

## Important Notice NAB REPORTS INDEX

Early next week a special mailing of a consolidated index for the complete 53 issues of the 1943 NAB REPORTS will be made. Stations planning to bind their REPORTS should await the receipt of this index so that it can be incorporated as a part of the volume.

## "1943 SHOWED RADIO WHAT IT IS FIGHTING FOR"—MILLER

(Released by NAB News Bureau)

Washington, D. C., December 30: "The year 1943 showed radio what it is fighting for," Neville Miller, President of the National Association of Broadcasters, said today. "A powerful instrument of free speech, operated in the interests of the people and doing its full share in the valiant battle to win the war, found itself threatened with the loss of the very freedom it was championing. A Supreme Court decision in May, giving a new and hitherto unsuspected interpretation to the Communications Act, made possible government control of radio through the Federal Communications Commission. Immediately the radio industry sought new legislation from Congress to restore its freedom. Passage of the White-Wheeler Bill, already introduced in the Senate, was sought by every branch of the industry. Pronounced unity was achieved by the broadcasters in the hearings on the White-Wheeler Bill before the Interstate Commerce Committee, in which they were joined by a member of the Federal Communications Commission. The final bill is now in preparation and is expected to go to the floor of the Senate early in 1944. Hope is expressed that new legislation will bring to the people of the United States a firm safeguard of freedom of speech by radio.

"While fighting its own battle for freedom, the radio industry and its advertisers in 1943 devoted to the cause of the war time and talent exceeding two hundred million dollars in value."

## JOE MILLER TO NAVY

Joseph L. Miller, NAB Director of Labor Relations, has resigned his position effective December 31 to enter the Navy.

Mr. Miller is, in point of service, one of the oldest

members of the NAB staff, having assumed his position as Director of Labor Relations in May 1938.

With Mr. Miller's entry into the armed services, the NAB service flag now carries 8 stars. Ed Kirby, now an Army Colonel, heading the Radio Bureau of the Public Relations Division of the War Department, was the first to enter the armed service. He was followed very shortly by Lynne Smeby, Director of Engineering who is connected with the Radio and Radar Branch of the Signal Corps. Next to leave was Frank E. Pellegrin, Director of Broadcast Advertising, who is now a major in service in Italy. In June of this year, Russell Place, NAB Counsel, resigned to assume a position in the Office of Strategic Services. Simultaneously Everett E. Revercomb, for 9 years NAB Auditor, was commissioned an Ensign in the Navy. Two NAB messengers, George Many and Elliott Irving, went into the armed service, the former, in the Army Air Corps, is now stationed in England; and the latter, in the Navy, is stationed at Sampson, New York.

## TRANSMITTER TUBE SITUATION EASES

If you use any of these tubes, here is good news! The NAB Engineering Department has been informed that the following tube types will shortly be available on a thirty-day delivery basis. Tubes affected are 893, 893R and 889. Further information is available upon request to NAB.

## WIRE RECORDER MAKES DEBUT IN BATTLE DESCRIPTION

When the Marines hit Empress August Bay Beach, Bougainville, radio history was made, according to a delayed Associated Press release written by Technical Sgt. Harold Azine, formerly of WLS, Chicago, and WBAL, Baltimore, now a Marine Corps Correspondent.

In this engagement, according to Azine, a man and a microphone for the first time recorded a long operation against the Japanese.

The man was Marine Sgt. Roy A. Maypole, former producer at CBS, New York, whose equipment consisted of a sound-on-wire recorder.

Verbally identifying the ship sounds, gun salvos and bomb explosions, while trying to keep his feet against the concussions, when landing parties started down the rope nets, Roy rushed his mike to the rail of the ship to get several 10-second "man on the move" interviews.

He then followed ashore and continued recording the engagement although the source of electrical power furnished an obstacle. Abrupt end to his recording came when an enemy bomb landed ten yards from the equipment and caved in the side of its amplifier cover plate, but the wire and its precious story were unaffected. Its

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Neville Miller, *President* C. E. Arney, Jr., *Secretary-Treasurer*

Robert T. Bartley, *Director of War Activities*; Lewis H. Avery, *Director of Broadcast Advertising*; Willard D. Egolf, *Assistant to the President*; Howard S. Frazier, *Director of Engineering*; Joseph L. Miller, *Director of Labor Relations*; Paul F. Peter, *Director of Research*; Arthur C. Stringer, *Director of Promotion*.

## WIRE RECORDER MAKES DEBUT IN BATTLE DESCRIPTION

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release to the public will be through Marine Corps headquarters, Washington, D. C.

(EDITOR'S NOTE: The wire recorder has been demonstrated at the NAB War Conference and upon other occasions by Col. Ed Kirby and Major Frank Pellegrin, formerly with NAB.)

## PUBLIC RELATIONS SUB-COMMITTEE MEETS IN NEW YORK, JANUARY 5-6

The NAB Public Relations Sub-committee, under the chairmanship of Dr. Frank Stanton, Vice-Pres., CBS, will meet in New York City on January 5th and 6th to make plans for a book defining public relations activities for the radio industry.

Edgar Bill, Chairman of the Public Relations Committee, announced the appointment of the following sub-committee members: Charles P. Hammond, Director of Advertising and Promotion, NBC; Edward E. Hill, Director, WTAG; Vernon E. Pribble, Manager, WTAM; Irvin G. Abeloff, Program Service Manager, WRVA. Willard D. Egolf, Assistant to the President, NAB, will meet with the sub-committee. Hill, Pribble and Abeloff are public relations chairmen for NAB districts, 1-7 and 4, respectively.

NAB has been preparing preliminary material for the book for several months.

## FCC LEGAL STAFF CHANGES

Harry M. Plotkin has been named assistant general counsel in charge of the Litigation and Administration Division of the Federal Communications Commission. Mr. Plotkin, a resident of Chicago, graduated *magna cum laude* from the Harvard Law School in 1937.

He joined the Commission staff in January of 1940 and has been chief of the Litigation and Administration Division since 1942. Prior to joining FCC, Mr. Plotkin was associated with Topliff and Horween, Chicago law firm. He is a native of Athol, Massachusetts, married and has two children.

At the same time the appointment of Peter Shuebruk as assistant to the general counsel was announced. He fills the vacancy created by the naval enlistment of Nathan H. David which occurred last month.

Mr. Shuebruk is likewise a *magna cum laude* graduate from the Harvard Law School in 1937. During his undergraduate days he was editor of the Harvard Law Review. Following graduation he served with the Boston law firm of Ropes, Gray, Best, Coolidge and Rugg. He came to the FCC on June 1, 1942, as assistant to the chairman. He is a native of Hull, Massachusetts, married and has two children.

## FEDERAL COMMUNICATIONS COMMISSION DOCKET

### HEARINGS

The following broadcast hearings are scheduled to be heard before the Commission during the week beginning Monday, January 3. They are subject to change.

#### Tuesday, January 4

##### Consolidated Hearing

WGPC—J. W. Woodruff and J. W. Woodruff, Jr., d/b as Albany Broadcasting Company, Albany Ga.—C. P. to move transmitter and studio to West Point, Ga., 1490 kc., 250 watts, unlimited.

NEW—L. J. Duncan, Leila A. Duncan, Josephine A. (Keith) Rawls, Effie H. Allen, d/b as Valley Broadcasting Company, West Point, Ga.—C. P., 1490 kc., 250 watts, unlimited.

#### Wednesday, January 5

WPAT—Frank Falknor and Rex Schepp (Transferors), Donald Flamm (Transferee), Paterson, N. J.—For Transfer of Control of New Jersey Broadcasting Co., Inc. (WPAT), 930 kc., 1 KW, daytime.

#### Friday, January 7

KCMO—KCMO Broadcasting Co., Kansas City, Mo.—Mod. of License, 1480 kc., 5 kilowatts, unlimited; DA-night.

## FEDERAL COMMUNICATIONS COMMISSION ACTION

### APPLICATIONS GRANTED

WGES—Oak Leaves Broadcasting Station, Inc. (Assignor), Gene T. Dyer, Vivian I. Christoph, Gene T. Dyer, Jr., F. A. Ringwald, Louis E. Moulds, Grace V. McNeill, William F. Moss, d/b as Radio Station WGES (Assignee), Chicago, Ill.—Granted consent to voluntary assignment of license of Station WGES from Oak Leaves Broadcasting Station, Inc., to Gene T. Dyer, Vivian I. Christoph, Gene T. Dyer, Jr., F. A. Ringwald, Louis E. Moulds, Grace V. McNeill, William F. Moss, a newly organized partnership, d/b as Radio Station WGES. No monetary consideration involved (B4-AL-385).

WLB—University of Minnesota, Minneapolis, Minn.—Granted request to waive Commission rules so as to permit identification of Station WLB as "Minneapolis and St. Paul."

KGKB—East Texas Broadcasting Co., Tyler, Texas.—Granted renewal of license for the period ending not later than December 1, 1945 (B3-R-728).

KPAB—Laredo Broadcasting Co., Laredo, Texas.—Granted renewal of license for the period ending not later than December 1, 1945 (B3-R-966).

KWTO—Ozarks Broadcasting Co., Springfield, Mo.—Granted modification of construction permit, as modified, for changes in directional antenna system, and granted authority for program tests under Section 2.43 (B4-P-2827), subject to the condition that proof of separation of common ownership of Stations KGBX and KWTO be made to the Commission on or before December 31, 1943 (B4-MP-1725). Dismissed applications for temporary modification of license (B4-ML-1153) and for authority to determine operating power by direct measurement of antenna power of 310 ft. vertical antenna (B4-Z-1523).

### MISCELLANEOUS

KPAC—Port Arthur College, Port Arthur, Texas.—Granted license (B3-L-1779) to cover construction permit which authorized



increase in power to 1 KW and changes in directional antenna system; also granted authority to determine operating power by direct measurement. The license is granted subject to condition that no interference will be caused in contravention of the terms of the NARBA.

Spartanburg Advertising Co., Spartanburg, S. C.—Placed in pending file application for high frequency (FM) broadcast station, **43500 kc.**, 26,200 square miles; transmitter to be located on Hogback Mountain, S. S. (B3-PH-149).

W2XCB—Columbia Broadcasting System, Inc., Portable-Mobile; Area, New York, N. Y.—Granted modification (B1-MPVB-107) of construction permit for experimental television relay station, authorizing extension of completion date from 1-7-44 to 7-7-44.

W2XMT—Metropolitan Television, Inc., New York City.—Granted modification (B1-MPVB-108) of construction permit for experimental television broadcast station, to extend completion date from 12-31-43 to 6-30-44.

KTRG—KTRH Broadcasting Co., Portable-Mobile, Area of Houston, Texas.—Granted license (B3-LRY-292) to cover construction permit for new relay broadcast station; frequencies 1606, 2074, 2102, **2758 kc.**, 50 watts, to be used with applicant's standard station KTRH.

KFI—Earle C. Anthony, Inc., Los Angeles, Calif.—Adopted Order granting motion filed by Earle C. Anthony, Inc., (KFI) requesting that the time for filing its Proposed Findings of Fact and Conclusions in the matter of the application of Iowa State College of Agriculture and Mechanic Arts (WOI), Ames, Iowa, for special service authorization, be extended from December 27 to December 31, 1943 (Docket No. 6541).

WGPC—J. W. Woodruff and J. W. Woodruff, Jr., d/b as Albany Broadcasting Co., Albany, Ga.; L. J. Duncan, Leila A. Duncan, Josephine A. (Keith) Rawls, Effie H. Allen, d/b as Valley Broadcasting Co., West Point, Ga.—Granted motion for continuance of hearing now set for January 4, until February 3, 1944, in re applications of WGPC for construction permit to move transmitter and studio to West Point, Ga. (Docket No. 6548), and Valley Broadcasting Co. for construction permit for new station to operate on **1490 kc.**, 250 watts, unlimited time (Docket No. 6549).

## APPLICATIONS FILED AT FCC

### 610 Kilocycles

WHKC—United Broadcasting Co., Columbus, Ohio.—Construction Permit to change frequency from **640 kc.** to **610 kc.**, increase power from 500 watts to 1 KW, increase hours of operation from limited to unlimited, and install directional antenna for night use (facilities of WCLE).

### 640 Kilocycles

WCLE—United Broadcasting Co., Cleveland, Ohio.—Construction Permit to change frequency from **610 kc.** to **640 kc.**, increase power from 500 watts to 1 KW, and hours of operation from Daytime to Limited time (facilities of WHKC) and move transmitter and studio to Akron, Ohio.

### 850 Kilocycles

WRUF—University of Florida, Gainesville, Fla.—Extension of Special Service Authorization to operate Unlimited time with power of 100 watts after sunset at Denver, Colo., for the period beginning 3 a. m., EST, 2-1-44, and ending 3 a. m., EST, 11-1-46.

### 930 Kilocycles

WKY—WKY Radiophone Co., Oklahoma City, Okla.—Modification of Construction Permit (B3-P-3114 as modified) which authorized move of transmitter, increase power and installation of directional antenna, for extension of completion date from 1-20-44 to 7-20-44.

### 950 Kilocycles

KPRC—Houston Printing Corp., Houston, Texas.—Authority to determine operating power by direct measurement of antenna power.

### 1320 Kilocycles

KXYZ—Harris County Broadcast Co., Houston, Texas.—Authority to determine operating power by direct measurement of antenna power.

### 1460 Kilocycles

KINY—Edwin A. Kraft, Juneau, Alaska.—License to cover construction permit (B-P-3089 as modified), which authorized increase in power, installation of new transmitter, changes in antenna.

KINY—Edwin A. Kraft, Juneau, Alaska.—Authority to determine operating power by direct measurement of antenna power.

### 1490 Kilocycles

NEW—L. J. Duncan, Leila A. Duncan, Josephine A. (Keith) Rawls, Effie H. Allen, d/b as Valley Broadcasting Co., West Point, Ga.—Construction permit for a new standard broadcast station to be operated on **1490 kc.**, 250 watts power, unlimited time. Amended: to change transmitter site to Cherry St., Lanett, Ala.

## FEDERAL TRADE COMMISSION DOCKET

### COMPLAINTS

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

**International Distributing Corp.**, 1119-14th St., N. W., Washington, D. C., said to be one of the largest wholesale liquor dealers in the city, with annual sales of more than \$4,000,000, is charged in a complaint with refusing to sell whiskies to District of Columbia retailers unless they purchase a stipulated quantity of wine or brandies or both. (5105)

**Vawne Foundations**—A complaint has been issued charging Arthur R. Lewis and Ben A. Hensler, trading as Vawne Foundations, 302 Fifth Ave., New York, with misrepresentation in connection with the sale of "Wispese" girdles. The respondents advertise the girdles in newspapers and magazines, and in catalogs, circulars and other advertising media distributed among the purchasing public and to dealers in women's apparel. (5106)

### CEASE AND DESIST ORDERS

The Commission issued no cease and desist orders last week.

### STIPULATIONS

During the past week the Commission has announced the following stipulations:

**Beau Brummell Ties, Inc.**, Cincinnati, has entered into a stipulation to cease and desist from labeling, advertising or in any other manner designating as "Burton's Poplin," neckwear or other merchandise not made of the cotton fabrics converted by Burton Brothers & Co., Inc., New York, and widely known to the trade and the public as "Burton's Poplin"; or representing by use of the trade designation "Burton's Poplin Ties," or by similar statements, that neckwear made of materials obtained from other sources has been processed or treated by the converters of Burton Poplins, or that such cotton converting firm has contributed something of value thereto. (3778)

**Earp Laboratories**, and Earp-Thomas Laboratories, Inc., both of Bloomfield, N. J., have stipulated to discontinue certain misrepresentations in connection with the sale of bacteria cultures, variously designated as Silogerm, Humogerm, Farmogerm and Acidofilac, also known as Bloomfield Culture Lactobacillus. (3777)

**Imperial Brands Co.**, 537 South Dearborn St., Chicago, have entered into a stipulation to cease and desist from representing that their medicinal preparation designated "Imperial Lax-101" is a gentle or mild laxative and will move the bowels easily without irritation to the intestinal walls; that it will change an unhealthy to a healthy evacuation; that it contains no habit-forming drugs; that delayed evacuation will poison the system and lower bodily resistance and that Imperial Lax-101 will remedy such conditions. (03179)

**Roycemore Toiletries, Inc.**, trading as Shy Products Co., 180 North Wacker Drive, Chicago, has stipulated to cease and desist from false and misleading representations concerning a preparation it sells under the name "Diopreen," recommended for the "promotion of personal hygiene." (3779)

**Solinger & Sons Co., Inc.**, 349 Broadway, New York, has entered into a stipulation under which the corporation agrees to cease and desist from representing that certain mattress ticking it sells, which is treated with a preparation known as "Aseptex," possesses such bactericidal, germicidal or fungicidal properties as to make the fabrics resistant to germs, bacteria, fungi or vermin. (3780)

#### FTC CLOSES CASE

The Federal Trade Commission has closed without prejudice the case growing out of the complaint issued against Nacor Medicine Co., Indianapolis, which had been charged with misrepresenting the therapeutic properties of medicinal preparations sold under the designations "Nacor" and "Nacor Kaps."