

## **NETWORK STRIKE THREATENED BY PETRILLO**

### **If Lea Act Held Constitutional, AFM Head Says Musicians Will Not Work for Nets**

A steady barrage of anti-industry comment emanated this week from the annual convention of the American Federation of Musicians at St. Petersburg, Fla.

Threats of reprisals against existing and looming labor laws were so far-reaching that the state of Florida is investigating to see if its anti-sedition laws were violated.

In a move that has been editorially labeled as "coercion of the courts," James C. Petrillo, union president, proclaimed that his musicians would refuse to work for the networks at the expiration of their present contracts if the Supreme Court holds the Lea Bill to be constitutional.

At the same time he said that his men would cease to make recordings if President Truman signs the Case Bill. "If that happens," the AFM president said, "I would send out a little letter saying AFM men would not be allowed to take part in making transcriptions."

In Washington on Thursday (6) President Truman denied reports that he had made up his mind to veto the Case Bill. The President said that he was still studying the measure.

The Petrillo plans for a work cessation at networks by his musicians are based on coincidental expiration dates of all contracts with broadcasters in New York, Chicago, and Los Angeles. Said the AFM chief: "If the Supreme Court rules the Lea Bill constitutional, the small stations won't get any music because these three stations will agree to play locally only." This statement was taken to mean that he would permit the musicians in the three radio centers to play for local broadcasts but not for network originations. The New York, Los Angeles and Chicago contracts all expire February 1, 1947.

#### **Petrillo Reelected**

The policies which the AFM has been pursuing were approved by the convention, and Petrillo was renamed president of the organization by acclamation. The question of whether the union should retain a public relations representative was referred to the executive board.

### **NAB REITERATES MUSIC POLICY**

The National Association of Broadcasters regrets that Mr. Petrillo found it expedient or necessary to resort to personalities and to terms of conflict at the American Federation of Musicians' convention in St. Petersburg.

The ultimate objective of the radio industry and the AFM must be to provide the best possible music for the American public. Neither the broadcasters nor the Federation can escape this responsibility. Only by a reasonable approach can we hope to solve our mutual problems and discharge our obligation to the American people.

Through the initiative of its President, Justin Miller, and long before the passage of the Lea Bill or the introduction of the legislation concerning labor now before the Congress and the President, the NAB sought to establish new machinery and methods for amicably settling the long-standing differences between broadcasters and the AFM.

At the last meeting with Mr. Petrillo in April, Judge Miller and an organizing committee of representative broadcasters made the concrete suggestion that permanent and fully representative Advisory Committees be promptly appointed by the AFM and the radio industry; that these committees meet quickly and as often or as long as necessary, and that they attempt to resolve the existing

differences and recommend such solutions as might be mutually agreed upon to their respective organizations for adoption.

Following this, on May 24, Judge Miller addressed a letter to Mr. Petrillo in which he said: "As you know, I have repeatedly requested that a joint committee, representing the AFM and the radio broadcasting industry, be set up for the express purpose of discussing our differences and providing a basis for peaceful settlement; by recommending to our respective groups the adoption of such solutions as may be mutually agreed upon. I have met with you on three occasions for that purpose. When our last meeting adjourned I supposed that we were making good progress toward setting up such a joint committee and have

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### **INSIDE THIS ISSUE**

NAB Sales Managers Executive Committee completed a busy three-day session in Washington Friday. (See p. 452)

Edward J. (Ted) Heffron has been named executive assistant to the NAB president and executive vice president. He will handle public relations duties. (See p. 450)

Every fifth FM channel which has been indicated as available for a particular area would be withheld from assignment for one year according to a rule the FCC proposes. (See p. 452)

A new rule which the Commission proposes would require identification of recordings and transcriptions only when they contained time value material. (See p. 453)

NLRB on Friday disposed of remaining issues in the CBS "white-collar" election case following a hearing on Tuesday. (See p. 455)

Legal Department this week anticipates interest by stations in their rights and responsibilities concerning clearance of political scripts. (See p. 453)

Benedict P. Cottone, who has been serving as acting general counsel at the FCC, was named to the post permanently on Friday. (See p. 451)

Justin Miller, *President*  
 A. D. Willard, Jr., *Exec. Vice-Pres.* C. E. Arney, Jr., *Sec.-Treas.*

Kenneth H. Baker, *Director of Research*; Robert T. Bartley, *Director of FM Dept. and Government Relations*; Charles A. Batson, *Director of Information*; Robert C. Coleson, *Western Field Representative (Hollywood)*; Howard S. Frazier, *Acting Director of Engineering*; Dorothy Lewis, *Coordinator of Listener Activity (New York City)*; Frank E. Pellegrin, *Director of Broadcast Advertising*; Don E. Petty, *General Counsel*; Arthur C. Stringer, *Director of Promotion*.

been waiting to hear that you were ready to go ahead. So far as the radio broadcasters are concerned, we are ready to continue at your convenience. At its last two meetings—in January and again in May—the NAB Board of Directors approved the suggested procedure. Representatives of all segments of the industry have been chosen to serve upon the proposed joint committee.”

The NAB has taken the position that neither legislation nor judicial determination can obviate or diminish the ultimate necessity for industry and labor to sit down together and reach fair agreements by proper discussion, adjustment and negotiation. Resort to any other procedure is wasteful, inconclusive and can only breed bitterness and resentment.

### TED HEFFRON NAMED EXECUTIVE ASSISTANT

Edward J. (Ted) Heffron has been named executive assistant to the president and vice president of the National Association of Broadcasters, it was announced Friday (7) by A. D. Willard, Jr., executive vice president. In this position, to be assumed June 17th, Mr. Heffron will handle NAB public relations duties.

Mr. Heffron was until recently Executive Secretary of the National Council of Catholic Men, having been in charge of public relations of that organization for the past fourteen years. Under his guidance the “Catholic Hour” (NBC) became one of the most widely heard network religious broadcasts. He largely planned and engineered the “Hour of Faith” (ABC), another NCCM network program.

He has also had close ties with Protestant and Jewish groups, especially with the National Conference of Christians and Jews—not only in radio, but in other fields. He was appointed by an inter-faith committee to draft the Recommendations on Religious Broadcasting which were adopted at the Ohio State Institute for Education by Radio in 1943.

The new NAB executive assistant has long worked closely and cooperatively with the radio industry, having testified several times at public hearings concerning radio before congressional committees and the FCC. In his position with the NCCM, he publicly and aggressively supported the original NAB Code.

Mr. Heffron was born in East Dubuque, Illinois on April 3, 1905. Having already been admitted to the bar in the District of Columbia in 1930, he received his LL.B. from Georgetown University in 1931. In 1940 he received an honorary LL.D. from Loras College, Dubuque, Iowa, where he had previously earned his B.A. (*magna cum laude*). Mr. Heffron is married and has three children.

## EDITORIAL

### A POLICY ON RELIGIOUS BROADCASTS

by

Michael R. Hanna

*General Manager, WHCU, Ithaca, N. Y. and  
 NAB Second District Director*

Every broadcast station manager, who operates in the public interest, is anxious for and pleased with the co-operation of the community served by his station. Suggestions, criticisms, and even active participation in the development of the station's broadcasting policy, are welcomed by the good station manager from civic and social groups in the area.

Given the proper point of view on the part of community organizations and the broadcaster, the effectiveness of community service will be considerably enhanced. There is cause for alarm, however, when organized community groups—be they political, religious or social, straining at the bit to take advantage of a misconceived notion that the Federal Communications Commission has, through its recent public service analysis, opened the door for demands on station time regardless of station policy—start appearing before congressional investigation committees in an effort to wrest the control of station operation and programming from the broadcaster.

A case in point is the present confusion developing in the matter of religious broadcasting. Dr. Harvey H. Springer, the Evangelist, brings before the unAmerican activities committee of Congress the accusation that “Religion is being kept off the air” and “I think it is something for Congress to look into.”

If there is a problem in broadcasting, so far as religious programs are concerned, the solution, it would seem, becomes simple when we analyze the basic responsibilities of radio in this field. If one of the functions of radio is to serve the public interest, it becomes obvious that religious inspiration is an inseparable part of broadcasting in the public interest. It would be difficult to find a broadcaster in the United States who has not recognized the need for religious programs in the program structure of his station. On the other hand, one might easily inquire whether broadcasters in sufficient number have an adequate understanding of the proper functions of the religious program. Do we schedule religious broadcasts for income alone? Do we schedule them with a view to giving every religious doctrine adequate representation on the air, or do we schedule religious broadcasts for the religious inspiration they provide regardless of sect?

He is a short-sighted broadcaster who sells time to all comers, for he has lost sight of service. By so doing, he has laid the groundwork for confusion. He has removed from his office the right to control his program structure, to keep it in balance. When he has sold time to one church, he has made possible legitimate complaints by all and sundry to whom he might desire to refuse time. One might easily conceive of scores of religious groups—legitimate and otherwise—who, because they exercise the right to worship as they please, can embrace any doctrine and use the most amazing techniques with which to promote it. Under a policy either of limited or unlimited sale of time to religious groups, the best interests of the listener are easily neglected. He is besieged by programs ranging from the conservative and worthwhile type to those in which a more or less inspired fanatic will rant and

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rave and scream for dollars. The end result is a lopsided program structure, which drives away listeners and detracts from the effectiveness of other programs broadcast in the public interest. An intelligent look at the above situation reveals nothing but bad taste and a mockery of the concept of spiritual leadership by radio.

Now let us assume that we are not going to sell time to any religious group. Let us assume that we decide that the only fair thing to do is to grant equal opportunity for all religious groups desiring to promulgate their several religious doctrines through radio. Here, again, we find a situation, while not quite so bad as the one discussed above, is yet fraught with danger and a threat to proper program balance and, of necessity, generally weak in program content. Here, as in the first situation, we open the door to 30 or 50 or 75 different religious groups, depending upon the community which the broadcast station serves. Assuming the broadcaster desires to be fair to all groups, the next time we see him he will be riding on the horns of a dilemma, hell-bent for one of the biggest messes of his broadcasting career.

We must take stock of our true function in the field of religious broadcasting. If we have any duty to perform in this area it is to provide inspiration, the kind of religious inspiration which will stimulate in our listeners the love of God and His teaching. How is this to be accomplished? Certainly not by the sale of time to an organized group of money seekers clothed in religious garb. Certainly not by an unorganized, hit-or-miss policy of "Give them all time to do as they please and we as broadcasters will have discharged our obligation." If, then, we can agree that our function is not to promote the doctrine of the Catholic or the Protestant, or Jew or the Holy Roller, or the Fundamentalist, but rather to provide spiritual inspiration, founded on a broad concept which would embrace all of the forces for good in religious teaching, then the solution of our problem is in sight. It becomes an easy matter now to set aside an amount of time which will be in keeping with proper program balance, and to use this time as a force for effective religious teaching. It would be proper, then, to call together representatives of all religious groups and to discuss with them the religious needs of the community and to enlist their aid in the provision of those needs. The Presbyterian, then, comes to the microphone not as a Presbyterian, but as a student of religion, as a man who understands the religious needs of our listeners, equipped to discuss religious problems and to give spiritual advice. On the air he is a minister of God, not of a special doctrine. On the air he urges people to go to church—not to his church—but to any church of the listener's choosing. On the air he "sells" not his doctrine but all the good that is religion.

This is not an easy job for the broadcaster to do. It requires a degree of unshakable sincerity and courage, but certainly not any more sincerity and courage than it took to sell War Bonds on sustaining programs. We give time to the Red Cross, to the Government, to our Community Chest, to our schools and to alleviate the suffering of all peoples. Is it so hard to give it in the interest of God's teaching?

While some broadcasters might find the change a difficult one to effect, it must be granted that the benefits will justify the effort. We remove the arguments of the Doctors Springers and all others who have either started or have planned to start their trek to Washington with their bundles of letters, delivered for the edification of the Un-American Activities Committee, or to the Federal Communications Commission or to anyone else who would listen. In this respect, if in no other, radio would be delivered back to the broadcaster. This is a form of housecleaning within the industry, for which industry leaders in the past few months have been pleading.

The plan calls for the cancellation of a lot of "easy money" contracts. Yet if the station carrying hour upon hour of commercial religious programs would stop to consider the killing effect of this kind of program on the general program structure and the negative effect upon the average listener, it would soon find that more effort devoted to the selling of the hitherto untapped commercial accounts, that station would soon find itself considerably ahead of the game, not only in the commercial sense but in the aesthetic sense as well.

Regardless of your own religious beliefs, your blood should boil on hearing what the writer heard in his own office some time back. The Evangelistic pastor of a local well-known church insisted that an exception be made in his case so far as taking his turn with the other religious leaders in the community was concerned. When asked why an exception should be made, he replied that among the participants on the Sunday morning religious program was the Rabbi of the local synagogue. This pastor could not participate in this program because, as he put it, he "could not enjoy Christian fellowship with a Jew." This incident should bring out the full force of our argument. We must decide, whether through the sale or the gift of time, we are to become propagandists for one group against another. The minister who cannot enjoy Christian fellowship with a Jew, or the Catholic who cannot participate on the same program with a Protestant does not come to us with clean hands. He is an opportunist, spreading not the doctrine of God but the doctrine of intolerance. During his allotted broadcast time he breaks down the effectiveness of our other programs designed to promote tolerance and understanding and a responsible world citizenship.

The placement of religious broadcasts in the category of free public interest programs is no great sacrifice for the return of our self-respect and listener appreciation and good will.

The dollar loss might well be eliminated by a little activity on the part of our sales departments among an abundance of legitimate but untapped commercial accounts.

## General

### COTTONE NAMED FCC GENERAL COUNSEL

Benedict P. Cottone, who has been acting general counsel to the FCC, was named general counsel on Friday (7). Mr. Cottone had served as acting general counsel since his predecessor, Rosel H. Hyde, was elevated to the Commission. Previously he had served as assistant general counsel.

Ralph J. Renton was promoted from the technical operation section, field section, where he was assistant chief, to act as United States member on the North American Regional Broadcast Engineering Committee.

### WILLARD EGOLF OPENS LAW OFFICE IN WASHINGTON

Willard D. Egolf, until recently special counsel of the National Association of Broadcasters, has opened an office at 805 Union Trust Building, Washington, D. C., for the practice of law before the Federal Communications Commission, other federal agencies and the United States courts.

Egolf will also devote attention to private interests as President of Broadcast Management, Inc., which this

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week filed an application for a 250 watt standard broadcast station in Bethesda-Chevy Chase, well known suburb of Washington.

Egolf joined NAB in February of 1943 and served successively as assistant to the president, director of public relations and special counsel. He is admitted to practice before the Supreme Court of Oklahoma, the Supreme Court of the United States, the United States Court of Appeals for the District of Columbia and the Federal Communications Commission.

### **JUDGE MILLER NAMED TO BOARD OF BRAND FOUNDATION**

NAB President Justin Miller was named Monday (3) to represent the radio broadcasting industry on the board of directors of the Brand Names Research Foundation.

A non-profit organization, the Foundation was established in 1943 as a clearing house to provide information on the contributions of brand-name products to American economy.

## **Broadcast Advertising**

### **SALES MANAGERS EXECUTIVE COMMITTEE CONCLUDES MEETING IN WASHINGTON**

The NAB Sales Managers Executive Committee concluded a three-day meeting today after a thorough discussion of the commercial phases of the broadcasting industry.

A. D. Willard, Jr., NAB executive vice president, addressed the committee at Thursday's luncheon meeting. He spoke on the relation of the FCC program report to radio advertising.

Mr. Willard pointed out to the Sales Managers that there had been growing for some years in certain areas of the public mind and in certain administrative groups within the government, a sharp and sometimes vicious criticism of all advertising. He said that "these people seem to have forgotten that advertising revenues maintain and support a free radio and a free press. Either this support must be maintained or funds from government, pressure groups and parties, must be substituted for it. Dependence upon such handouts would mean a servile press and a servile radio." Advertising revenues, said Willard, are guarantors of the freedom of expression.

In a report on advertising agency recognition, the fact was brought out that members attending the recent series of seventeen NAB district meetings favored the establishment of an Advertising Agency Recognition Bureau for the radio industry. Of 220 stations voting, 184 favored the Bureau, 23 were opposed, and 8 did not answer.

A tentative plan was suggested to establish a "copy acceptance department" at each radio station to improve the commercial content of programs. A concrete plan is to be submitted for consideration by the industry at the forthcoming convention in October.

Because the term "spot broadcasting" has been confusing, a definition of the term was adopted, and an industry-wide contest is planned, to obtain more suitable terminology. The definition adopted for the term is: "Spot broadcasting is radio advertising of any type on stations individually selected. Regardless of the number of stations used, each broadcasting schedule is separately arranged, giving the advertiser free choice of markets and of stations in each market, free choice of programs or announcements, either live or transcribed."

Complete satisfaction of the committee was expressed for the work accomplished in standardizing rate card format. Additional efforts will be put forth to bring about further improvements.

Plans were made by the committee for sales manager's participation at the NAB convention. Separate sessions are planned for a discussion on improving radio advertising methods, and a "Retail Radio Advertising Clinic," in which members of the Joske Advisory Committees will participate.

The committee voted to request advertising agencies and transcription companies to standardize transcription labels to show music copyright information as well as running time.

The NAB research department reported that a pilot study is being conducted to ascertain the advisability of reviving the Broadcast Advertising Record in some form.

The committee authorized the creation of a standing subcommittee on sales promotion. Hugh Higgins, NAB assistant director of broadcast advertising, was named as secretary of the subcommittee.

A discussion of FM was held immediately prior to the meeting's adjournment. Robert T. Bartley, director of NAB's FM Department, told the committee members that forty commercial FM stations are now in operation and applications are pending or have been granted recently on several hundred other FM outlets.

Attending the meetings were: James V. McConnell, Chairman, NBC Spot Sales; John Blair, President, John Blair Co.; Henry I. Christal, Edward Petry Co.; Odin S. Ramsland, KDAL; Walter Johnson, WTIC; Lincoln Dellar, KXOA; Arthur Hull Hayes, WABC; Cecil K. Beaver, WOAI; John M. Outler, Jr., WSB; Stanton P. Kettler, WMMN; Beverly Middleton, WSyr; Lewis H. Avery; C. E. Arney, Jr., Frank E. Pellegrin, J. Allen Brown, Hugh Higgins and Lee Hart.

## **FM Department**

### **FCC PROPOSES WITHHOLD ONE IN EVERY FIVE FM CHANNELS FOR ONE YEAR**

The assignment of every fifth FM channel which has been indicated as available for a given area would be withheld for a period of one year, according to a proposed order adopted by the Commission on Thursday (6). Oral argument on this proposal will be held before the FCC on July 12th. Persons desiring to appear must file their requests with the Commission by July 9.

In its order announcing the proposed rule, the commission recalled that on August 24, 1945, it had adopted a report announcing that it did not propose to withhold any FM channels from assignment, but stated that its experience in the meantime indicated that the purpose of the Communications Act of 1934 "may be better served by a reservation of metropolitan FM channels under certain conditions."

Under the proposed policy, no reservation of channels would be made if a maximum of four channels has been indicated for a particular area by the Commission. However, if at least five but no more than nine channels were indicated for an area, one channel would be withheld for the period of one year from the date of the adoption of this policy. Two channels would be withheld if 10-14 channels were listed; three, if 15-19 channels were listed; and four, if 20 were listed.

The object of this policy, said the FCC, is to permit an

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equitable distribution of FM frequencies, pursuant to Section 307(b) of the Communications Act. If a policy of reserving every fifth channel were adopted, each area could have a maximum of four stations assigned to it at this time if four channels were indicated for it in the release of December 19, 1945; however, provision is made for the future consideration of an applicant for an FM station in an outlying city which has not applied at this time, if at least five channels are indicated for the area.

The Commission summarized: "The policy thus permits the establishment of FM service in every area and yet prevents an unequal distribution of FM channels among the various communities."

## FCC MAKES EIGHT FM GRANTS IN WASHINGTON

With eleven applications filed for the nine available FM channels in Washington, D. C., the FCC on Friday (7) announced its proposed decision to grant CP's to eight of the applicants.

In view of the fact that a ninth channel will remain available for assignment in the Washington area, the commission said in its proposed decision that it does not intend at this time to deny the three applications until they have had further opportunity to argue their cases.

The proposed decision will permit grants to the following applicants: Commercial Radio Equipment Co., Cowles Broadcasting Co., NBC, Metropolitan Broadcasting Co., Potomac Broadcasting Cooperative, Evening Star Broadcasting Co., WINX and Theodore Granik.

Commissioners Jett and Denny, although concurring in the decision, voted that the application of WWDC, one of the remaining three applicants, should be granted. The two other applicants who have further opportunity for arguing their cases are the Mid-Coastal Broadcasting Co. and the Chesapeake Broadcasting Co.

## Legal Department

### FCC PROPOSES TO RELAX RECORDING IDENTIFICATION RULE

A proposed change in its rules which would eliminate opening and closing transcription identification on various mechanically reproduced radio programs was announced Monday (3) by the FCC.

The tentative change has not been made effective as yet, since the commission will accept requests for oral argument on the proposal until June 24.

The new rule would apply to all recorded and transcribed programs where the time element is *not* of special importance. It provides, however, that broadcasters not give the impression that a program is presenting live talent if the broadcast is recorded.

In specifying the types of programs which would continue to require transcription identification, the commission included broadcasts of speeches, news events, news commentators, forums, panel discussions, special events and other reproduced programs where time is of special significance. Identification of such programs which run one minute or less would be required only at the beginning.

The commission stipulated that requests for oral argument be accompanied by a brief.

## NAB Studies Matter

At its last session the NAB Board of Directors appointed a committee to study the whole question of regulations concerning the identification of recordings. It is expected that this committee will meet within the next few days to examine the proposed rule and submit recommendations to the board. If the board should decide to make any additional recommendations to the commission, a brief will be filed by NAB with the commission prior to June 24.

The NAB committee is composed of Paul W. Morency, WTIC, chairman; G. Richard Shafto, WIS; and John E. Fetzer, WKZO.

Text of the proposed rule follows:

"Section 3.407 *Mechanical records*.—(a) No recorded program consisting of a speech, news events, news commentator, forum, panel discussion, special event, or any other recorded program in which the element of time is of special significance and a presentation of which would create, whether intentionally or otherwise, the impression or belief on the part of the radio audience that the event or program being broadcast is in fact occurring simultaneously with the broadcast, shall be broadcast without an appropriate announcement being made at the beginning and conclusion of the broadcast that it is a recorded program: *Provided, however*, Any recorded program of one minute duration or less need only be announced at the beginning. The identifying announcement shall accurately describe the type of mechanical record used.

"(b) Any other program consisting of a mechanical record or series of mechanical records need not be announced as provided in subsection (a), but the licensee shall not attempt affirmatively to create the impression that the program being so broadcast consists of live talent."

### STATION RIGHTS AND RESPONSIBILITIES RE POLITICAL SCRIPTS REVIEWED

*With a political summer getting under way across the nation the NAB Legal Department decided that stations might have a particular interest at this time in reviewing their rights and responsibilities concerning the clearance of political scripts. Views of the NAB Legal Staff are as follows:*

Section 315 of the Communications Act of 1934 provides that licensees "shall have no power of censorship over the material broadcast" by a legally qualified candidate for any public office.

It would seem that this prohibition was not intended to prevent broadcasters from deleting material from political scripts which, under the applicable state laws, would make them liable for slander or libel. Certainly, broadcasters may properly delete obscene and profane matter from political scripts, for Section 326 of the Communications Act of 1934 specifically forbids the broadcast of such matter.

While there is no such specific prohibition with respect to defamatory language, it is not reasonable to suppose that Congress intended to force station licensees to choose between violating the laws of defamation and violating the Communications Act.

The only case on the question is *Sorenson v. Wood*, 123 Neb. 348, 234 N.W. 82, decided by the Supreme Court of Nebraska in 1932. The court took the position that a station licensee could not escape liability in defamation because he was forbidden to censor political broadcasts. The Court was of the opinion that it was not the intention of Congress to sanction defamation by radio and that the censorship referred to by Congress was concerned only with "words as to their political and partisan trend." The Supreme Court of the United States affirmed this case, 290 U.S. 599, without opinion, on the ground that no federal question was involved.

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Since the question of what is defamatory material is one of fact under the pertinent state laws, it will in many cases be difficult or impossible for anyone to make a categorical determination that a given political broadcast is defamatory in whole or part. However, if deletions are made in good faith and based on the opinion of an attorney rendered in the light of the pertinent state laws and all of the facts, it is reasonable to assume that neither the FCC nor the Courts would consider that the Communications Act had been violated.

## Small Market Stations

### INTEREST HIGH IN COMMERCIAL SHOWS FOR 11:00 P. M. PERIODS

Station and sales managers are showing keen interest in the plans for selling the 11:00 P.M. until midnight periods. NAB Small Market Stations Division is currently pointing out effective commercial ideas being programmed by a representative cross section of stations. Examples of the type programs being scheduled at this hour and the type of sponsors interested in utilizing the late time periods are reaching NAB headquarters. (See NAB REPORTS, Page 405). Large stations as well as the small outlets have been invited to relate their commercial experiences. This information will be made available to all small market stations. Some of the high powered stations are finding the topic of particular interest.

Suggestions for types of programs and sponsors may be found in the experiences of the following stations:

#### "It's the Berries" on WGL

On Saturday night, for one solid hour, 11:00 P.M. until 12:00 midnight, WGL, the NBC affiliate, Fort Wayne, Indiana features a recorded show called "*It's the Berries*." It is sponsored by the Tom Berry Music Store, largest store of its kind in that area. The program features all the popular recorded tunes of the day, with the platters being furnished by the sponsor. It is operated similar to an all-request program and has a personality in WGL announcer, Paul Price. "*It's the Berries*" has been on the air continuously since July 1945. The program boasts of a large, loyal audience and sells platters and music to the delight of the sponsor.

#### "Arthur Murray Dance Time" on WGL

Norman C. Widenhofer, Sales Promotion Manager for WGL, reports that the Sales Department has landed a handsome contract from Arthur Murray Studios in Fort Wayne. On Saturday night from midnight until 2:00 A.M., two hours of the popular music of the day are featured. The selections are made up by request from listeners. The local manager of the Arthur Murray Dance Studios injects dancing instructions during the session. It is a natural for its sponsor and has proven highly successful during the three months it has been on the air.

#### WGL Sells Dining Spot

Monday through Friday, 11:00 until 11:15 P.M., WGL features a remote pick-up that is sponsored by the English Terrace, one of Fort Wayne's leading dining places. The program consists principally of entertainment provided by the night spot's entertainers. The program has been on the air for some five months as a live remote broadcast. Previous to the present series, the English Terrace sponsored transcribed music in this period.

### WTOP's Late-Hour Sponsored Shows

The period from 11:00 P.M. until midnight on WTOP-CBS, Washington, currently has three sponsors. The CBS News, 11:00 until 11:15 P.M., Monday through Saturday, is locally sponsored by Hahn Shoe Stores. On Sunday nights this news period is sponsored by Becker Leather Goods Company (luggage store).

The WTOP period from 11:15 until 11:45 P.M., Monday through Saturday features Eddie Gallaher, local personality. The program consists of recorded dance tunes and the latest sports news. The sponsor is National Brewing Company for National Premium Beer. This period on the Washington station is sustaining on Sunday nights. 11:45 P.M. until 12:00 midnight is available for spot announcements.

Maurice B. Mitchell, WTOP Sales Manager, reports that both the CBS co-op news program and the platter show have been sponsored for many years, and that CBS Listener Diary Studies indicate an excellent audience for this hour.

#### "Eleventh Hour News" on KFI

Monday through Friday, 11:00 P.M. until 11:15 P.M., KFI, NBC affiliate, Los Angeles, features "*Eleventh Hour News*" sponsored by Pep Boys, auto accessories chain store. This program was instrumental in increasing sales in the usual slack period the first part of the week. The sponsor, according to George Whitney, KFI Commercial Manager, gives the program generous credit for doing a good sales job.

11:15 until 11:25 P.M. was occupied by a news commentator for a year and a half under sponsorship of a jewelry store. Currently a musical show, sponsored by a used car dealer fills this period.

KFI features "*Post Parade*," five-minute transcription, sponsored by Saturday Evening Post since February 1944 in the 11:25 until 11:30 P.M. slot.

KFI reports that the rate from 11:00 P.M. until 12:00 midnight is one-third of the base fee. Spot announcements during this hour remain practically sold out.

#### "Uncle Seymour's Bedtime Bedlam" on WMBD

"Uncle Seymour's Bedtime Bedlam," up until recently heard over WMBD, CBS affiliate in Peoria, Ill., 11:05 til 11:30 p.m. nightly, was sponsored by Empire Jewelers. This comedy program featured a master of ceremonies who did everything from reciting poetry to telling jokes and kidding the sponsor.

Joe Raber, WMBD Commercial Manager, reports that they have had very good luck in selling a late sports review, 10:45 til 11:00 p.m.; and the 11:00 til 11:05 p.m. news; and periodical half hour programs during the late hour on the schedule.

#### KDKA Sells "The Sports Parade"

"The Sports Parade," under sponsorship of Willoughby Machine & Tool Company, started June 3rd on KDKA, Pittsburgh, in the 11:15 til 11:25 p.m. period. Program is heard on a Monday thru Saturday schedule.

#### WRC Late Period Success Record

The period from 11:00 til 11:30 p.m., Monday thru Friday, on WRC, NBC station, Washington, D. C., has been sold out consistently for the past three years, according to Mahlon A. Glascock, Sales Manager.

The Monday thru Saturday schedule has ESSO News 11:00 til 11:05 p.m. for Standard Oil. 11:05 til 11:15 is a

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recorded spot period. Richard Harkness, 11:15 til 11:30 is sponsored by Senate Beer & Ale. WRC schedules public interest programs 11:30 til 12:00 midnight nightly.

The WRC sales executive reports that experience has shown that the 11:00 p.m. to midnight period is not difficult to sell if a schedule of three times a week, or better can be provided. Spot announcements are naturally easier to sell than programs in that period, but programs are very popular in the late period in Washington. Local advertisers seem to value the 11:00 til midnight period more than national spot advertisers in the capital city.

### **GOLDMAN NAMED 2nd DISTRICT CHAIRMAN**

Simon Goldman, General Manager WJTN, Jamestown, N. Y., has been named chairman, small market stations committee, District #2. A. E. Spokes resigned from WJTN and the chairmanship to accept the management of a new outlet, WJOY, Burlington, Vt.

Mr. Goldman's appointment was announced by Michael R. Hanna, WCHU, district director.

### **NEW MANAGEMENT STUDY SERIES PREVIEWED**

The Indiana Broadcasters Association, meeting in Indianapolis last week, was given a preview of results from the first in a series of NAB Management Studies. In an address before the group, J. Allen Brown, head of the NAB Small Market Stations division, discussed the information contained in the survey.

A typical, yet unidentified, small station operation was revealed to the broadcasters. Sales practices, programming methods, local, regional and national total sales, and the overall problems of station management were shown. It was pointed out that a brochure on the first study will soon be released to the industry. This on-the-spot study of representative stations is being made by Arthur Stringer, NAB director of promotion.

Religious broadcasting, network co-op commercial shows, salesmen's compensation, the 11:00 til 12:00 p.m. sponsor, group selling, personnel training, per inquiry and free time offers, and syndicated transcribed programs were among the topics covered in the talk by the NAB executive. A lengthy discussion period followed the talk.

The speech before the Indiana Broadcasters was made at the request of the state association. John Carl Jeffrey, WKMO, Kokomo, is president.

## **Employee-Employer Relations**

### **NLRB CLARIFIES DECISION IN CBS TELEVISION CASE**

In a supplemental decision issued Friday (7), the NLRB disposed of the remaining issues in the CBS "white-collar" election case, following a hearing before the Board in Washington on Tuesday (4). (See current NAB REPORTS, p. 404.)

The Board established the directors and assistant directors of the Television Department as a separate bargaining unit, because of the "degree of specialization in technique, skill and professional showmanship" required of them. They will vote for IATSE, the RDG, or neither.

Six miscellaneous television studio employees will vote to determine whether they are to be included in the overall city-wide unit for which an election was ordered May 24, or be designated as a separate group for bargaining pur-

poses. In this regard the contention of IATSE prevailed, as all the other unions and CBS had contended that these employees should be merged—without a preliminary vote among them—into the city-wide group. The six so-called miscellaneous are: Assistant casting director, floor manager, visualizer, animator (photo-librarian), film cutter, and wardrobe mistress.

The Board gave no reason for rejecting the contention of CBS that this group was not sufficiently different from other service and white-collar employees placed in the large unit; it merely stated it "believed" these workers "might properly either be included in the city-wide unit . . . or be set apart as a separate unit for collective bargaining purposes." The ballot for this group will list IATSE, IBEW, CIO, and none.

At the oral hearing before the Board, CBS was represented by Henry Howard and Howard Hausman. The elections are scheduled to be held next Monday (14).

## **Listener Activity**

### **GOVERNOR TO GREET 1st DISTRICT WOMEN**

Governor Charles M. Dale of New Hampshire will deliver the welcoming address when the Second Annual Conference of women directors of the 1st NAB District meets at Portsmouth, N. H., this weekend (15).

Business meetings are scheduled for both Saturday and Sunday (15-16) with Nell Daugherty, 1st District Chairman, acting as presiding officer at the conference.

The chief executive of Massachusetts, Governor Maurice J. Tobin, will also speak at the conference, and Miss Daisy Basham, AWD member from New Zealand, is scheduled to talk to the members.

### **Northeastern Council at Schenectady**

The Northeastern Radio Council met in Schenectady on Friday and Saturday (7-8) with Kolin Hager, former WGY executive, presiding.

The annual meeting of the council had as its theme, "One World Through Radio." Friday night's meeting was highlighted by a broadcast of "The FBI In Action" and a talk by a representative from the FBI. Students from high schools in the area conducted a panel discussion on juvenile delinquency.

Presiding at the Saturday session was Kenneth G. Bartlett, director of the Syracuse School of Adult Education.

### **DAR BACKS FREEDOM OF RADIO**

The Daughters of the American Revolution in their recent 55th Conference at Atlantic City voted approval of the American system of free radio.

The organization passed a resolution to urge legislation that will guarantee the industry's freedom from censorship.

Text of the resolution follows:

"Whereas, Radio broadcasting is the most universal and rapid means of mass communication available to the people of the United States, and

"Whereas, It is essential to the free and intelligent exercise of citizenship in a republic that radio broadcasting shall remain free from government censorship or control of programs, and shall be conducted in accordance with the traditional American institutions of free speech and free enterprise; therefore be it

(Continued on next page)

*"Resolved:—That the National Society, Daughters of the American Revolution, in fifty-fifth Continental Congress assembled, affirm its belief that freedom of radio ranks in importance with freedom of speech and of the press, and its opposition to all efforts which would lead in the direction of government censorship, dictation or control of radio programs; and that the Society urge the Congress of the United States to enact such legislation as is required to give effect to this affirmation."*

## Engineering

### NARBA ENGINEERING COMMITTEE ORGANIZES

The North American Broadcasting Engineering Committee concluded its first week's sessions on Friday (7) setting up organization work including the unanimous adoption of rules of practice, procedure and measurement.

The rules adopted by the committee are subject to the approval of the respective governments.

Virgil R. Simpson, assistant to the chief engineer of the FCC, is acting as temporary member of the committee, representing the United States pending the selection of a permanent member.

At the request of Cuba, and seconded by Canada, the member of the committee from the United States was appointed permanent chairman of the committee, which will maintain offices in Washington.

The committee was organized in compliance with Article XII of the Interim Agreement concluded at the Second North American Regional Broadcasting Conference in Washington in February.

### ALLOCATION PLAN FOR 920-960 BANDS

The FCC announced Monday (3) a tentative plan for allocations on the 920-940 and 940-960 Mc bands in response to inquiries from potential users and manufacturers of FM studio-to-transmitter link equipment.

The commission requested that comments from those who expect to utilize these frequencies be submitted in writing by Saturday (15).

In order that certain frequencies be made available immediately, the commission formulated the following tentative service-allocation plan:

(1) Assignments to FM studio-to-transmitter links may be made in the upper portion of the 920-940 Megacycle band in the event that future requirements indicate that insufficient space is available in the band of frequencies 940-952 Megacycles.

(2) Assignments to Experimental Broadcasting Service in the 920-940 Megacycle band may be made progressively upward from 920 Megacycles.

(3) The band of frequencies 952-960 Megacycles is to be used for fixed circuits such as police facsimile, control circuits, etc., with assignments progressing downward from 960 Megacycles.

(4) The band of frequencies 940-952 Megacycles is to be used for FM studio-to-transmitter links with assignments progressing upward from 940 Megacycles.

(5) Assignments in the frequency bands 920-940 and 940-960 Megacycles are to be on multiples of 100 Kilocycles in order that a flexible channeling system may be provided. (The bandwidths required by the different services concerned can be accommodated through the assignment of an appropriate number of adjacent channels to each station.)

(6) A frequency tolerance of .01% and a bandwidth of 500 Kilocycles are advocated for FM studio-to-transmitter links.

The Commission pointed out that the proposal outlined above does not preclude the use of additional bands if it is shown that a need exists for broader facilities.

The FCC contemplates that authorization for FM studio-to-transmitter equipment will require the showing of a definite need for the use of a radio circuit instead of a wire circuit.

In requesting comments, the commission stressed that information was especially desired on the following points:

- (a) Distances to be covered and power considered necessary.
- (b) Practical transmission bandwidth, frequency tolerance, and receiver selectivity data for each type of emission and communication service contemplated.
- (c) Whether frequency space allowed above is considered adequate.
- (d) Directive characteristics of antennas proposed for each type of service and the maximum degree of directivity believed practical.

## Public Interest Programming

### AD COUNCIL NETWORK CAMPAIGNS

The following public interest campaigns have been given top priority on Network and National Spot Radio Allocation Plans during the week of June 17-23, by The Advertising Council and the Media Programming Division of the OWMR. A brief resume of each Fact Sheet is given below:

#### Emergency Food Collection

In their long tradition of generosity toward those in need, the American people have shown their willingness to share their good fortune. They have shown it in their readiness to limit their consumption of urgently needed relief foods, by voluntarily "saving and sharing" wheat products, fats and oils so that more can be shipped overseas. But most Americans want to do more. They ask only to be told what to do. Here is an opportunity for everyone to make a direct and personal contribution to help prevent starvation. Americans are being asked to simply contribute either tinned food or cash to buy and transport food—preferably cash. 500 million men, women and children throughout war-torn Europe and Asia are hungry, an appalling number of them facing starvation. The food realized from the Emergency Food Collection, conducted on behalf of United Nations Relief and Rehabilitation (UNRRA) will be used to supplement the minimum subsistence diets of those facing starvation abroad. In all cases it will alleviate hunger; in many cases it will spell the difference between life and death. The main goal of the Collection is to collect money with which to buy and transport food; the secondary aim is to obtain gifts of foods packed in tin cans. Money contributions are preferred because they eliminate the expenses of collection, packaging and shipping, and make possible the purchase of more food by buying in quantity lots at lower prices. Cash or checks should be given to the local Emergency Food Collection Committees, or mailed to Emergency Food Collection, New York City. If unable to contribute money, listeners should search their pantries and kitchens for tinned food to contribute . . . locations of food collection depots can be learned from local newspapers or radio stations. (Fact Sheet No. 25-A)

#### Building Our New Army

Congress has authorized a peacetime American Army larger and better trained than ever before in history. *But the Army's present recruiting drive for over one million men by July 1st, 1946, may fail unless public attitudes can be changed and changed quickly.* The Army itself is

*(Continued on next page)*

conducting a large-scale direct recruiting drive using paid advertising in various media, but it urgently asks help in a concurrent backdrop campaign, for which its own resources are inadequate, to build prestige for the new Regular Army and its personnel in the public mind, and particularly in the minds of potential recruits, their families and their friends. Very bluntly, the objective of this campaign is to change the old attitude of Americans toward their Army. By explaining the purpose and the character of the new Regular Army being formed since victory in World War II, and by paying tribute to the young men now joining it to guard world peace, your program can help the Army's recruiting drive achieve the goal it seeks. The new American Army of today is a compact, carefully chosen group of skilled technicians. Young men seeking to enter must have brains and ability. They must be able to understand and profit by technical training that is second to none. They must be capable of leadership. They must be all this because the task before them is the maintenance of that peace for which thousands of other young Americans have already died. Point out that they are guardians of peace—Congress has authorized our new large and expertly trained Army in order to enforce the peace and fulfill our obligations as a member of the United Nations Organization. Point out that the new Regular Army soldier is a skilled technician—he works with advanced techniques and equipment in at least one of many specialized fields, and his competence equals and often exceeds the skill demanded in some of the best paid civilian trades. (Fact Sheet No. 2-B)

### Housing—"Boom and Bust?"

*America's critical housing shortage constitutes one of the most potentially explosive inflationary situations of the reconversion period. A bold and vigorous program has been developed to whip that shortage. But even under that program the urgent demand for homes will far exceed the number that can be built for months to come. And in addition to the urgent demand by returning veterans and others, there are millions of Americans who would like to buy or remodel if they could. Under these conditions the threat of inflation in housing and building materials is more menacing than in any other section of the economy. Within limits people in urgent need of shelter are tempted to pay almost any price for it. It would be presumptuous for anyone to urge a man not to buy or build when he has the money and his family is without a place to live. However, it is in the interest of the Nation as well as the home-seeker that he be told of the dangers involved in buying or building at inflated prices. During the period when the demand for housing is abnormally high and production is low, there are two alternatives open to us—to start a "boom-bust" cycle by frantically bidding up the prices of the limited housing supply, or to put the brakes on housing inflation by postponing buying or building if we do not urgently need a new house and by securing expert advice if we do build or buy. Explain that during period when the shortage is most acute there is serious danger of a housing inflation that would affect our whole economy. Suggest that families not urgently in need of a home consider waiting until later to buy or build, meanwhile saving and planning for the time when more homes can be built and better values may be available. Strongly urge everyone who finds it necessary to buy or build today to secure expert advice and sound appraisals before doing so. (Fact Sheet No. 7-B)*

## Federal Communications Commission Docket

### HEARINGS

The following hearings are scheduled to be heard before the Commission in Washington, D. C., unless otherwise indicated, during the week beginning Monday, June 10. They are subject to change.

**Monday, June 10**

- WHLS—Herman Leroy Stevens and Harmon Leroy Stevens, d/b as Port Huron Broadcasting Company, Port Huron, Michigan—Renewal of License.
- NEW—Charles W. Balthrope, San Antonio, Texas.—C. P. 1450 kc., 250 watts, unlimited.
- NEW—Express Publishing Company, San Antonio, Texas.—C. P. 1450 kc., 250 watts, unlimited.
- NEW—Gonzales Broadcasting Co., Gonzales, Texas.—C. P. 1450 kc., 250 watts, unlimited.
- NEW—Taylor Broadcasting Co., Taylor, Texas.—C. P. 1450 kc., 250 watts, unlimited.

### To Be Held in City Hall, at Providence, Rhode Island

- NEW—The Outlet Company, 176 Weybosset St., Providence, R. I.—For FM facilities.
- NEW—Cherry & Webb Broadcasting Co., Providence, R. I.—For FM facilities.
- NEW—Providence Journal Company, Providence, R. I.—For FM facilities.
- NEW—The Yankee Network, Providence, R. I.—For FM facilities.
- NEW—Colonial Broadcasting Company, Providence, R. I.—For FM facilities.
- NEW—Pawtucket Broadcasting Company, Pawtucket, R. I.—For FM facilities.

**Wednesday, June 12**

- NEW—WOOP, Incorporated, Dayton, Ohio.—C. P. 1150 kc., 5 KW, unlimited, DA-night & day.
- NEW—Fostoria Broadcasting Company (Laurence W. Harry), 125 S. Main Street, Fostoria, Ohio.—C. P. 1150 kc., 1 KW daytime only.
- NEW—Northwestern Ohio Broadcasting Co., Lima, Ohio.—C. P. 1150 kc., 1 KW, unlimited.
- KSAL—KSAL, Inc., Salina, Kans.—C. P. 1150 kc., 5 KW night, 5 KW day, DA-night, unlimited.
- NEW—Radio Broadcasting, Inc., Hot Springs, Ark.—C. P. 740 kc., 1 KW night, 10 KW day, DA-night, unlimited time.
- NEW—Arkansas Valley Broadcasting Co., Fort Smith, Ark.—C. P. 740 kc., 1 KW, night, 1 KW day, DA-night.

### Further Hearing

- NEW—Associated Electronics Enterprises, Woonsocket, R. I.—C. P. 1240 kc., 250 watts, unlimited.
- NEW—Joseph M. Viana, Woonsocket, R. I.—C. P. 1240 kc., 250 watts, unlimited.

**Friday, June 14**

- NEW—North Jersey Radio, Inc., Newark, N. J.—C. P. 1430 kc., 5 KW, directional antenna, unlimited.
- NEW—Chanticleer Broadcasting Co., New Brunswick, N. J.—C. P. 1450 kc., 250 watts, unlimited.
- NEW—Radio Airways, Inc., Eugene, Ore.—C. P. 1520 kc., 1 KW, unlimited time.

## FCC ACTIONS

### AM APPLICATIONS GRANTED

Glens Falls Publicity Corp., Glens Falls, N. Y.—Granted application for construction permit for new standard broadcast station to operate on 1230 kilocycles, 100 watts, unlimited time. (B1-P-4147; Docket 6853)

### ENGINEERING APPROVAL OF FM CONDITIONAL GRANTS

Following is a list of applications for which approval of basic engineering plans were granted by the Commission.

*(Continued on next page)*

(Note: power given is effective radiated power; antenna height given is height above average terrain):

- The Pulitzer Publ. Co., St. Louis, Mo.—Metropolitan; Channel 93.3 mc. (No. 227); 36 KW; 520 feet.
- The Patriot Co., Harrisburg, Pa.—Metropolitan; Channel 96.9 mc. (No. 245); 5.5 KW; 790 feet.
- The Gable Broadcasting Co., Altoona, Pa.—Metropolitan; Channel 100.7 mc. (No. 264); 3.9 KW; 900 feet.
- The Monocacy Broadcasting Co., Frederick, Md.—Metropolitan; Channel 98.1 mc. (No. 251); 2 KW; 1,150 feet.
- The Brockway Co., Watertown, N. Y.—Metropolitan; Channel 100.9 mc. (No. 265); 530 feet; 6.7 KW.
- Onondaga Radio Broadcasting Corp., Syracuse, N. Y.—Metropolitan; Channel 92.7 mc. (No. 224); 1.5 KW; 740 feet.
- Mitchell G. Meyers, Ruben E. Aronheim and Milton H. Meyers, Fitchburg, Mass.—Metropolitan; Channel 99.9 mc. (No. 260); 20 KW; 490 feet.
- Elm City Broadcasting Corp., New Haven, Conn.—Metropolitan; Channel 102.9 mc. (No. 275); 20 KW; 490 feet.
- Rome Broadcasting Corp., Rome, Ga.—Metropolitan; Channel 100.9 mc. (No. 265); 1.4 KW; 910 feet.
- Central New York Broadcasting Corp., Syracuse, N. Y.—Metropolitan; Channel 93.5 mc. (No. 228); 7 KW; 750 feet.
- Thames Broadcasting Corp., New London, Conn.—Metropolitan; Channel 97.9 mc. (No. 250); 20 KW; 500 feet.
- Independent Merchants Broadcasting Co., Minneapolis, Minn.—Metropolitan; Channel 101.3 mc. (No. 267); 34 KW; 510 feet.
- Joplin Broadcasting Co., Joplin, Mo.—Metropolitan; Channel 102.3 mc. (No. 272); 2.6 KW; 336 feet.
- Easton Publishing Co., Near Easton, Pa.—Community; Channel 105.7 mc. (No. 289); 250 watts; 120 feet.

#### FINAL FM CP'S GRANTED

- Pinellas Broadcasting Co., St. Petersburg, Fla.—CP for Metropolitan station; 92.1 mc. (Channel 221); 30 KW; antenna 437 feet.
- Truth Publishing Co., Inc., Elkhart, Ind.—CP for Metropolitan station; 103.1 mc. (No. 276); 21.6 KW; 422 feet.
- A. Frank Katzentine, Miami Beach, Fla.—CP for Rural station; 96.7 mc. (No. 244); 306 KW; antenna 730 feet.
- WDOF Broadcasting Corp., Chattanooga, Tenn.—CP for Rural station; 95.3 mc. (No. 237); 37 KW; antenna 1,321 feet.
- Northside Broadcasting Co., Louisville, Ky.—CP for Metropolitan station; 100.3 mc. (No. 262); 29.8 KW; antenna 355 feet.
- Spartanburg Advertising Co., Spartanburg, S. C.—CP for Rural station; 92.1 mc. (No. 221); 24 KW; 2125 feet.
- The Pulitzer Publ. Co., St. Louis, Mo.—CP for Metropolitan station; 93.3 mc. (No. 227); 36 KW; 520 feet.
- The Patriot Co., Harrisburg, Pa.—CP for Metropolitan station; 96.9 mc. (No. 245); 5.5 KW; 790 feet.
- The Gable Broadcasting Co., Altoona, Pa.—CP for Metropolitan station; 100.7 mc. (No. 264); 3.9 KW; 900 feet.
- The Monocacy Broadcasting Co., Frederick, Md.—CP for Metropolitan station; 98.1 mc. (No. 251); 2 KW; 1,150 feet.
- The Brockway Co., Watertown, N. Y.—CP for Metropolitan station; 100.9 mc. (No. 265); 6.7 KW; 530 feet.
- Onondaga Radio Broadcasting Corp., Syracuse, N. Y.—CP for Metropolitan station; 92.7 mc. (No. 224); 1.5 KW; 740 feet.
- Mitchell G. Meyers, Ruben E. Aronheim and Milton H. Meyers, Fitchburg, Mass.—CP for Metropolitan station; 99.9 mc. (No. 260); 20 KW; 490 feet.
- Elm City Broadcasting Corp., New Haven, Conn.—CP for Metropolitan station; 102.9 mc. (No. 275); 20 KW; 490 feet.
- Rome Broadcasting Corp., Rome, Ga.—CP for Metropolitan station; 100.9 mc. (No. 265); 1.4 KW; 910 feet.
- Central New York Broadcasting Corp., Syracuse, N. Y.—CP for Metropolitan station; 93.5 mc. (No. 228); 7 KW; 750 feet.

- Thames Broadcasting Corp., New London, Conn.—CP for Metropolitan station; 97.9 mc. (No. 250); 20 KW; 500 feet.
- Independent Merchants Broadcasting Co., Minneapolis, Minn.—CP for Metropolitan station; 101.3 mc. (No. 267); 34 KW; 510 feet.
- Joplin Broadcasting Co., Joplin, Mo.—CP for Metropolitan station; 102.3 mc. (No. 272); 2.6 KW; 336 feet.
- Easton Publishing Co., Near Easton, Pa.—CP for Community station; 105.7 mc. (No. 289); 250 watts; 120 feet.

#### DESIGNATED FOR HEARING

- Milburn H. Stuckwish, Charles F. Bruce and F. M. Lindsay, Jr., Centralia, Ill.—Designated for hearing application for construction permit for new station to operate on 1400 kc., 250 watts, unlimited time (B4-P-4732); further ordered that Champaign News Gazette (WDWS), Evansville on the Air, Inc. (WEOA), and Oscar C. Hirsch, tr/as Hirsch Battery & Radio Co. (KFVS) be made parties to the proceeding.
- Sky Wave Broadcasting Corp., Columbus, Ohio—Designated for hearing application for construction permit for new station to operate on 1150 kc., 5 KW day, 1 KW night, directional antenna, unlimited time, to be heard in consolidated proceeding with applications of WOOP, Inc., Dayton, Ohio; KSAL, Salina, Kans., and Northwestern Ohio Broadcasting Corp., Lima, Ohio; and ordered that the bills of particulars issued in connection with these applications be amended to include the application of Sky Wave Broadcasting Corp. (B2-P-4824).
- B. Loring Schmidt, Salem, Oregon; John B. Fitzgibbon, Roy Jarman, and Temple V. Ehmsen, Oregon City, Oregon—Designated for consolidated hearing applications of B. Loring Schmidt for new station at Salem, Oregon, and of John B. Fitzgibbon, Roy Jarman and Temple V. Ehmsen for new station at Oregon City, Oregon, each applicant seeking 1490 kc., 250 watts, unlimited time. (B5-P-4794; B5-P-4432)

#### DOCKET CASE DECISIONS

The Commission announces final Decision (B-233) granting the application of John H. Stenger, Jr., for license to continue the operation of Station WBAX, Wilkes-Barre, Pa. At the same time, the applications of Northeastern Pennsylvania Broadcasters, Inc., Central Broadcasting Co., Key Broadcasters, Inc., and Baron Broadcasting Company, the four competing applicants for stations in Wilkes-Barre, were denied. (Dockets 6169; 6170; 6723; 6750)

The Commission announces final Decision (B-236) granting the application of Thomas N. Beach for a new standard broadcast station at Birmingham, Alabama, to operate on 1490 kc., 250 watts, unlimited time (Docket 6681). At the same time, the applications of Ernest E. Forbes, tr/as Magic City Broadcasting Company, and Ramon C. Patterson and Louise Patterson Pursley, d/b as Patterson Broadcasting Service, each seeking the same facilities, were denied (Dockets 6679 and 6680).

The Commission announces final Decision (B-242) granting the application of A. C. Neff for a new station at Savannah, Georgia, to operate on 1400 kc., 250 watts, unlimited time, and denying the applications of Atlantic Broadcasting Company and the Chatham Broadcasting Company, seeking the same facilities.

The grant to Neff is contingent upon the filing within 30 days of an application specifying the exact antenna system and transmitter site and the installation of approved frequency and modulation monitors when available. The provisions of Sections 3.55 and 3.60 of the Commission's Rules as applied to the grant herein made are waived pending installation of approved monitors.

The Commission announces its proposed Decision (B-240) looking towards the grant of the application of WHB Broadcasting Co., licensee of Station WHB, Kansas City, Missouri, for a change in operating facilities from 880 kc., 1 KW, daytime, to 710 kc., 5 KW, unlimited time, using directional antenna both day and night (Docket No. 6022). This action

*(Continued on next page)*

will be conditioned, however, upon the applicant's applying, within 30 days from date of adoption of this decision, for specific approval of a directional antenna array which (a) will enable WHB to serve generally the areas and populations now proposed and at the same time protect Station KIRO and all other existing stations from objectionable interference as defined in the Commission's Standards of Good Engineering Practice, and (b) will have been approved as to system and site by the Civil Aeronautics Administration.

At the same time the Commission proposed to deny without prejudice the application of the Minnesota Broadcasting Corporation for a change in operating facilities of Station WTCN, Minneapolis, Minn., from 1280 kc., 1 KW night, 5 KW-LS, unlimited time, to 710 kc., 10 KW, unlimited time, directional antenna at night (Docket No. 5859). The proposed denial to WTCN is, however, without prejudice to its right at any time prior to twenty days from date of final adoption of the proposed decision to file a verified petition to set aside the denial and reopen the record for the introduction of evidence showing, in the event of a grant of the WTCN application (a) the populations which would lose primary nighttime service from WTCN operating on its present facilities; (b) that despite this loss, adequate broadcast service would be rendered to the Minneapolis-St. Paul area; (c) the populations which would lose primary daytime service from WHB operating under its grant herein; (d) that these losses in the primary nighttime service area of WTCN and in the primary daytime service area of WHB would be compensated for by the populations which would gain new primary daytime service from WTCN. Such petition should be on notice to WHB which shall have the right, without further order, to intervene in the reopened proceeding.

The Commission today announced a proposed decision (B-246) proposing to grant the application of C. M. Zinn and C. Leslie Golliday, d/b as Martinsburg Broadcasting Co. (Docket 6769), for a new station at Martinsburg, W. Va., to operate on 1340 kc., 250 watts power, unlimited time. The proposed grant is subject to CAA approval of the transmitter site and the waiver of Rules 3.55(a) and 3.60.

At the same time the Commission proposed to deny the application of Richard Field Lewis, Jr., and Grant Pollock, a partnership d/b as Berkeley Broadcasting Co. (Docket 6770), Martinsburg, W. Va., requesting the same facilities.

The Commission also announced a proposed decision (B-247), proposing to grant the application of Old Dominion Broadcasting Corp. (Docket 6936), for a new station in Lynchburg, Va., to operate on the frequency 1390 kc., with power of 1 KW, unlimited time, using a directional antenna, subject to the condition that the Old Dominion Box Company shall divest of its interest in the Lynchburg Broadcasting Corp. (WLVA), and that this applicant shall take the necessary steps to adjust its antenna array in the direction of Youngstown, Ohio, if ordered to do so.

A grant was also proposed of the application of John M. Rivers, licensee of station WCSC, Charleston, S. C. (Docket 6939), for a construction permit to increase power from 1 KW day, 500 watts night, to 5 KW, using a directional antenna at night only, operating on frequency 1390 kc., unlimited time.

At the same time it proposed a denial of the application of the Piedmont Broadcasting Corp., licensee of station WBTM, Danville, Va., for a construction permit to change the operating assignment of that station from 1400 to 1390 kc., and increase power from 250 watts to 1 KW unlimited time. (Docket 6938)

A proposed decision (B-248) was also announced proposing to grant the application of Illinois Valley Broadcasting Company for a new station in Peoria, Ill., to operate on 1290 kc., with 5 KW unlimited time, using a directional antenna, on condition that the applicant file the appropriate application for the use of 5 KW power. (Docket 6710)

Denials were proposed of conflicting applications of Greater Peoria Radiobroadcasters, Inc. (Docket 6709), and Central Ill. Radio Corp. (Docket 6920), each requesting new stations at Peoria to operate on 1290 kc. (Greater Peoria with power of 5 KW day, 1 KW night, DA, unlimited time, and Central Ill. Radio Corp. with power of 5 KW, DA, unlimited time).

The Commission today announced a decision and order granting a joint petition of the Wabash Valley Broadcasting Corp., Terre Haute, Ind., and West Central Broadcasting Co., Peoria, Ill., requesting leave to amend application of the former to specify the frequency 1480 kc., instead of 1350 kc. as originally requested, with 1 KW power, unlimited time. The amendment was accepted and application of Wabash Valley Broadcasting Corp. as amended (B4-P-4130; Docket 6924) was granted for a new station to operate on 1480 kc., 1 KW, unlimited time, contingent on approval of the antenna system and transmitter site by the CAA.

The application of West Central Broadcasting Co. for a new station in Peoria, Ill., to operate on 1350 kc., 1 KW, unlimited time (B4-P-4336; Docket 7108), was also granted, and the hearing heretofore scheduled to be held on June 17 in this proceeding is cancelled.

## LICENSE RENEWALS

The following stations were granted renewal of licenses for the period ending August 1, 1947:

WATW, Ashland, Wisc.; WSTP, Salisbury, N. C.

Renewals of licenses for the following were granted for the period ending February 1, 1948:

KWBW, Hutchinson, Kans.; KVAK, Atchison, Kans.

Renewals for the following stations were granted for the period ending August 1, 1948:

WOLF, Syracuse, N. Y.; KBST, Big Spring, Texas; WBAB, Atlantic City, N. J.; KBON, Omaha, Neb.; KBUR, Burlington, Iowa.

The following stations were granted renewals for the period ending November 1, 1948:

KGBX, Springfield, Mo.; KOL, Seattle; KGCU, Mandan, N. Dak.; WJAS, Pittsburgh, Pa.; KXYZ, Houston.

Renewals for the following were granted for the period ending February 1, 1949:

WJNO, West Palm Beach; KWNO, Winona, Minn.; WHBY, Green Bay, Wis.; KCMC, Texarkana; KVEC, San Luis Obispo, Calif.

Renewals for the following stations were granted for the period ending May 1, 1949:

WCAX, Burlington, Vt.; KSFO, San Francisco; KOY, Phoenix; WIBW, Topeka; KGW, Portland, Ore.; KWTO, Springfield, Mo.; WFIL and auxiliary, Philadelphia; WWNC, Asheville, N. C.

WTOC—Savannah Broadcasting Co., Savannah, Ga.—Granted renewal of license for period ending November 1, 1948. (B3-R-763)

Granted renewal of following station licenses for period ending February 1, 1949:

KPHO, Phoenix, Ariz.; KOOS, Coos Bay, Oregon; KMLB, Monroe, La.; and WLOF, Orlando, Fla.

Granted renewal of following station licenses for the period ending May 1, 1949:

WQAM, main and auxiliary, Miami, Fla.; WMT, Cedar Rapids, Iowa; WTAR and auxiliary, Norfolk, Va.

WJMC—WJMC, Inc., Rice Lake, Wis.—Granted renewal of license for period ending August 1, 1946. (B5-R-1000)

KLUF—The KLUF Broadcasting Co., Inc., Galveston, Texas—Granted renewal of license for period ending August 1, 1947. (B3-R-405)

WMGA—Frank R. Pidcock, Sr., Moultrie, Ga.—Granted renewal of license for period ending August 1, 1947. (B3-R-1031)

WLAV—Leonard A. Versluis, Grand Rapids, Mich.—Granted renewal of license for period ending February 1, 1947. (B2-R-1088)

KOCY—Plaza Court Broadcasting Co., Oklahoma City, Okla.—Granted renewal of license for period ending February 1, 1947. (B3-R-467)

*(Continued on next page)*

Granted renewal of following station licenses for period ending February 1, 1948: WGPC, Albany, Ga.; KRBM, Bozeman, Mont.; WMFJ, Daytona Beach, Fla.

Granted renewal of following station licenses for period ending August 1, 1948: KNOW, Anstin, Texas; KYCA, Prescott, Ariz.

### MISCELLANEOUS ACTIONS

WOKO—WOKO, Inc., Albany, N. Y.—Ordered that the special temporary authorization for the continued operation of station WOKO be extended for a period of 60 days from June 1.

WGL—Farnsworth Television and Radio Corp., Fort Wayne, Ind.—Granted CP to move transmitter from 925 So. Harrison St. to 201 West Jefferson St., Fort Wayne. (B4-P-4759)

WTPS—Times Picayune Pub. Co., New Orleans, La.—Granted extension and modification of special temporary authorization to operate an RCA 250 watt FM transmitter on Channel #233, 94.5 mc. with Western Electric Cloverleaf antenna on a 140 foot supporting structure, at the Howard Memorial Library, for the period May 30 to Aug. 27.

W2XCT—Columbia Broadcasting System, Inc., New York, N. Y.—Granted extension of special temporary authority to operate a Composite transmitter on 700 mc. with 650 watts peak power, special modulation, in order to make ultra high frequency propagation tests in conjunction with the Technical Information Sec. of the Engineering Dept. of the FCC, for a period beginning June 8 and ending no later than Sept. 5, 1946.

WEGP—Reading Broadcasting Co., Area of Reading, Pa.—Granted modification of license for relay broadcast equipment now licensed to Berks Broadcasting Co.; frequencies: 31.22, 35.62, 37.02, 39.26 mc.; 2 watts; to operate as a relay station, portable-mobile with station WRAW. (B2-MLRE-125)

W3XO—WINX Broadcasting Co., Washington, D. C.—Granted extension of special temp. authority to broadcast regular programs from 7 to 11 P. M. daily including Sunday, only for the period May 29 to August 26.

WINS—Hearst Radio, Inc. (assignor), New York, N. Y.; The Crosley Corp. (assignee), Cincinnati, Ohio—Adopted order granting joint petition to reopen the record heretofore made on application for voluntary assignment of license and construction permit, and scheduled further hearing and oral argument thereon for June 19, 1946, before the Commission en banc. (B-237; Docket 6755)

WDSM—James J. Conroy, et al (transferors); Ridson, Inc. (transferee); WDSM, Inc. (licensee), Superior, Wis.—Granted consent to voluntary transfer of control of WDSM, Inc., from James J. Conroy, Roland C. Buck, George W. Welles, Jr., Victoria B. Conroy and Joseph H. Weisberg to Ridson, Inc., for a consideration of \$150,000 (plus amount of cash and notes and accounts receivable at closing date; plus tax refunds hereafter received, and less amount of taxes accrued at closing date). (B4-TC-474)

WBOC—Peninsula Broadcasting Co., Salisbury, Md.—Denied petition for review filed by WBOC (intervener in the matter of Tidewater Broadcasting Corp. and the Norfolk Broadcasting Corp. for new stations at Norfolk, Va.), without prejudice to the right of petitioner to file certain measurements with the Commission on or before June 29, 1946; affirmed action of Motions Commissioner on May 31 in denying petitioner's request for a continuance of further hearing on the Norfolk applications.

### ACTIONS ON MOTIONS

Beaver County Broadcasting Corp., Beaver Falls, Pa.—Granted motion to dismiss without prejudice its application for CP. (B2-P-4132)

Mario Acosta, Mayaguez, Puerto Rico—Granted petition for leave to amend his application for CP (B-P-4562), so as to specify the frequency 1400 instead of 1340 kc.;

change paragraphs so as to reflect revised engineering data, etc. The amendment was accepted and application removed from the hearing docket.

Jose Bechara, Jr., Mayaguez, P. R.—The Commission, on its own motion, removed from the hearing docket application for a new station. (B-P-3974; Docket 7450)

Key Broadcasting Corp., Baltimore, Md.—Granted motion to amend application for a new station (B1-P-4713) so as to specify frequency 750 instead of 1050 kc., etc. The amendment was accepted and application removed from the docket. (Docket 7551)

Tri-Suburban Broadcasting Corp., Silver Spring, Md.—The Commission on its own motion removed application for a new station (B1-P-4541), from the hearing docket. (No. 7550)

Providence Journal Co., Providence, R. I.—Granted petition for leave to amend its application for a new FM station (B1-PH-316) so as to supply additional engineering information as requested by the Commission, and the amendment was accepted.

American Broadcasting Co., Inc., Chicago, Ill.—Granted petition for leave to amend application for new FM station (B4-PH-221) so as to specify a new transmitter site, revised engineering data, etc., and the amendment was accepted.

Evansville on the Air, Inc., Indianapolis, Ind.—Granted petition to dismiss without prejudice its application for a new FM station. (B4-PH-321)

Commonwealth Broadcasting Corp., Danville, Ky.—Granted motion for leave to amend its application for a new station (B2-P-4040) so as to show deletion of Betty Z. Russell as a director; show deletion of a proxy given to Betty Z. Russell by Jas. D. Russell as contained in Exhibit 4 of application; and to change Par. 8 of application to show change in list of directors, and the amendment was accepted.

Eastern Idaho Broadcasting & Television Co., Idaho Falls, Idaho—Granted motion for leave to amend its application for CP (B5-P-4633) so as to show issuance of additional stock to the original stockholders and payment of additional funds into the corporate treasury, and the amendment was accepted.

Television Productions, Inc., San Francisco, Cal.—Granted petition to dismiss without prejudice its application for a new television station (B5-PCT-151; Docket 7283)

F. F. McNaughton, Peoria, Ill.—Granted motion to dismiss without prejudice his application for FM construction permit. (B4-PH-697; Docket 7103)

American Broadcasting Co., Inc., New York City—Granted petition requesting leave to amend its application for new television station (B1-PCT-79; Docket 7245), so as to supply complete engineering information, etc., and the amendment was accepted.

United Broadcasting Co., Ogden, Utah—Granted petition for leave to amend its application (B5-P-4107) for a new station, so as to show transfer of 584 shares of stock from LaReta C. Madson to H. Perry Driggs and the same amount to Arch G. Webb; show addition of Patrick Healy, Jr., Rodger B. Crear and Malcolm J. Pingree as stockholders, and the amendment was accepted.

Fostoria Broadcasting Co., Fostoria, Ohio—Granted petition insofar as it requests leave to amend its application for a new station (B2-P-4430), so as to specify frequency 1510 instead of 1150 kc., etc., the amendment was accepted, and the Commission on its own motion, removed application from the hearing docket. (Docket 7356)

The William H. Block Co., Indianapolis, Ind.—Granted petition requesting leave to amend its application for FM construction permit (B4-PH-412), so as to amend the corporation's articles of incorporation by adding to Sec. 1 of Article II the following: "Including, without limiting the generality thereof, the operation of a radio and television receiving and broadcasting station." The amendment was accepted. Exceptions noted by counsel for opposition.

W. Wright Esch, Daytona Beach, Fla.—Granted motion to take depositions in re application for CP (B3-P-4320; (Continued on next page)

- Docket 7355), at Deland and Daytona Beach on June 7.
- WKPT**—Kingsport Broadcasting Co., Inc., Kingsport, Tenn.—Granted motion to dismiss without prejudice its application for a new station. (B3-P-3308; Docket 6249)
- The Times-Picayune Pub. Co., New Orleans, La.—Granted petition requesting reinstatement of its application for a CP (B3-P-4167), 1560 kc., 10 KW, unlimited, which was dismissed without prejudice on May 17; the application was reinstated and amendment requesting frequency 940 kc. with 1 KW, daytime only, was accepted.
- KROC**—Southern Minn. Broadcasting Co., Rochester, Minn.—Granted petition to intervene in the hearing on application of Eau Claire-Chippewa Broadcasting Co. (Docket 7557) for a new station at Eau Claire, Wis.
- Colonial Broadcasting Co., Providence, R. I.—Granted motion for leave to amend its application for a new FM station (B1-PH-650; Docket 7028), so as to supply additional engineering information as requested by the Commission, and the amendment was accepted.
- Livingston Broadcasters, a partnership, Livingston, Mont.—Granted petition to dismiss without prejudice its application for a new station. (B3-P-4539; Docket 7485)
- Yellowstone Amusement Co., Livingston, Mont.—The Commission on its own motion removed from the hearing docket application for a new station. (B5-P-4565; Docket 7486)
- Havre Broadcasters, a partnership, Havre, Mont.—Granted petition to dismiss without prejudice its application for a new station. (B5-P-4671; Docket 7514)
- Montana Broadcasters, Havre, Mont.—The Commission on its own motion removed from the hearing docket application for a new station. (B5-P-4644; Docket 7513)
- McKeesport Radio Co., McKeesport, Pa.—Denied petition for leave to amend its application for CP (B2-P-4077), so as to request 5 KW unlimited instead of 1 KW daytime only. Exceptions noted by counsel.
- Times World Corp., Roanoke Broadcasting Corp., Roanoke, Va.; Piedmont Broadcasting Corp., Danville, Va.—Granted joint petition to continue consolidated hearing now scheduled for June 5, and continued same to July 5, 1946. (Dockets 7394; 7395, 7396)
- Abilene Broadcasting Co., Abilene, Texas.—Granted in part petition requesting continuance of consolidated hearing on petitioner's application and those of Westex Broadcasting Co. and Citizen's Broadcasting Co., now scheduled for June 14, and the hearing was continued to June 18, in Washington, D. C.
- Thomas G. Harris, Austin, Texas.—Granted petition insofar as it requests leave to amend application (B3-P-4355; Docket 7373), so as to specify the frequency 1450 kc.; change paragraphs to reflect revised engineering data, etc.; the amendment was accepted and the application removed from the hearing docket.
- KNOW**—Frontier Broadcasting Co., Inc., Austin, Texas.—Granted petition requesting leave to amend application for a new station (B3-P-4042; Docket 7440), so as to change transmitter site; change paragraphs so as to show revised engineering data. The amendment was accepted and the application removed from the hearing docket.
- WJBK**—James F. Hopkins, Inc., Detroit, Mich.—Granted petition requesting leave to intervene in the consolidated hearing on applications for a new station in Cleveland by Chester E. Daly, Samuel R. Sague and Cuyahoga Broadcasting Co., now scheduled for June 24.
- James A. Noe, Shreveport, La.—Denied petition requesting continuance of hearing now scheduled at Shreveport on June 6, in re petitioner's application and that of Frank H. Ford for new stations. Exceptions noted by counsel.
- James A. Noe, Lake Charles, La.—Granted petition insofar as it requests a continuance of hearing on petitioner's application for CP (B3-P-3888; Docket 7416), now scheduled for June 26 at Washington. Insofar as petition requests change of place of hearing, the petition is denied without prejudice to petitioner's renewing such request upon an appropriate showing; and said hearing was continued without date until further order of the Commission.
- WNOE**—James A. Noe, New Orleans, La.—Granted petition insofar as it requests continuance of consolidated hearing upon applicant's application (B3-P-3446) and that of Deep South Broadcasting Corp. (B3-P-3687) now scheduled for June 24. Insofar as the petition requests change in place of hearing, the petition was denied without prejudice to petitioner's renewing such request upon an appropriate showing; and the hearing on these applications was continued without date until further order of the Commission.
- WIOD**—Isle of Dreams Broadcasting Corp., Miami, Fla.—Denied petition requesting leave to intervene in the consolidated hearing on applications of KHTN, Houston, and W. Albert Lee. (Dockets 7565 and 7566)
- Seaboard Radio Broadcasting Corp., Philadelphia, Pa.—Granted petition to dismiss without prejudice its application for modification of CP for its FM station WIBG-FM. (B2-MPH-102; Docket 6480)
- Seaboard Radio Broadcasting Corp., Glenside, Pa.—Granted petition for leave to amend its application for modification of CP for its FM station (B2-MPH-81; Docket 6479) so as to specify different equipment, a different transmitter site, and to bring engineering information up-to-date; the amendment was accepted and application removed from hearing docket.
- WBOC**—Peninsula Broadcasting Co., Salisbury, Md.—Denied petition requesting continuance of the further hearing upon applications of Tidewater Broadcasting Corp. and Norfolk Broadcasting Corp., now scheduled for June 1 in Washington.
- WCBM**—Baltimore Broadcasting Corp., Baltimore, Md.; Tower Realty Co., Baltimore, Md.—The Commission ordered that the consolidated hearing on these applications now scheduled for June 6, be continued without date until further order of the Commission. (Dockets 7872; 7429)
- KGKL**, Inc., San Angelo, Texas.—The Commission on its own motion removed from the hearing docket application of KGKL, Inc. (Docket 7419)
- A. J. Fletcher, Greensboro, N. C.; The News and Observer Pub. Co., Raleigh, N. C.; High Point Enterprise, Inc., High Point, N. C.—The Commission scheduled the consolidated hearing on these applications be held on June 26 in Washington, D. C. (Dockets 7504; 7505 and 7553)
- In re Matter of Free Delivery of Foreign Telegraph Messages Destined to Points in the U. S.—Postponed the hearing in this matter (Docket 7492) now scheduled for June 4 to June 25, at the same time and place heretofore fixed.
- Port Huron Broadcasting Co., Port Huron, Mich.—The Commission on its own motion continued the hearing on application for renewal of license (Docket 6987) from June 10 to July 10.
- WLIB**, Inc., New York, N. Y.—Granted petition for leave to amend its application for Television CP (Docket 7248), so as to supply revised engineering data relative to higher power antenna, etc., and the amendment was accepted.
- Fred O. Grimwood, Bloomington, Ind.—The Commission on its own motion continued the hearing on application for CP (Docket 6753) now scheduled for June 6, to June 20.
- Bremer Broadcasting Corp., Newark, N. J.—Granted motion requesting leave to amend its application for Television CP so as to supply revised engineering data, etc., and the amendment was accepted.
- News Syndicate Co., Inc., New York, N. Y.—Granted motion for leave to amend its application for Television CP so as to substitute engineering data, etc., and the amendment was accepted.
- Gulf Broadcasting Co., Inc., Mobile, Ala.—Granted motion for leave to amend its application for CP (Docket 7313) so as to show number of shares of stock issued and subscribed for; minor changes in officers and directors, etc., and the amendment was accepted.
- Pursley Broadcasting Co., Mobile, Ala.—Granted petition requesting reinstatement and amendment of its application for CP (B3-P-3745); the application was

(Continued on next page)

- reinstated and amendment to request 830 kc., 1 KW, daytime instead of 1490 kc., 250 watts, unlimited, was accepted.
- Dorrence D. Roderick, El Paso, Texas; Pueblo Radio Co., Inc., Pueblo, Colo.—The Commission on its own motion ordered that the hearing on applications for CP's (Dockets 7091 and 7092), scheduled for June 17, be continued to June 18.
- United Broadcasting Co., Ogden, Utah; Ogden Broadcasting Co., Ogden, Utah.—The Commission on its own motion continued the hearing on applications for CP's (Dockets 6885 and 7435) now scheduled for June 20 to June 21.
- Allen T. Simmons, Akron, Ohio—Granted motion for leave to amend application for FM construction permit, so as to change Par. 18 (a) to specify RCA Transmitter Type BTF-10B. The amendment was accepted and the record in Docket 7047 reopened and without further hearing said amendment is made part of the record in that Docket.
- Northwestern Ohio Broadcasting Corp., Lima, Ohio—Granted petition for leave to amend application for CP (Docket 7357) so as to specify modified directional antenna pattern, revised engineering data, etc., and the amendment was accepted.
- Supreme Broadcasting System, Inc., New York City—Granted motion to dismiss without prejudice its application for a new FM station. (B1-PH-567; Docket 7222)
- Henry F. Fitts, Dearborn, Mich.—Granted motion for waiver of Sec. 1.384 of the Commission's Rules and accept movant's late appearance in re application for CP. (Docket 7384)
- Radio and Television Broadcasting Co. of Idaho, Pocatello, Idaho—Granted motion for waiver of Sec. 1.384 of the Commission's Rules and accept movant's late appearance in re application for CP. (Docket 7493)
- Ojai Broadcasting Co., Ventura, Calif.—Granted motion to amend application for new station (Docket 7469) so as to show changes in officers, directors and stockholders, etc., and the amendment was accepted.
- The Altus Broadcasting Co., Altus, Okla.—Granted petition for leave to amend application for new station (Docket 7458), so as to specify frequency 1450 instead of 1230 kc.; show revised engineering data, etc. The amendment was accepted and application (B3-P-4543) removed from hearing docket.
- Southwest Broadcasting Co., Eastland, Texas—Dismissed petition requesting acceptance of late written appearance in re Docket 7459, on application for CP.
- Johnson-Kennedy Radio Corp., Chicago, Ill.—Granted petition to dismiss without prejudice its application for new FM station. (B4-PH-589; Docket 7443)
- Agricultural Broadcasting Co., Chicago, Ill.—Granted petition to dismiss without prejudice its application for new FM station. (B4-PH-235; Docket 7135)
- Clearwater Broadcasting Co., Inc., Clearwater, Fla.—Granted petition insofar as it requests leave to amend and remove application for CP from hearing docket (No. 7502); accepted amendment to specify frequency 660 instead of 1350 kc.; change paragraphs to reflect amended engineering report, etc., and the application was removed from the hearing docket.
- Clearwater Radio Broadcasters, Inc., Clearwater, Fla.—The Commission on its own motion removed from the hearing docket application (B3-P-4650; Docket 7503), for a new station.
- Indiana Broadcasting Corp., Indianapolis, Ind.—Granted petition for leave to amend application for a new FM station (Docket 7034), so as to substitute supplemental engineering report, and the amendment was accepted.
- The Outlet Co., Providence, R. I.—Granted petition for leave to amend its application for new FM station (Docket 6015), so as to reflect revised engineering data requested by the Commission, and the amendment was accepted.
- WADC—Allen T. Simmons, Akron, Ohio; WGAR—WGAR Broadcasting Co., Cleveland, Ohio—Denied petition to reopen record in Dockets 7319 and 7320 for the purpose of allowing WGAR to offer such testimony as it may desire from the witness G. A. Richards.
- KTHS—Radio Broadcasting, Inc., W. Memphis, Ark.—Granted request for the issuance of subpoenas for certain persons as witnesses in consolidated hearing on applications of KTHS. (Docket 7086, et al)
- Raytheon Mfg. Co., Chicago, Ill.—Granted petition to dismiss without prejudice its application for a new FM station (Docket 7148)
- Chanticleer Broadcasting Co., New Brunswick, N. J.—Granted petition for continuance of consolidated hearing on petitioner's application (Docket 7452) and application of No. Jersey Radio, Inc. (Docket 7370), scheduled for June 14 and continued same to July 15.
- Southern Ill. Broadcasting Co., Inc., Centralia, Ill.—Granted petition for leave to amend application for CP (Docket 7129), so as to specify frequency 1430 kc. instead of 960; show revised engineering data, etc. The amendment was accepted and application removed from hearing docket.
- Radio Broadcasting, Inc., Hot Springs, Ark.—Granted petition insofar as it requests leave to amend application for CP (Docket 7156) so as to specify the frequency 550 instead of 740 kc., etc., and to remove from hearing docket. The amendment was accepted and application removed from the docket.
- Mansfield Journal Co., Mansfield, Ohio; The Lorain Journal Co., Lorain, Ohio—The Commission on its own motion advanced the consolidated hearing now scheduled for June 24 and June 25 in Washington, to June 20 at Mansfield and June 21 at Lorain, Ohio.
- Arkansas Valley Broadcasting Co., Fort Smith, Ark.—Upon petition requesting leave to amend application for CP (Docket 7157), the Commission dismissed application (B3-P-4200) without prejudice, subject to the right of later reinstatement under the provisions of the Commission's Public Notice of January 5, 1946.

## FCC APPLICATIONS

### AM APPLICATIONS ACCEPTED FOR FILING

#### 600 Kilocycles

- KJSB—Jamestown Broadcasting Co., Inc., Jamestown, N. Dak.—Modification of construction permit (B4-P-3906, as modified) which authorized increase in power, installation of new transmitter and directional antenna and change in transmitter and studio locations for extension of completion date.

#### 730 Kilocycles

- NEW—J. B. Fuqua, Mrs. Dorothy Chapman Fuqua, and F. Frederick Kennedy, d/b as Charleston Broadcasters, Charleston, S. C. (P. O. Box 10, Augusta, Ga.)—Construction permit for a new standard broadcast station to be operated on 730 kc., power of 1 KW and daytime hours of operation.

#### 750 Kilocycles

- NEW—Key Broadcasting Corp., Baltimore, Md.—Construction permit for a new standard broadcast station to be operated on 1050 kc., power of 1 KW and daytime hours of operation. Amended to change frequency from 1050 to 750 kc.

#### 800 Kilocycles

- WCHA—Chambersburg Broadcasting Co., Chambersburg, Pa.—Modification of construction permit (B2-P-4221, which authorized a new standard broadcast station) to change type of transmitter and approval of studio location.

(Continued on next page)

### 840 Kilocycles

WKNB—The New Britain Broadcasting Co., New Britain, Conn.—Modification of construction permit (B1-P-4021, which authorized a new standard broadcast station) to change type of transmitter and change transmitter location.

### 940 Kilocycles

NEW—Midwest Broadcasting Co., Mt. Vernon, Ill.—Construction permit for a new standard broadcast station to be operated on 940 kc., power of 1 KW and daytime hours of operation. Amended to change type of transmitter.

### 960 Kilocycles

WMFF—Plattsburg Broadcasting Corp., Plattsburg, N. Y.—Construction permit to change frequency from 1340 to 960 kc., increase power from 250 watts to 1 KW, install new transmitter and directional antenna for day and night use, and change transmitter location.

### 1050 Kilocycles

NEW—Fred Jones and Mary Eddy Jones, d/b as Fred Jones Broadcasting Co., Tulsa, Okla.—Construction permit for a new standard broadcast station to be operated on 1020 kc., power of 10 KW and daytime hours of operation. Amended to change frequency from 1020 to 1050 kc., power from 10 KW to 1 KW, change type of transmitter and change transmitter location from Collinsville Twp. to Tulsa, Okla.

### 1100 Kilocycles

NEW—Central Broadcasting Co., a partnership composed of H. Ross Perkins and J. Eric Williams, Utica, N. Y. (P. O. 1210 Miller St.)—Construction permit for a new standard broadcast station to be operated on 1100 kc., power of 250 watts and daytime hours of operation.

### 1110 Kilocycles

WNAR—Rahall Broadcasting Co., Inc., Norristown, Penna.—Modification of construction permit (B2-P-4256, which authorized a new standard broadcast station) to change type of transmitter, for approval of antenna and approval of transmitter and studio locations.

### 1130 Kilocycles

WCAR—Pontiac Broadcasting Co., Pontiac, Mich.—Acquisition of control of licensee corporation by H. Y. Levinson thru purchase of 1600 shares of common stock from George M. Stutz.

### 1230 Kilocycles

KERO—J. E. Rodman, Bakersfield, Calif.—Modification of construction permit (B5-P-3758, which authorized a new standard broadcast station) to change type of transmitter and make changes in ground system.

### 1240 Kilocycles

NEW—Woodrow Miller, San Bernardino, Calif.—Construction permit for a new standard broadcast station to be operated on 1450 kc., power 250 watts and unlimited hours of operation. Amended to change frequency from 1450 to 1240 kc. (Facilities to be relinquished by KFXM)

### 1280 Kilocycles

KFOX—Nichols and Warinner, Inc., Long Beach, Calif.—Modification of construction permit (B5-P-3902, which authorized installation of new transmitter) for extension of completion date.

NEW—Veterans Broadcasting Co., Inc., Rochester, N. Y. (P. O. 621, Union Trust Bldg.)—Construction permit for a new standard broadcast station to be operated on 1240 kc., power of 250 watts and unlimited hours of operation. Amended to change frequency from 1240 to 1280 kc., power from 250 watts to 1 KW, type of transmitter and hours of operation from unlimited time to daytime only.

### 1300 Kilocycles

NEW—Volunteer State Broadcasting Co., Inc., Nashville, Tenn.—Construction permit for a new standard broadcast station to be operated on 1300 kc., power of 5 KW, directional antenna night and unlimited hours of operation. Amended re changes in directional antenna night.

### 1310 Kilocycles

WDUK—W. W. Couch, Jr., Sam H. Campbell, Jr., and W. Hanes Lancaster, Jr., Durham, N. C.—Modification of construction permit (B3-P-4323, which authorized a new standard broadcast station) to change type of transmitter.

### 1320 Kilocycles

NEW—Angel Ramos and Jose Coll Vidal, A Partnership d/b as El Mundo Broadcasting Co., San Juan, Puerto Rico.—Construction permit for a new standard broadcast station to be operated on 740 kc., power of 10 KW, directional antenna and unlimited hours of operation. Amended to change frequency from 740 to 1320 kc., power from 10 to 5 KW, change type of transmitter, install vertical antenna and change transmitter location from Tea Baja to San Juan, Puerto Rico.

### 1340 Kilocycles

NEW—Sunland Broadcasting Co., El Paso, Texas.—Construction permit for a new standard broadcast station to be operated on 860 kc., power of 500 watts night and 1 KW day and unlimited hours of operation. Amended to change frequency from 860 to 1340 kc., change power from 500 watts night, 1 KW day to 250 watts, change type of transmitter.

NEW—Herschel Bullen, tr/as Elko Service Co., Elko, Nev. (P. O. Box 333, Logan, Utah)—Construction permit for a new standard broadcast station to be operated on 1340 kc., power of 250 watts and unlimited hours of operation.

WOPK—Parkersburg Sentinel Co., Marietta, Ohio—Modification of construction permit (B2-P-4198, which authorized a new standard broadcast station) for approval of antenna and approval of transmitter and studio locations.

NEW—Gulf Broadcasting Co., Inc., Mobile, Ala.—Construction permit for a new standard broadcast station to be operated on 1340 kc., power of 250 watts and unlimited hours of operation. Amended re stockholders, officers and directors.

WNCA—Richard M. Arnold, Jack O. K. Barfield, James M. Earnest, Albin F. Knight and J. Alfred Miller, d/b as Community Broadcasting Co., Asheville, N. C.—License to cover construction permit (B3-P-4281, as modified) which authorized a new standard broadcast station.

WNCA—Richard M. Arnold, Jack O. K. Barfield, James M. Earnest, Albin F. Knight and J. Alfred Miller, d/b as Community Broadcasting Co., Asheville, N. C.—Authority to determine operating power by direct measurement of antenna power.

### 1380 Kilocycles

KIDO—Georgia Phillips, d/b as Boise Broadcast Station, Boise, Idaho.—Voluntary assignment of license to KIDO, Inc.

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KIDO—Georgia Phillips, d/b as Boise Broadcast Station, Boise, Idaho.—Voluntary assignment of conditional grant to KIDO, Inc.

#### 1400 Kilocycles

NEW—Mario Acosta, Mayaguez, Puerto Rico—Construction permit for a new standard broadcast station to be operated on 1340 kc., power of 250 watts and unlimited hours of operation. Amended to change frequency from 1340 to 1400 kc.

#### 1420 Kilocycles

WFCI—Pawtucket Broadcasting Co., Pawtucket, R. I.—License to cover construction permit (B1-P-3900) which authorized increase in power, employing directional antenna day and night, installation of new transmitter.

WFCI—Pawtucket Broadcasting Co., Pawtucket, R. I.—Authority to determine operating power by direct measurement of antenna power.

KNOW—Frontier Broadcasting Co., Inc., Austin, Texas—Construction permit to change frequency from 1490 to 1420 kc., increase power from 250 watts day and night to 5 KW day and 1 KW night, install new transmitter and directional antenna for night use and change transmitter location. Amended to change transmitter location.

#### 1450 Kilocycles

WASK—WFAM, Inc., Lafayette, Ind.—Construction permit to install new vertical antenna and change transmitter location.

WKEU—Radio Station WKEU, Griffin, Ga.—Construction permit to change transmitter and studio locations. Amended to make changes in antenna and specify proposed location of transmitter and studio locations.

WPOR—Centennial Broadcasting Co., Portland, Maine.—Transfer of control of Centennial Development Co., Inc. (parent Corp. of Centennial Broadcasting Co.—permittee of Station WPOR) from Wm. T. Morris to John H. Hilliard, Albert T. Morris, Thomas C. Davis and Arthur C. Laske, as Executors of the Estate of Wm. T. Morris, deceased.

#### 1490 Kilocycles

NEW—The Gardner Broadcasting Co., Gardner, Mass.—Construction permit for a new standard broadcast station to be operated on 1230 kc., power of 250 watts and unlimited hours of operation. Amended to change frequency from 1230 to 1490 kc.

NEW—John C. McCormack, Allen D. Morris, George D. Wray, Sr., and Prentiss E. Furlow, a partnership d/b as Southwestern Broadcasting & Television Co., Albuquerque, N. Mex.—Construction permit for a new standard broadcast station to be operated on 1490 kc., power of 250 watts and unlimited hours of operation.

NEW—United Broadcasting Co., Ogden, Utah—Construction permit for a new standard broadcast station to be operated on 1490 kc., power of 250 watts and unlimited hours of operation. Amended re stockholders.

#### 1510 Kilocycles

NEW—WAUK Broadcasting Co., Waukesha, Wisc. (P. O. 319 W. Main St.)—Construction permit for a new standard broadcast station to be operated on 1510 kc., power of 250 watts and daytime hours of operation.

NEW—Laurence W. Harry, tr/as Fostoria Broadcasting Co., Fostoria, Ohio—Construction permit for a new standard broadcast station to be operated on 1150 kc., power of 1 KW and daytime hours of operation. Amended to change frequency from 1150 to 1510 kc., change power from 1 KW to 250 watts, and change type of transmitter.

#### 1520 Kilocycles

NEW—Southwest Iowa Broadcasting Co., Creston, Iowa—Construction permit for a new standard broadcast station to be operated on 1180 kc., power of 1 KW and daytime hours of operation. Amended to change frequency

from 1180 to 1520 kc., type of transmitter and specify transmitter location.

#### 1580 Kilocycles

WHHT—Harold H. Thoms, Durham, N. C.—Modification of construction permit (B3-P-3579, which authorized a new standard broadcast station) for approval of antenna and approval of transmitter location.

#### FM APPLICATIONS ACCEPTED FOR FILING

Balaban & Katz Corp., Chicago, Ill.—Construction permit for a new FM (Metropolitan) broadcast station to be operated on frequency to be determined by FCC and coverage of 10,700 square miles. Amended to change type of transmitter, transmitter location and make changes in antenna system.

Indianapolis Broadcasting Inc., Indianapolis, Ind.—Construction permit for a new high frequency FM (Rural) broadcast station to be operated on 45.3 mc. and coverage of 13,640 square miles. Amended to specify class of station as Rural, change frequency from 45.3 mc. to "to be assigned by FCC", coverage from 13,640 to 22,800 square miles, population from 1,017,471 to 1,644,100, type of transmitter, transmitter site and make changes in antenna system.

Radio Projects, Inc., Newark, N. J.—Construction permit for a new high frequency FM (Metropolitan) broadcast station to be operated on frequency to be assigned by FCC and coverage to be supplied. Amended to change officers and directors.

Pawtucket Broadcasting Co., Pawtucket, R. I.—Construction permit for a new high frequency FM (Metropolitan) broadcast station to be operated on 45.1 mc. and coverage of 3,760 square miles. Amended to specify population of 2,829,670, change frequency from 45.1 mc. to "To be assigned by FCC", coverage from 3,760 to 8,660 square miles, transmitter location from Lincoln, Rhode Island to Lonsdale, Rhode Island and make changes in antenna system.

Larus & Brother Co., Inc., Norfolk, Va. (P. O. 22nd & Cary Sts., Richmond, Va.)—Construction permit for a new FM (Community) broadcast station to be operated on 98.0 mc.

WJW, Inc., Cleveland, Ohio.—Construction permit for a new FM broadcast station to be operated on Channel to be assigned in the 92-106 mc. band and coverage of 10,600 square miles. Amended to change coverage from 10,600 square miles to 9,300 square miles, population from 2,446,942 to 2,562,157, type of transmitter, changes in antenna system and changes in officers and directors.

Wichita Broadcasters, a partnership, Joe B. Carrigan, Mrs. Joe B. Carrigan, P. K. Smith, Trustee, P. K. Smith and Mrs. Claude M. Simpson, Jr., Wichita Falls, Texas.—Construction permit for a new FM (Metropolitan) broadcast station to be operated on Channel #70, 101.9 mc. and coverage to be determined. Amended to specify studio location.

Harry Butler and Harry Scherzer, d/b as Sunflower Broadcasting System, Kansas City, Kans. (P. O. 22 South Eighteenth St.)—Construction permit for a new FM (Metropolitan) broadcast station to be operated on Channel #252, 98.3 mc. and coverage of 8,203 square miles.

Union Broadcasting Co., Scranton, Pa. (P. O. 118 North Washington Ave.)—Construction permit for a new FM broadcast station to be operated on frequency to be determined by Chief Engineer of FCC and coverage of 13,510 square miles.

Providence Journal Co., Providence, R. I.—Construction permit for new high frequency FM (Metropolitan) broadcast station to be operated on 46.9 mc., coverage of 6,767 square miles. Amended to specify population as 1,876,963; change frequency from 46.9 mc. to Channel #258, 99.5 mc.; coverage from 6,767 to 7,902 square miles; type of transmitter and make changes in antenna system.

Colonial Broadcasting Co., Providence, R. I.—Construction permit for new high frequency FM (Metropolitan)

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broadcast station to be operated on 44.7 mc., coverage of 7,840 square miles. Amended to change type of transmitter and frequency from 44.7 mc. to "To be assigned by FCC."

The Wm. H. Block Co., Indianapolis, Ind.—Construction permit for new high frequency FM (Metropolitan) broadcast station to be operated on frequency to be assigned and coverage of 13,854 square miles. Amended to change corporate structure.

Cannon & Callister, Inc., Los Angeles, Calif.—Construction permit for new FM (Metropolitan) broadcast station to be operated on frequency "to be assigned" coverage of 7,000 square miles. Amended to change coverage from 7,000 square miles to "to be determined"; transmitter location; and specify type of transmitter and antenna system.

American Broadcasting Co., Inc., Chicago, Ill.—Construction permit for a new high frequency FM broadcast station to be operated on 48.7 mc., and coverage of 11,000 square miles. Amended to specify population as 4,828,632; change frequency from 48.7 mc. to Channel #249, 97.7 mc.; coverage from 11,000 to 9,700 square miles; change type transmitter; transmitter site and make changes in antenna system.

John P. Norton, Marquette, Mich. (P. O. 520 Third Ave., South, Escanaba, Mich.)—Construction permit for a new FM broadcast station to be operated on Channel #225, 92.9 mc., and coverage of 4,332 square miles.

Columbia Broadcasting System, Inc., Washington, D. C. (P. O. 485 Madison Ave., New York 22, N. Y.)—Construction permit for a new FM (Metropolitan) broadcast station to be operated on Channel #265, 100.9 mc., and coverage of 11,750 square miles.

Radio Asheville, Inc., Asheville, N. C. (P. O. c/o George H. Wright, Wachovia Bank Bldg.)—Construction permit for a new FM (Metropolitan) broadcast station to be operated on frequency and coverage to be determined by FCC.

The WREN Broadcasting Co., Inc., Topeka, Kans. (P. O. 8th and Vermont Sts., Lawrence, Kans.)—Construction permit for a new FM (Metropolitan) broadcast station to be operated on Channel #273, 102.7 mc., and coverage of 13,720 square miles.

## TELEVISION APPLICATIONS ACCEPTED FOR FILING

Allen B. Dumont Laboratories, Inc., Cleveland, Ohio—Construction permit for a new commercial television broadcast station to be operated on Channel #2, 54-60 mc., ESR of 7084 and power of Aur: 12.5 KW, and Vis: 25 KW (peak). Amended to change power from aural 12.5 KW to 2.5 KW, visual 25 KW (peak) to 5 KW (peak) type of transmitter, transmitter site from Cleveland to Broadview Heights, Ohio, and make changes in antenna system.

Don Lee Broadcasting System, San Francisco, Calif.—Construction permit for a new commercial television broadcast station to be operated on Channel #1, 50-56 mc. Amended to change frequency from Channel #1, 50-56 mc., to Channel #2, 54-60 mc., and to make changes in antenna system.

## MISCELLANEOUS APPLICATIONS ACCEPTED FOR FILING

WIPD—Pennsylvania Broadcasting Co., Area of Philadelphia, Penna.—Modification of construction permit (B2-PRE-457) which authorized a new relay broadcast station to change power from 15 to 30 watts and to change type transmitter.

WABK—American Broadcasting Co., Inc., Area of New York, N. Y.—License to cover construction permit (B1-PRE-459) which authorized a new relay broadcast station.

KOAG—Oklahoma Agricultural and Mechanical College, Stillwater, Okla.—Modification of construction permit (B3-PED-58) which authorized a new noncommercial educational broadcast station to specify frequency of 91.7 mc., change transmitter site, type transmitter and make changes in antenna system.

WIUN—State of Wisconsin—State Radio Council, Madison, Wis.—Modification of construction permit (B4-PED-59, as modified) which authorized a new non-

commercial educational broadcast station, to make changes in antenna system.

WIBG—Seaboard Radio Broadcasting Corp., Philadelphia, Pa.—Modification of construction permit (B2-PH-81, as modified and which authorized a new high frequency broadcast station) for extension of completion date only. Amended to specify type of station as Metropolitan; change frequency from 46.5 mc. to Channel #246, 97.1 mc., coverage from 9,300 to 8,225 square miles; population from 3,900,000 to 4,493,386; type of transmitter; transmitter and studio location and make changes in antenna system.

NEW—Kale, Inc., Portland, Ore.—Modification of construction permit (B5-PH-751, which authorized a new Metropolitan FM broadcast station), to change class of station to Rural; and specify frequency "to be determined," coverage of 25,900 square miles, population as 871,150, type of transmitter and make changes in antenna system.

## APPLICATIONS TENDERED FOR FILING

NEW—Amsterdam Broadcasters, Inc., Amsterdam, N. Y.—Construction permit for a new standard broadcast station to be operated on 1490 kc., power of 250 watts, and unlimited hours of operation.

WJMS—Upper Michigan-Wisconsin Broadcasting Co., Inc., Ironwood, Mich.—Change frequency from 1450 to 630 kc., increase power from 250 watts to 1 KW, install new transmitter and directional antenna for day and night use.

NEW—The Mount Vernon Broadcasting Co., Mt. Vernon, Ohio—Construction permit for a new standard broadcast station to be operated on 1340 kc., power of 250 watts and unlimited hours of operation.

NEW—Variety Broadcasting Co., Inc., Dallas, Texas—Construction permit for a new standard broadcast station to be operated on 1040 kc., power of 1 KW, and daytime hours of operation.

NEW—John T. Cashion and Doris B. Brown, d/b as Wilkes Broadcasting Co., No. Wilkesboro, N. C.—Construction permit for a new standard broadcast station to be operated on 810 kc., power of 1 KW and daytime hours of operation.

NEW—Peter B. Thornell, Florence, S. C.—Construction permit for a new standard broadcast station to be operated on 1230 kc., power of 250 watts and unlimited hours of operation.

WLDS—Milton Edge and Edgar Korsmeyer, d/b as Edge & Korsmeyer, Jacksonville, Ill.—Increase power from 250 watts to 1 KW and install new transmitter. (1180 kc.)

NEW—Jessica L. Longston, Edward J. Jansen, C. V. Zaser, and L. Berenice Brownlow, d/b as Bellingham Broadcasters, Bellingham, Wash.—Construction permit for a new standard broadcast station to be operated on 1170 kc., power of 1 KW, directional antenna and unlimited hours of operation.

NEW—Springfield Broadcasting Co. (Partnership) Gerson Askinas, Earle G. Hewinson, Christos M. Manitsas, Springfield, Mass.—Construction permit for a new standard broadcast station to be operated on 1490 kc., power of 250 watts and unlimited hours of operation.

NEW—O. J. Kelcher, William J. Edwards, and Howard H. Wolfe, d/b as Lake Huron Broadcasting Co., Saginaw, Mich.—Construction permit for a new standard broadcast station to be operated on 1210 kc., power of 1 KW, and daytime hours of operation.

NEW—Harold W. Cain, Ivan C. Kelly, Hobart T. Withers and H. Lawrence McKinney, a partnership d/b as Somerset Broadcasting Co., Somerset, Ky.—Construction permit for a new standard broadcast station to be operated on 1240 kc., power of 250 watts, and unlimited hours of operation.

NEW—Roy Richards, Robert Tisinger, J. E. Duncan and Thomas Carr, a partnership d/b as Carroll Broadcasting Co., Carrollton, Ga.—Construction permit for a new standard broadcast station to be operated on 1600 kc., power of 250 watts and daytime hours of operation.

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NEW—KOLA Broadcasting Co. (a copartnership composed of Hugh O. Jones, William E. Jones, James O. Jones and Mrs. Sarah Stewart Jones), Opelousas, La.—Construction permit for a new standard broadcast station to be operated on 1230 kc., power of 250 watts and unlimited hours of operation.

KSAM—W. J. Harpole and J. C. Rothwell, a partnership d/b as Radio Station KSAM, Huntsville, Texas—Consent to voluntary assignment of license to J. G. Long. (1490 kc.)

NEW—Des Moines Broadcasting Corp., Des Moines, Iowa—Construction permit for a new standard broadcast station to be operated on 1240 kc., power of 100 watts and unlimited hours of operation.

NEW—Caldwell Broadcasting Co., Inc., Caldwell, Idaho—Construction permit for a new standard broadcast station to be operated on 1490 kc., power of 250 watts and unlimited hours of operation.

NEW—Edward L. Schacht, Oneonta, N. Y.—Construction permit for a new standard broadcast station to be operated on 1400 kc., power of 250 watts and unlimited hours of operation.

NEW—Beal & Hauser Broadcasting Co., Fontana, Calif.—Construction permit for a new standard broadcast station to be operated on 1310 kc., power of 250 watts, and unlimited hours of operation.

NEW—West Virginia Radio Corp., Pittsburgh, Pa.—Construction permit for a new standard broadcast station to be operated on 1080 kc., power of 1 KW, daytime hours of operation.

NEW—Ernest E. Forbes, Jr., tr/as Magic City Broadcasting Co., Birmingham, Ala.—Construction permit for a new standard broadcast station to be operated on 730 kc., power of 1 KW, daytime hours of operation.

WJXN—P. K. Ewing, Jr. and F. C. Ewing, a partnership d/b as Ewing Broadcasting Co., Jackson, Miss.—Consent to assignment of license to P. K. Ewing, Jr., F.C. Ewing and Myrtle M. Ewing, a partnership d/b as Ewing Broadcasting Company. (1490 kc.)

NEW—J. Ray Shute, Olin B. Sikes, and James S. Beaty, Jr., tr/as Union Broadcasting Co., Monroe, N. C.—Construction permit for a new standard broadcast station to be operated on 1010 kc., power of 250 watts and daytime hours of operation.

KVOE—The Voice of the Orange Empire, Inc., Ltd., Santa Ana, Calif.—Modification of construction permit for changes in directional antenna system. (1480 kc.)

NEW—Roy C. Kelley, Muskegon, Mich.—Construction permit for new standard broadcast station to be operated on 1490 kc., power of 250 watts and unlimited hours of operation. (Contingent on grant of 1230 kc. to Station WKBZ.)

NEW—Port City Broadcasting Co., Port Arthur, Texas—Construction permit for new standard broadcast station to be operated on 840 kc., power of 1 KW and daytime hours of operation.

NEW—Western Montana Associates, Missoula, Mont.—Construction permit for new standard broadcast station to be operated on 630 kc., power of 5 KW, directional antenna-night and unlimited hours of operation.

NEW—James L. Frank, Colorado Springs, Colo.—Construction permit for new standard broadcast station to be operated on 1450 kc., power of 250 watts and unlimited hours of operation.

NEW—Broadcast Management, Inc., Bethesda, Md.—Construction permit for new standard broadcast station to be operated on 1120 kc., power of 250 watts and daytime hours of operation.

NEW—Miller Associates, Inc., Youngstown, Ohio—Construction permit for new standard broadcast station to be operated on 1240 kc., power of 250 watts and unlimited hours of operation.

NEW—Central Michigan Radio Corp., Lansing, Mich.—Construction permit for new standard broadcast station to be operated on 1320 kc., power of 1 KW, directional antenna-night and unlimited hours of operation.

WHBI—Matheson Radio Co., Inc., Boston, Mass.—Construction permit to increase power from 5 to 50 KW, install directional antenna for day and night use, new transmitter and change transmitter location. (850 kc.)

NEW—G. Staley Brewer Southern Wyoming Broadcasting Co., Laramie, Wyo.—Construction permit for a new standard broadcast station to be operated on 1340 kc., power of 250 watts and unlimited hours of operation.

NEW—G. Stanley Brewer Southern Wyoming Broadcasting Co., Rawlins, Wyo.—Construction permit for a new standard broadcast station to be operated on 1230 kc., power of 250 watts and unlimited hours of operation.

## Federal Trade Commission Actions

### COMPLAINTS

**Hillman Periodicals, Inc.**—Misrepresentation in connection with the sale of reprints of books is alleged by the Commission in a complaint against Hillman Periodicals, Inc., and its subsidiary Novel Selections, Inc., both of 1476 Broadway, N. Y. Alex L. Hillman, Phil Keenan and Morris B. Levine, officers of Hillman Periodicals, Inc., also are named respondents. (5440)

**Sterling Drug, Inc.**, 170 Varick Street, New York, manufacturer and distributor of Bayer Aspirin Tablets and Phillips' Milk of Magnesia Cleansing Cream and Phillips' Milk of Magnesia Skin Cream, is charged in a Commission complaint with disseminating false advertisements concerning such products. Bayer Aspirin Tablets also are sold under the names of Bayer-Tablets of Aspirin and Bayer Asperin. (5441)

### CEASE AND DESIST ORDERS

**Hawthorne Candy Co.**—The Commission has ordered Louis Gartner, trading as Hawthorne Candy Co., 1664 West Division Street, Chicago, to cease and desist from selling or otherwise disposing of candy or other merchandise by means of a game of chance, gift enterprise or lottery scheme. (5287)

### STIPULATIONS

**Edwards Manufacturing Co.**—Stella Natenberg and Evelyn Matz, copartners trading as Edwards Manufacturing Co., 2215 South Michigan Avenue, Chicago, and Arnold P. Natenberg, manager of the business, stipulated with the Commission that in the sale of leader material for fishing tackle they will discontinue representing that its tensile strength is greater than it actually is. The product is sold under the name of Edwards Fishing Leaders. (4159)

**E. Fucini & Co.**—(Supplemental)—E. Fucini & Co., Inc., 524 West Broadway, New York, stipulated with the Commission that it will stop disseminating advertisements which fail to reveal that the laxative it sells under the name of Fernet Vittone should not be used when abdominal pain, nausea, or other symptoms of appendicitis are present; provided, however, that the advertisements need contain only the statement "Caution: Use Only As Directed," if the directions for use on the label, in the labeling, or in both label and labeling, contain a warning to the same effect.

A previous stipulation (02721) entered into by E. Fucini & Co., Inc., remains in effect. In it the company agreed to cease making certain misrepresentations concerning the therapeutic properties of Fernet Vittone and another medicinal preparation. (03311)

### CASE CLOSED

**Sprague Military Institute**—Because the respondents have discontinued operation of a business devoted to the sale of a wartime commodity, the Commission has closed without prejudice its case against Harold R. Lister and Margaret Lister, who traded as Sprague Military Institute at 307 North Michigan Avenue, Chicago.

The complaint in the proceeding had charged the respondents with misrepresentation in the sale of a correspondence course in military procedure.

All of the Commissioners participated in the decision. (5304)