healthy condition so long as the pores are filled with gum. The respondent further agrees to stop using the word "manufacturing" as part of her trade name until such time as she may in fact own, operate or control the plant used to manufacture the product sold.

No. 0908. Samuel Janowsky, of Chicago, trading as Randall Spinal Institute, will stop representing that his medicinal device called "Spinal Exerciser" will correct abnormal spinal conditions, reduce large abdomen, lift stooping shoulders, and aid in the correction of other ailments. According to medical opinion furnished

the Commission, the device will not correct abnormal conditions of the spine, or various other ailments specified. The stipulation points out that if used by one afflicted with spinal tuberculosis, it would be definitely harmful.

No. 0909. H. A. Hopkins, Boston, tr/as Hopkins Hosiery Co. Respondent agrees to stop representing that samples are furnished by him to agents or salespersons for less than the cost to manufacture; that a salesperson can collect 75 cents from every home, and that any article is "free" so long as a purchase of other merchandise is required and the price thereof is included in the purchase.

No. 0910. L. Heumann & Co., Inc., New York City, selling two medicinal preparations, agrees to stop advertising that either of the products, alone or in combination, is a remedy or competent treatment for rheumatism or gout, unless the reference is limited to relief of the aches and pains caused by those ailments. This respondent will also cease asserting that its tablets (Rimagot Tablets) will eliminate uric acid from the body, or that they will dissolve uric acid.

No. 0911. Evans Manufacturing Co., Cincinnati, dealing in a floor wax and floor waxer, will abandon advertising that the device works as efficiently as any \$50 machine and that sales persons will earn any amount "just for demonstrating" the machine. The stipulation points out that agents do not receive anything for demonstrating the device and that contrary to the respondent's advertising, the device is not worth \$14.10 and is not sent "free" to agents. Furthermore, according to the stipulation, the article is not as efficient as any \$50 machine.

No. 0912. Certane Company, Inc., Los Angeles, vendor of various feminine hygiene preparations, agrees to discontinue representing by inference or direct statement that any of its preparations or any combination thereof is a contraceptive or a scientific method of feminine hygiene or a scientific discovery.

No. 0913. H. L. Williams, trading as Williams S. L. K. Laboratories, Kansas City, Mo., and selling a formula and compound for stomach, liver and kidney troubles, also rheumatism, sciatica and neuritis, agrees to stop representing that the formula is a competent treatment or effective remedy for these and other diseases. According to medical opinion furnished the Commission, the Williams formula is not a competent treatment for the disorders specified in the advertising, and the compound is not an effective remedy for rheumatism, neuritis or sciatica.

No. 0914. Porter S. Hamilton, trading as Loistol Co., Portland, Me., agrees to stop representing that an ointment for relief of skin troubles called "Loistol" is either a competent treatment or effective remedy for eczema, rashes, cuts or cold sores and that it will relieve other skin disorders unless the assertion is limited to minor irritations, and that it is a new and guaranteed product.

No. 0915. Emergency Laboratories and Poslam Company, New York City, stipulates that it will cease and desist from representing that its medicated ointment called "Poslam" is a competent treatment for eczema and other skin ailments and to stop designating its ointment as "concentrated Poslam" unless and until the ointment shall have been prepared according to two or more standards of substantially different degrees of strength.

No. 0916. Nacor Medicine Company, Indianapolis, selling a treatment for asthma called "Nacor," agrees to stop asserting that the medicine is a competent treatment or remedy unless these representations are limited in reference to relief from attacks and paroxysms of asthma. Other representations of similar character will be discontinued, according to the stipulation. This respondent agreed that in promoting the sale of its medicine as a relief for bronchial troubles, it would include in direct connection with these sales a warning to the effect that the medicine is not for use by any person having tuberculosis.

No. 0917. Charles Cluthe & Sons, Bloomfield, N. J., engaged in selling a mechanical appliance for treatment of rupture called "Cluthe's Comfort Truss," agrees to stop advertising that by use of such appliances rupture troubles can be overcome and operations avoided, unless in the latter representation the assertion is limited to reducible ruptures. Other similar assertions of like import will also be discontinued.

No. 0918. Rosaline Mayer, trading as Kleerplex, New York City, and selling a product for treating skin diseases, will abandon use of advertising which represents that the Kleerplex products, either as a balm or a wash, will dissolve blackheads, refine large pores or clear up muddy, sallow or blemished skin. The respondent also agrees to stop advertising that Kleerplex "gets at the cause" of skin afflictions and "penetrates" the skin, and to stop making other assertions of like import.

No. 0919. North American Institute, Chicago, Ill., agrees

to stop advertising that its home training course will enable a student, without regard to his or her educational attainments or ability, to become an outstanding speaker or conquer stage fright, timidity or fear. The stipulation points out that various representations made as to what this course will do for any person, without regard to his qualifications, are "extravagant, fanciful, and in many cases manifestly impossible."

No. 0920. Hed-Aid, Inc., Detroit, vendor-advertiser of a headache and neuralgia preparation, agrees to stop advertising that its tablets are a safe or sure relief for headache and will not harm or depress the heart or affect the stomach.

No. 0921. Schieffelin & Co., Inc., New York City, agrees to discontinue unfair advertising of its floor waxes, paste and furniture cream (Vernax No Rub Floor Wax).

No. 0922. Marion Products, Inc., Marion, Ohio, agrees to cease and desist from making unfair representations of a beverage substitute for coffee called "Grains of Wealth" which, according to the stipulation, it will no longer advertise as better than coffee or as indistinguishable from the finest and best coffee obtainable.

LICENSE RENEWAL APPLICATIONS DUE

According to FCC Rule 27, licenses issued to broadcasting stations operating on 1370, 1420 and 1500 kilocycles expire January 1, necessitating filing of renewal applications on or before November 1, 1935.

WSAR INCREASED POWER RECOMMENDED

Broadcasting Station WSAR, Fall River, Mass., applied to the Federal Communications Commission for authority to increase its power from 250 to 1,000 watts. The station operates unlimited time on 1450 kilocycles.

Examiner Melvin H. Dalberg, in Report No. I-106 recommends that the application be granted. He found that granting of the application would permit the station to expand its service, that it appears qualified to make the change and "there is apparently no objection to the granting of the application by reason of quota conditions. Further, it is not believed that other licensed stations would be adversely affected by interference and that the granting of the application would serve public interest, convenience and necessity."

WMBH APPLICATION DISMISSAL RECOMMENDED

Station WMBH, Joplin, Mo., applied to the Federal Communications Commission for special experimental authorization. When the case came on for hearing counsel for the applicant moved that the application be dismissed without prejudice.

Examiner Ralph E. Walker, in Report No. I-113 recommends that the motion be granted for dismissal without prejudice.

DENIAL OF NEW CALIFORNIA STATION RECOMMENDED

A. Tornek, operating under the trade name of the Metro Broadcasting Company applied to the Federal Communications Commission for a construction permit to erect a new station at Los Angeles, Cal., to use 820 kilocycles, 250 watts and to share time with WHAS.

Examiner P. W. Seward in Report No. I-114 recommends that the application be denied. He found that the applicant is not qualified to construct and operate such a station, that granting of the request would cause "serious and objectionable interference to existing stations" and "that it is not shown that a need for general radio service exists in the area proposed to be served."

RECOMMENDS NEW NEW YORK STATION

The Knox Broadcasting Company, Inc., applied to the Federal Communications Commission for a construction permit for a new station at Schenectady, N. Y., to use 1240 kilocycles, 1,000 watts power and unlimited time on the air.

Examiner P. W. Seward, in Report No. I-116 has recommended that the application be granted. He found that there is need in the area for additional service in so far as local interest is concerned. The Examiner found also that granting of the application would not cause any objectionable interference and that it would be in the public interest.

WKJC CHANGES RECOMMENDED

The Lancaster (Pa.) Broadcasting Service, Inc., (Station WKJC) filed an application with the Federal Communications Commission asking that it be allowed to assign its license to the Associated Broadcasters, Inc. The latter applied for permission to move the station from Lancaster to Easton, Pa. Also Associated Broadcasters, Inc., requested approval of the Commission to transfer 70 per cent of its capital stock to Mason-Dixon Radio Group, Inc.

Examiner George H. Hill in Report No. I-115 has recommended that the application of the Lancaster Broadcasting Service to assign the license to Associated Broadcasters be granted; that permission be granted to move the station and that the application of Associated Broadcasters for the transfer of control of the corporation by transferring 70 per cent of the stock to the Mason-Dixon Radio Group, Inc., be granted.

FEDERAL COMMUNICATIONS COMMISSION ACTIONS

HEARING CALENDAR

Monday, October 14, 1935

- WGST—Georgia School of Technology, Atlanta, Ga.—Modification of license, **890 kc.**, 1 KW, unlimited time. Present assignment: **890 kc.**, 500 watts, 1 KW LS, unlimited time.
- WJAR—The Outlet Co., Providence, R. I.—Modification of license, **890 kc.**, 1 KW, unlimited time. Present assignment: **890 kc.**, 250 watts night (SA), 500 watts day.
- KARK—Arkansas Radio & Equipment Co., Little Rock, Ark.—C. P., **890 kc.**, 500 watts, 1 KW LS, unlimited time. Present assignment: **890 kc.**, 250 watts, 500 watts LS, unlimited time.
- WGAR—The WGAR Broadcasting Co., Cleveland, Ohio.—Modification of license, **890 kc.**, 500 watts, 1 KW LS, unlimited time (requests facilities of WMMN). Present assignment: **1450 kc.**, 500 watts, 1 KW LS, unlimited time.
- WMMN—A. M. Rowe, Inc., Fairmont, W. Va.—Renewal of license, **890 kc.**, 250 watts, 500 watts LS, unlimited time.

HEARING BEFORE THE BROADCAST DIVISION

- KNX—Western Broadcast Co., Los Angeles, Calif.—Renewal of license, **1050 kc.**, 50 KW, unlimited time.
- KFRC—Don Lee Broadcasting System, San Francisco, Calif.—Renewal of license, **610 kc.**, 1 KW, unlimited time.
- WTMJ—The Journal Co. (The Milwaukee Journal), Milwaukee, Wis.—Renewal of license, **620 kc.**, 1 KW, 5 KW LS, unlimited time.

Tuesday, October 15, 1935

- NEW—Review Publishing Co. (Pearl B. Robinson, Sole Owner), Moscow, Idaho.—C. P., **1310 kc.**, 100 watts, unlimited.
- NEW—Roberts MacNab Hotel Co., Jamestown, N. Dak.—C. P., **1310 kc.**, 100 watts, unlimited time.

Wednesday, October 16, 1935

- NEW—Robert E. Cole, d/b as Washington Broadcasting Co., Washington, Pa.—C. P., **1350 kc.**, 250 watts, daytime.
- WADC—Allen T. Simmons, Tallmadge, Ohio.—C. P., **1320 kc.**, 1 KW, 5 KW LS, unlimited time. Present assignment: **1320 kc.**, 1 KW, $2\frac{1}{2}$ KW LS, unlimited time.

Thursday, October 17, 1935

ORAL ARGUMENT BEFORE THE BROADCAST DIVISION

Examiner's Report No. I-60:

- WSIX—2814—B3-P-227—Jack M. Draughon, Louis R. Draughon, d/b as 638 Tire & Vulcanizing Co., Springfield, Tenn.—C. P. to move transmitter; **1370 kc.**, 100 watts, unlimited time.
- NEW—2756—B3-P-252—Nashville Broadcasting Corp., Nashville, Tenn.—C. P., **1370 kc.**, 100 watts, unlimited time.
- NEW—2878—B4-P-384—Evansville On the Air, Inc., Evansville, Ind.—C. P., **1370 kc.**, 100 watts, unlimited time.

Commissioner Brown's Report:

- 2636—B3-FP-2—Mrs. Nellie H. Morris and W. C. Morris, working as "Hotel Eagle," Eagle Pass, Tex.—Authority to transmit programs from Hotel Eagle, Eagle Pass, Tex., over XEPN.
- 2835—B3-FP-5—Universal Advertising Agency, Laredo, Tex.—Authority to transmit programs to all Mexican stations through Station XENT.

HEARING BEFORE AN EXAMINER

- KOL—Seattle Broadcasting Co., Seattle, Wash.—Modification of license, **1270 kc.**, 1 KW, 5 KW LS, unlimited time. Present assignment: **1270 kc.**, 1 KW, $2\frac{1}{2}$ KW LS, unlimited time.

APPLICATIONS GRANTED

- WIBA—Badger Broadcasting Co., Inc., Madison, Wis.—Granted C. P. to make changes in equipment, install new antenna system, and increase power to 1 KW night, 5 KW day.
- WDZ—James L. Bush, Tuscola, Ill.—Granted modification of C. P. approving antenna and transmitter sites at $1\frac{1}{2}$ miles north

of Tuscola on U. S. 45 and 1 mile 600 feet east RFD, Tuscola, Ill.; extend commencement date to 30 days after grant and completion date to 180 days thereafter.

- WJW—WJW, Inc., Akron, Ohio.—Granted license to cover C. P. authorizing installation of new equipment and increasing day power to 250 watts; **1210 kc.**, 100 watts night.
- KIUN—Jack W. Hawkins and Barney H. Hubbs, Pecos, Tex.—Granted license to cover C. P., **1420 kc.**, 100 watts, unlimited time.
- WLBK—WLBK Broadcasting Co., Kansas City, Kans.—Granted license to cover C. P., **1420 kc.**, 100 watts, unlimited time.
- WKAQ—Radio Corporation of Porto Rico, San Juan, P. R.—Granted C. P. to move transmitter locally, approximately 3.7 miles southeast of present location, and make changes in antenna.
- WNBZ—Earl J. Smith and William Mace, d/b as Smith & Mace, Saranac Lake, N. Y.—Granted license to cover C. P. authorizing changes in equipment and increase in day power to 100 watts; **1290 kc.**, daytime hours.
- KALB—Alexandria Broadcasting Co., Inc., Alexandria, La.—Granted license to cover C. P., **1420 kc.**, 100 watts, daytime.
- KELD—T. H. Barton, El Dorado, Ark.—Granted license to cover C. P., **1370 kc.**, 100 watts, unlimited.
- WTAW—Agricultural and Mechanical College of Texas, College Station, Tex.—Granted modification of license to make changes in specified hours from 12:20 to 12:50 p. m. daily except Sundays; Mondays and Fridays, 8 to 9 p. m.; Sundays, 8:30 to 9:30 a. m.; to 11.25 a. m. to 12 noon daily except Sundays; Mondays, 8 to 9 p. m.; Sundays, 8:30 to 9:30 a. m.; Fridays, 4:30 to 5:30 p. m.
- WLEZ—The Norfolk Daily News, Portable (Norfolk, Nebr.).—Granted modification of license (temporary broadcast pickup), to add frequencies **1622, 2060, 2790 kc.**
- WCBA—B. Bryan Musselman, Allentown, Pa.—Granted modification of license to increase power from 250 watts to 500 watts for auxiliary transmitter. (Station WCBA uses transmitter of WSAN as auxiliary on **1440 kc.**, 250 watts night, 250 watts day, S-WSAN.)
- WSAN—WSAN, Inc., Allentown, Pa.—Granted modification of license to increase power of auxiliary transmitter from 250 watts to 500 watts for auxiliary transmitter.
- WEED—William Avera Wynne, Rocky Mount, N. C.—Granted modification of license to change studio location to corner Nashville Highway (Route 64) and Stoney Creek Road, just outside of Rocky Mount city limits.
- KCRC—Enid Radiophone Co., Enid, Okla.—Granted renewal of license, **1370 kc.**, 100 watts night, 250 watts day, shares equally with Station KGFG.
- NEW—Miami Valley Broadcasting Corp., Portable-Mobile (Miami, Fla.) (2 applications).—Granted C. P., frequencies **31100, 34600, 37600, 40600 kc.**, 2.5 watts, unlimited time.
- NEW—Havens & Martin, Inc., Portable-Mobile (Richmond, Va.).—Granted C. P., frequencies **31100, 34600, 37600, 40600 kc.**, 20 watts, unlimited time.
- NEW—Honolulu Broadcast Co., Inc., Portable-Mobile (Honolulu, T. H.).—Granted C. P., **31100, 34600, 37600, 40600 kc.**, 20 watts, unlimited time.
- W2XIL-W2XIM—General Electric Co., Portable-Mobile (Schenectady, N. Y.).—Granted license to cover C. P. (exp. gen. exp.), frequencies **31100, 34600, 37600, 40600 kc.**, 2 watts.
- KIKK—S. H. Patterson, Portable (Colorado Springs, Colo.).—Granted license to cover C. P. (temporary broadcast pickup), frequencies **1646, 2090, 2190, 2830 kc.**, 6.3 watts.
- W3XAD—RCA Manufacturing Co., Inc., Camden, N. J.—Granted modification of license to change station from fixed to portable.
- W3XAI—RCA Manufacturing Co., Inc., Camden, N. J.—Granted modification of license to change station from fixed to portable.
- WNEI—Indianapolis Power & Light Co., Indianapolis, Ind. (Portable).—Granted modification of license to change frequencies to **1646, 2090, 2190 and 2830 kc.**

RENEWAL OF LICENSES

The following stations were granted renewal of licenses for the regular period:

- KGHF, Pueblo, Colo.; KGNC, Amarillo, Tex.; KGNF, North Platte, Nebr.; KGNO, Dodge City, Kans.; KID, Idaho Falls, Idaho; KIDO, Boise, Idaho; KLO, Ogden, Utah; KLRA, Little Rock, Ark.; KLS, Oakland, Calif.; KMO, Tacoma, Wash.; KOH, Reno, Nev.; KOMA, Oklahoma City, Okla.; KOY, Phoenix, Ariz.; KQV, Pitts-

burgh, Pa.; KRNT, Des Moines, Iowa; WKBW, Buffalo, N. Y.; WLAC, Nashville, Tenn.; WMBD, Peoria, Ill.; WNBR, Memphis, Tenn.; WSAI, Cincinnati; WSBT, South Bend, Ind.; WSPD, Toledo, Ohio; WTAQ, Eau Claire, Wis.; WTFI, Athens, Ga.; KALE, Portland, Ore.; KDEN, Casper, Wyo.; KECA, Los Angeles, Calif.; KFH, Wichita, Kans.; KFJR, Portland, Ore.; KGDY, Huron, S. Dak.; WAAB, Boston; WADC, Tallmadge, Ohio; WAWZ, Zarephath, N. J.; WBCM, Bay City, Mich.; WBNS, Columbus, Ohio; WCOA, Pensacola, Fla.; WCSC, Charleston, S. C.; WDRC, Hartford, Conn.; WFBC, Greenville, S. C.; WFBL, Syracuse, N. Y.; WHEC, Rochester, N. Y.; WHK, Cleveland, Ohio; WHOM, Jersey City, N. J.; WHP, Harrisburg, Pa.; WIOD-WMBF, Miami, Fla.; WIRE, Indianapolis, Ind.; WHBL, Sheboygan, Wis.; WJSV, Alexandria, Va.; WROK, Rockford, Ill.; WSAN and auxiliary, Allentown, Pa.; WCBA and auxiliary, Allentown, Pa.; KXYZ, Houston, Tex.; KSO, Des Moines, Iowa; KTBS, Shreveport, La.; KTRH, Houston, Tex.; KTUL, Tulsa, Okla.

KGGM—New Mexico Broadcasting Co., Albuquerque, N. Mex.—Granted renewal of license for the period ending April 1, 1936.

WASH—Kunsky-Trendle Broadcasting Corp., Grand Rapids, Mich.—Granted renewal of license for the period ending April 1, 1936.

W3XDD—Bell Telephone Laboratories, Inc., Whippany (Morris Co.), N. J.—Granted renewal of special experimental station license for the period October 29, 1935, to expire January 29, 1936, in exact conformity with existing license.

W2XBH—Radio Pictures, Inc., Long Island City, N. Y.—Granted renewal of special experimental station license for the period November 1, 1935, to expire February 1, 1936.

WIEK-WIEL—Atlantic Broadcasting Corp., Portable-Mobile—Granted renewal of broadcast pickup station license for temporary service effective November 1, 1935, to expire November 1, 1936, in exact conformity with existing license.

WQER-WQET—Georgia School of Technology, Portable-Mobile.—Granted renewal of broadcast pickup station license for temporary service effective November 1, 1935, to expire November 1, 1936, in exact conformity with existing license.

WIEO-WIEW-WIEX-WMEF—National Broadcasting Co., Inc., Portable-Mobile.—Granted renewal of broadcast pickup station license for temporary service effective November 1, 1935, to expire November 1, 1936, in exact conformity with existing license.

WMFS—National Broadcasting Co., Inc., Portable-Mobile, Chicago.—Granted renewal of broadcast pickup station license for temporary service effective November 1, 1935, to expire November 1, 1936, in exact conformity with existing license.

WHER—Westinghouse Electric and Manufacturing Co., Portable-Mobile.—Granted renewal of broadcast pickup station license for temporary service effective November 1, 1935, to expire November 1, 1936, in exact conformity with existing license.

SET FOR HEARING

WOWO—Main Auto Supply Co., Fort Wayne, Ind.—Application for C. P. to install new equipment; increase power from 10 to 25 KW night, 10 KW day.

KHSL—Golden Empire Broadcasting Co., Chico, Calif.—Application for modification of license to change frequency from 950 kc. to 630 kc., power from 250 watts day to 250 watts day and night, and time from daytime to unlimited.

KOOS—H. H. Hanseth, Inc., Marshfield, Ore.—Application for modification of license to change power from 250 watts daytime to 250 watts night, and time of operation from daytime to unlimited.

KFOX—Nichols & Warinner, Inc., Long Beach, Calif.—Application for C. P. to install new equipment, increase day power from 1 to 5 KW, install new antenna.

KMPC—Beverly Hills Broadcasting Corp., Beverly Hills, Calif.—Special experimental authority to operate on 710 kc., with power of 500 watts, unlimited time, to end of license period—February 1, 1936. (To be heard by the Broadcast Division.)

WJBC—Wayne Hummer and Harry Dee, d/b as Kaskaskia Broadcasting Co., Bloomington, Ill.—Application for C. P. to make changes in equipment, increase day power from 100 to 250 watts, and install new antenna.

NEW—Continental Radio Co., Columbus, Ohio.—Application for C. P. for new station, 1310 kc., 100 watts, unlimited time; site to be determined.

WCBS—WCBS, Inc., Springfield, Ill.—Application for modification of license to change hours of operation from S. H. to unlimited.

NEW—Golden Empire Broadcasting Co., Redding, Calif.—C. P. amended so as to read: 1200 kc., 100 watts, unlimited time.

MISCELLANEOUS

WMFO—James R. Doss, Jr., Decatur, Ala.—Denied special authority to operate from local sunset to 6 p. m., CST, Sundays during month of October.

WATR—The WATR Company, Inc., Waterbury, Conn.—Denied special temporary authority to operate from 7 to 10 p. m., EST, October 8, 1935.

NEW—Mutual Broadcasting System, Inc., New York City.—Granted extension of present temporary authority to furnish programs by wire to CKLW, Windsor, Canada, until 3 a. m., November 1, 1935.

NEW—Golden Empire Broadcasting System, Redding, Calif.—Denied petition asking Commission to reconsider and grant without hearing application for new station to operate on 1200 kc., 100 watts, unlimited time.

WTMJ—The Journal Company, Milwaukee, Wis.—Denied petition asking Commission to reconsider and grant renewal of license. Application for renewal to be heard October 14, 1935.

WLEU—Leo J. Omelian, Erie, Pa.—Reconsidered and granted license to cover construction permit which was designated for hearing June 4, 1935.

ACTION ON EXAMINER'S REPORT

WMBH—Ex. Rep. No. 1-113: Joplin Broadcasting Co., Joplin, Mo.—Dismissed without prejudice application for special experimental authority, sustaining Examiner R. L. Walker.

ACTION ON EXAMINER'S REPORT TAKEN OCTOBER 1, 1935

WRJN—Ex. Rep. No. 1-94: Racine Broadcasting Corp., Racine, Wis.—Granted C. P. to install new equipment and increase day power from 100 to 250 watts; 1370 kc., 100 watts night, unlimited time. Order effective November 5, 1935. Examiner P. W. Seward sustained.

APPLICATIONS DISMISSED

The following applications, heretofore set for hearing, were dismissed at request of applicants:

NEW—Luther E. Gibson, d/b as Times-Herald Publishing Co., Vallejo, Calif.—C. P., 850 kc., 250 watts, daytime.

KQV—KQV Broadcasting Co., Pittsburgh, Pa.—Modification of license, 890 kc., 500 watts, unlimited time.

NEW—Dean R. Richardson, Watertown, N. Y.—C. P., 1340 kc., 250 watts, unlimited time.

APPLICATION DENIED

NEW—Chanute Broadcasting Co., R. B. Smith, R. E. Highley, C. M. Brobst, Partners, Chanute, Kans.—C. P., 1500 kc., 100 watts, daytime, heretofore set for hearing, was denied as in cases of default for failure to file an appearance in accordance with Rule 48 (c).

APPLICATIONS RECEIVED

First Zone

WNYC—City of New York, Department of Plant and Structures, 810 New York, N. Y.—Construction permit to install new equipment; increase power from 1 KW to 5 KW to sunset, New York, and from sunset, New York, use 1 KW to sunset at Minneapolis; move transmitter from Centre and Duane Sts. to Victory Blvd. and Travis Ave., New Springville Park, N. Y. Amended to make antenna changes, omit request for 5 KW power, and move transmitter from Centre and Duane Sts., N. Y., to foot of Greenpoint Ave. and East River, Brooklyn, N. Y.

WELI—Patrick J. Goode, New Haven, Conn.—License to cover 900 construction permit (B1-P-80) as modified for a new station.

WHOM—New Jersey Broadcasting Corp., Jersey City, N. J.—1450 License to cover construction permit (B1-P-3) for equipment changes and move of transmitter.

WIEH—Knickerbocker Broadcasting Co., Portable.—Modification of license to add frequencies 2150, 2060 and 2790 kc.

WIEG—Knickerbocker Broadcasting Co., Portable.—Modification of license to add frequencies 1622, 2060 and 2790 kc.

National Broadcasting Co., Inc., New York, N. Y.—Authority to transmit sustaining programs to foreign stations (Canada, Mexico, Cuba, and Puerto Rico).

Second Zone

- WJR—WJR, The Goodwill Station, Detroit, Mich.—Authority to 750 determine operating power by direct measurement of antenna.
- WJR—WJR, The Goodwill Station, Detroit, Mich.—License to 750 cover construction permit (B2-P-540) to make equipment changes and increase power from 10 KW to 50 KW.
- NEW—Saginaw Broadcasting Co., Saginaw, Mich.—Construction 1200 permit for a new station to be operated on 1200 kc., 100 watts night, 250 watts day, specified hours.
- WCAE—WCAE, Inc., Pittsburgh, Pa.—Authority to transfer control of corporation from Pitt Radio Corp. to Pitt Publishing Co., 10 shares of common stock.
- WRAW—Reading Broadcasting Co., Reading, Pa.—Construction 1310 permit to install new equipment, move transmitter from 460 Schuylkill Ave. to 6th and Penn Sts., Reading, Pa.
- WHAT—Independence Broadcasting Co., Inc., Philadelphia, Pa.— 1310 Modification of license requesting change of operating time from share WTEL one-third time to two-thirds time, if and when WTEL vacates 1310 kc. WHAT not to operate when WCAM is operating.
- NEW—WFIL Broadcasting Co., Portable-Mobile.—Construction permit for a new general experimental station to be operated on 31100, 34600, 37600, 40600 kc., 1 watt.
- NEW—WFIL Broadcasting Co., Portable-Mobile.—License to cover above.
- NEW—WFIL Broadcasting Co., Portable-Mobile.—Construction permit for a new station (general experimental) to be operated on 31100, 34600, 37600, 40600 kc., 1 watt.
- NEW—WFIL Broadcasting Co., Portable-Mobile.—License to cover above.
- NEW—Shenandoah Valley Broadcasting Corp., Portable-Mobile.— Construction permit for a new broadcast pickup station on 1622, 2060, 2150, 2790 kc., 60 watts.

Third Zone

- NEW—J. W. Birdwell, Johnson City, Tenn.—Construction permit 1200 for a new station to be operated on 1200 kc., 100 watts, unlimited time. Amended to change frequency from 1200 kc. to 1370 kc., name from J. W. Birdwell & S. R. Jennings to J. W. Birdwell, transmitter site from corner Market and Roan Sts., Hotel John Sevier, Johnson City, Tenn., to site to be determined, Johnson City, Tenn., and make changes in equipment. To use directional antenna.
- KFPM—Voice of Greenville, Greenville, Tex.—Construction permit 1310 to make equipment changes, increase power from 15 watts to 50 watts, change hours from specified to unlimited, change call letters to KVOG. Amended to change hours from unlimited to daytime.
- WMBR—Florida Broadcasting Co., Jacksonville, Fla.—Modification 1370 of construction permit (B3-P-18) authorizing changes in equipment and increase in day power from 100 watts to 250 watts, requesting to move transmitter site 1.1 mile, Jacksonville, Fla., and extend commencement date 30 days after grant and completion date 6 months thereafter.
- NEW—Times Publishing Co., Publishers of Wichita Daily Times & 1420 Record News, Wichita Falls, Tex.—Construction permit for a new station, frequency between 550 kc. and 1500 kc., 100 watts, unlimited time. Amended to change frequency from between 550 kc. and 1500 kc. to 1420 kc.; transmitter site to be determined, Wichita Falls, Tex.; and make equipment changes.
- NEW—A. E. Hughes, d/b as Valdosta Broadcasting Co., Valdosta, 1500 Ga.—Construction permit for a new station to be operated on 1500 kc., 100 watts, daytime. Amended to change time from daytime to unlimited and make changes in equipment.
- WIEF—Miami Broadcasting Co., Inc., Miami, Fla.—Modification of license to add frequencies 1646, 2090, 2190 and 2830 kc., and delete 1622 kc. and 2150 kc.
- KILB—International Broadcasting Corp., Portable.—Modification of license to add frequencies 1646, 2090, 2190, 2830 kc. Delete 2150 kc.

Fourth Zone

- WMAQ—National Broadcasting Co., Inc., Chicago, Ill.—License 670 to use old main transmitter for auxiliary purposes.
- KMMJ—The M. M. Johnson Co., Clay Center, Nebr.—Construction 740 permit for changes in equipment and increase in power from 1 KW to 2½ KW. Amended to make changes in antenna.
- WCAZ—Superior Broadcasting Service, Inc., Carthage, Ill.—Modification of license to change from specified hours daytime to unlimited daytime.
- NEW—Saint Cloud Broadcasting Co., by Emmons L. Abeles, Secy.,

- 1300 Saint Cloud, Minn.—Construction permit for a new station to be operated on 1200 kc., 100 watts, unlimited time.
- KGGM—New Mexico Broadcasting Co., Albuquerque, N. Mex.— 1230 Construction permit to install new equipment and increase power from 250 watts night, 500 watts day, to 1 KW day and night.
- KLPM—John B. Cooley, Minot, N. Dak.—Voluntary assignment 1240 of license to Northwest Radio Service, Inc. (Lessee).
- KROC—Southern Minnesota Broadcasting Co., Rochester, Minn.— 1310 License to cover construction permit (B4-P-178) as modified for a new station.
- NEW—Midway Broadcast Co., by Emmons L. Abeles, Secy., Eau 1310 Claire, Wis.—Construction permit for a new station to be operated on 1310 kc., 100 watts, unlimited time.
- KSCJ—Perkins Brothers Co. (The Sioux City Journal), Sioux City, 1330 Iowa.—Construction permit to install auxiliary equipment for emergency operation, using 50 watts power. Amended to operate on 250 watts instead of 50 watts.
- KSCJ—Perkins Brothers Co. (The Sioux City Journal), Sioux City, 1330 Iowa.—Construction permit to make changes in equipment. Amended to make antenna and equipment changes; move transmitter from First and Bluff Sts., Sioux City, Iowa, to Sioux City, Iowa; increase hours of operation from simultaneous day WTAQ, specified hours night, to unlimited time; and power from 1 KW night, 2½ KW day, to 1 KW night, 5 KW day.
- NEW—C. E. Wilkinson, Mason City, Iowa.—Construction permit 1370 for a new station to be operated on 1370 kc., 100 watts, unspecified hours. Amended to change frequency from 1370 kc. to 1370 kc.; time from unspecified hours to unlimited; make equipment changes; change transmitter site from 2 miles west of Mason City, Iowa, to center of business district, Mason City, Iowa.
- WJBL—Commodore Broadcasting, Inc., Decatur, Ill.—Modification 1370 of license to change hours of operation from share WJBC to unlimited, and frequency from 1200 kc. to 1370 kc.
- WROK—Rockford Broadcasters, Inc., Rockford, Ill.—Authority to 1410 transfer control of corporation from Rockford Broadcasters, Inc., to Rockford Consolidated Newspapers, Inc., 255 shares of common stock.
- WHFC—WHFC, Inc., Cicero, Ill.—Construction permit to install 1420 new equipment and increase day power from 100 watts to 250 watts. Amended to make antenna and equipment changes.
- WJER—The Journal Co. (The Milwaukee Journal), Milwaukee, Wis.—Modification of license to add the frequencies 2020 and 2760 kc.
- KIFI—George W. Young, Minneapolis, Minn.—Modification of license to add frequencies 2060 and 2790 kc.
- KIFF—Missouri Broadcasting Corp., St. Louis, Mo.—Modification of license to include frequencies 2060 and 2790 kc.

Fifth Zone

- KVL—KVL, Inc., Seattle, Wash.—Construction permit to make 1070 changes in equipment; change frequency from 1370 kc. to 1070 kc.; power from 100 watts to 250 watts; hours of operation from share KRKO to daytime only. Amended to make changes in antenna.
- KGDM—E. F. Pepper, Stockton, Calif.—Modification of construction permit (B5-P-14) authorizing move of transmitter and increase in power, requesting extension of completion date to 12-16-35.
- NEW—E. E. Long Piano Co., a partnership of R. R. Long, E. A. 1200 Van Vechten, and P. G. Green, San Luis Obispo, Calif.— Construction permit for a new station to be operated on 1200 kc., 100 watts, unlimited time.
- NEW—Alex F. Suss, Marysville, Calif.—Construction permit for a 1210 new station to be operated on 1210 kc., 100 watts, unlimited time.
- NEW—Cache Valley Broadcasting Co., Logan, Utah.—Construction 1370 permit for a new station to be operated on 1370 kc., 100 watts, unlimited time.
- KHBC—Honolulu Broadcasting Co., Ltd., Hilo, Hawaii.—Modification 1400 of construction permit (B5-P-552) as modified for a new station, requesting change in frequency from 1420 kc. to 1400 kc., power from 100 watts to 250 watts, install new equipment, extend commencement date to 60 days after grant and completion date to 6 months thereafter.
- KDON—Richard Field Lewis, Del Monte, Calif.—Voluntary assignment of construction permit from Richard Field Lewis to Monterey Peninsula Broadcasting Co.