

The National Association of Broadcasters

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NAB PRESIDENT ATTENDS SALES MEETING

C. W. Myers (KOIN-KALE) Portland, Oregon, attended the sales managers meeting in Chicago this week. Other officers in attendance included Arthur B. Church (KMBC), and John Patt (WGAR), director, H. K. Carpenter, Chairman of the commercial section and James W. Baldwin, managing director.

SALES MANAGERS MEET

More than 80 sales executives attended the meeting of the sales managers division this week (January 18 and 19) at Chicago, Illinois.

The meeting was the culmination of intensive and aggressive work on the part of Buryl Lotteridge (KFAB-KOIL, Omaha) Sales Division Chairman.

The story of the meeting will appear in a subsequent issue of NAB Report and as soon as a transcript of the proceedings is available.

CONNERY RADIO INVESTIGATION

Representative Connery of Massachusetts has introduced a resolution in the House (H. Res. 61) for the appointment of a special committee by the Speaker of the House to make a thorough investigation of radio and radio activities. The resolution, which has been referred to the House Committee on Rules, will be found in full on page 1896.

NEW CALIFORNIA STATION RECOMMENDED

Luther E. Gibson doing business as the Times-Herald Publishing Company applied to the Federal Communications Commission for a construction permit for the erection of a new broadcasting station at Vallejo, Cal. He asked for 1320 kilocycles, 250 watts power and daytime operation.

Examiner John P. Bramhall in Report No. I-335 recommended that the application be granted. He found that there is a need for daytime service in the area proposed to be served. The Examiner discusses interference with various stations and applications already on file with the Commission but found that granting this application would not cause any undue interference either with existing or proposed stations.

SECURITIES ACT REGISTRATIONS

The following Companies have filed registration statements with the Securities & Exchange Commission under the Securities Act:

Cinema Magazine, Inc., New York City (2-2746, Form A-1).
Kentucky Mansion Distillery, Louisville, Ky. (2-2747, Form A-1).
Davega Stores Corporation, New York City (2-2748, Form A-2).
United States Potash Company, New York City (2-2749, Form A-2).
The Indiana Steel Products Company, Chicago, Ill. (2-2750, Form A-2).
Fairchild Engine and Airplane Corporation, New York City (2-2751, Form A-1).
National Funding Corporation, Los Angeles, Cal. (2-2752, Form A-2).
Associated General Utilities Company, Jersey City, N. J. (2-2753, Form A-2).
Gold Star Radio and Television Corporation, Boston, Mass. (2-2754, Form A-1).
Oakmere Cemetery Association, Inc., Stapleton, Staten Island, N. Y. (2-2755, Form E-1).
Manufacturers Trading Corporation, Cleveland, Ohio (2-2756, Form A-1).
Union Wire Rope Corporation, Kansas City, Mo. (2-2757, Form A-2).
Belden Manufacturing Company, Chicago, Ill. (2-2758, Form A-2).
Fontenelle Brewing Company, Omaha, Neb. (2-2759, Form A-1).
Western Petroleum Company, Aztec, N. M. (2-2760, Form A-1).
Lyons Finance Service, Inc., Philadelphia, Pa. (2-2761, Form A-2).
E. L. Bruce Company, Memphis, Tenn. (2-2762, Form A-2).
Condor Pictures, Inc., New York City (2-2763, Form A-1).
Panhandle Eastern Pipe Line Company, Kansas City, Mo. (2-2764, Form A-1).
National Aircraft Company, Los Angeles, Cal. (2-2765, Form A-1).
Detrola Radio and Television Corporation, Detroit, Mich. (2-2766, Form A-1).
Kaw-Crow Patricia Gold Mines Limited, Toronto, Canada (2-2768, Form A-1).
Gateway Patricia Gold Mines Limited, Toronto, Canada (2-2769, Form A1).
Winoga Patricia Gold Mines Limited, Toronto, Canada (2-2770, Form A-1).
The Colonial Finance Company, Lima, Ohio (2-2771, Form A-2).
Diamond T Motor Car Company, Chicago, Ill. (2-2772, Form A-2).
Southern California Water Company, Los Angeles, Cal. (2-2773, Form A-2).
Gardner-Denver Company, Quincy, Ill. (2-2774, Form A-2).

RECOMMENDATION FAVORS NEW HONOLULU STATION

The Advertising Publishing Company, Ltd., applied to the Federal Communications Commission for a construction permit for the erection of a new broadcasting station at Honolulu, Hawaii to use 1370 kilocycles, 100 watts and unlimited time on the air. Also Fred J. Hart applied to the Commission to erect a station at the same place to use 600 kilocycles, 250 watts and unlimited time on the air.

Examiner Robert L. Irwin in Report No. I-336 recommended that the application of the Publishing Company be granted but that of Hart be denied. There is need for additional radio service in the proposed coverage area, the Examiner states. In connection with the application of Hart the Examiner says that he filed it "with the intention of transferring control of any license or permit that might be acquired to parties who are not applicants and who do not appear in this proceeding."

RADIO ADVERTISING BILL

Representative Culkin, of New York has introduced a bill (H. R. 3140) in the House "to prohibit the advertising of alcoholic beverages."

ages by radio, and for other purposes." The bill has been referred to the House Committee on Interstate and Foreign Commerce and will be found in complete text on page 1897.

BROADCAST MEASUREMENTS

The Federal Communications Commission has announced that during the month of December, 613 stations were measured, with 61 not being measured.

Of the number of stations measured the maximum deviation within 0-10 cycles was 497; between 11-25 cycles, 96; between 26-50 cycles, 17; and over 50 cycles 3.

DENIAL OF CHANGES RECOMMENDED FOR WMAS

Broadcasting Station WMAS, Springfield, Mass., applied to the Federal Communications Commission to change its frequency from 1420 to 560 kilocycles; its power from 100 and 250 watts LS to 1,000 watts; and to leave its hours of operation at unlimited as at present.

Examiner Melvin H. Dalberg in Report No. I-339 recommended that the application be denied. He states that "the granting of this application would result in causing severe objectionable interference to Station WDEV in the late afternoon hours. In view of the use of the directive antenna proposed by the applicant, no interference would occur to Station WFIL, but serious objectionable interference would be caused to the applicant by Station WFIL at night."

SCOTT RADIO BILLS

Representative Scott of California has introduced three radio bills in the House (H. R. 3033, 3038 and 3039) all of which are amendments to the Communications Act of 1934. They were all referred to the House Committee on Interstate and Foreign Commerce and will be found in full beginning on page 1896 of this issue.

ELECTRICAL EXPERT NAMED

Appointment of John H. Payne as Chief, Electrical Division, Bureau of Foreign and Domestic Commerce, succeeding Andrew W. Cruse who recently resigned, has been announced by Daniel C. Roper, Secretary of Commerce.

This appointment was the result of harmonious collaboration between the electrical industry and the Administration, and was preceded by a number of conferences of officials of the Department of Commerce and leaders in the electrical equipment and allied products industry, in which the selection of a person to fill the position was discussed.

Born in Titusville, Pennsylvania, Mr. Payne attended the Fostoria, Ohio, high school, and was later graduated from the Armour Institute of Technology, Chicago.

For fifteen years he has been connected with the Westinghouse Electric Company in representative and executive capacities. He has resigned from the service of that organization to enter upon his new duties with the Federal Government.

Mr. Payne brings to his new position the experience gained by 25 years of active service in various phases of the electrical industry, 12 years of which were devoted to the development and handling of export business.

NEW MICHIGAN STATION RECOMMENDED

The Port Huron Broadcasting Company applied to the Federal Communications Commission for a construction permit for the erection of a new broadcasting station at Port Huron, Mich., asking to use 1370 kilocycles, 250 watts and daytime operation.

Examiner John P. Bramhall in Report No. I-338 recommended that the application be granted. He found that the applicants showed a definite need for daytime service in the area proposed to be served. He recommended that the application be granted and that it be conditioned "upon the selection of an approved site."

FEDERAL TRADE COMMISSION ACTION

Complaints

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

No. 3031. The Great Atlantic and Pacific Tea Company, owner and operator of more than 14,000 retail grocery stores, is charged with violation of the Robinson-Patman Anti-Price Discrimination Act, in a complaint. The complaint specifically alleges that The Great Atlantic and Pacific Tea Company, by accepting allowances or discounts in lieu of brokerage from certain corporations, firms and individuals from whom it purchases merchandise, has violated section 2 (c) of the Act, which provides:

"That it shall be unlawful for any person engaged in commerce, in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid."

Among the numerous corporations, firms and individuals from which the respondent corporation allegedly accepts discounts and allowances, the following are named in the complaint:

Alton Canning Co., Inc., Alton, N. Y.; Fred B. Huxley, trading as F. B. Huxley & Son, Alton, N. Y.; The H. J. McGrath Co, Baltimore; H. C. Roberts, trading as W. H. Roberts & Co., Baltimore; R. J. Peacock Canning Co., Luhec, Me.; Phillips Packing Co., Inc., and Phillips Sales Co., Inc., Cambridge, Md.; and Phillips Commission Company of Maryland, Inc., Baltimore.

The respondent corporation is allowed 20 days from the service of the complaint to file answer to the charges contained therein.

No. 3032. Biddle Purchasing Co., 107 Chambers St., New York City, operating market information and purchasing services, and 13 companies engaged either in buying or selling foodstuffs and groceries through the Biddle Company, are named respondents in a complaint, charging violation of section 2 (c) of the Robinson-Patman Anti-Price Discrimination Act, which provides:

"That it shall be unlawful for any person engaged in commerce, in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid."

Respondent companies classified in the complaint as buyers are:

General Grocer Co., 301 South 8th St., St. Louis, Mo.; Smart & Final, Ltd., 315 Marine Ave., Wilmington, Calif.; The Eavey Co., Xenia, O.; Michigan Trading Corporation, 140 12th St., Detroit; C. G. Meaker Co., Inc., 139 Wall St., Auburn, N. Y.; Middendorf & Rohrs, a co-partnership composed of Peter and John Rohrs, 3 Little West 12th St., New York City, and Koll Grocer Co., Owensboro, Ky.

Respondent companies designated as sellers are:

Dannemiller Coffee Co., 116-39th St., Brooklyn; Colonial Molasses Co., Inc., 616 Kent Ave., Brooklyn; Albert Dickinson Co., 2750 West 35th St., Chicago; Ervin A. Rice Co., 2230 South LaSalle St., Chicago; Cava Packing Co., Salinas, Calif., and Godchaux Sugars, Inc., Masonic Temple Building, New Orleans.

No. 3033. Use of unfair trade practices in connection with the sale of soap, which it represents to be olive oil Castile and of Spanish or Italian origin, when such is not a fact, is alleged in a complaint issued against **Babiglo Company, Inc.,** 37 West 20th St., New York City.

The respondent company, the complaint charges, purchases soap for resale, and brands it with designations which are said to represent, and to lead purchasers to erroneously believe, that it is made wholly or predominantly of imported Spanish olive oil, or is a Spanish product made of olive oil, or is of Spanish or Italian origin.

According to the complaint, such representations are false, and the brands advertised and sold as "Castile Soap" made of imported oil are not manufactured, as claimed, from olive oil, but are highly adulterated soaps, saponified and mixed with other oils and fats, having for their fatty base large percentages of coconut oil,

palm kernel oil and tallow, containing either a small percentage of olive oil or none at all.

No. 3034. Alleging unfair trade representations in the sale of pencils, a complaint has been issued against **United States Pencil Co., Inc.**, 487 Broadway, New York City.

Selling to jobbers, retailers and others, the respondent company is alleged to have advertised "High quality pencils at a tremendous saving," specifying that the regular \$5 grade was being offered at \$2.75 per gross or "A 5¢ pencil at less than 2¢ each."

The complaint charges that the products thus advertised were not of a regular \$5 grade, but of a less expensive grade sold at a lower price, and that other articles offered by the respondent company as "free" with an order for pencils, were not given free but the cost was included in the price paid by purchasers of the pencils.

No. 3036. Charging unfair competition in the sale of fur products, a complaint has been issued against **Benjamin Tucker**, 194 Livingston St., Brooklyn, N. Y., trading as **Ben Tucker's and Hudson Bay Fur Co.**

Furs and fur coats were represented by Tucker as "Beaver," "Hudson Seal," "Mink Marmot" and by other similar names when, according to the complaint, such garments were made from furs and skins other than and in many cases inferior to those of the seal, beaver and mink.

Other similar misrepresentations were alleged, and in certain advertisements the respondent is said to have used various names of furs without qualifications of any kind. In other advertisements, he allegedly used the qualifying words "dyed coney," "dyed muskrat" or "processed lamb," in footnotes purporting to refer to the fur coats described in the advertisements but in such small type as to be practically unreadable, and not in close proximity to the fur designations set out.

Stipulations and Orders

The Commission has issued the following cease and desist orders and stipulations:

No. 1724. **Voneiff, Drayer Co.**, 1606 Harford Ave., Baltimore, has been ordered to cease and desist from selling candy so packed and assembled that sales to ultimate purchasers are made by means of a lottery, gaming device or gift enterprise.

The order also prohibits placing in the hands of wholesalers and jobbers, packages of candy which may be used without alteration to conduct a lottery or gift enterprise, and bars the packing or assembling in the same packages of uniform sized candies having different colored centers, together with larger pieces of candy, which larger pieces are to be given as prizes to the purchaser procuring a piece of candy with a center of a particular color.

No. 1846. Under a stipulation entered into, **William A. Buckner** and **Harry E. Cleason**, trading as **Buckner Manufacturing Company**, 1615 Blackstone Ave., Fresno, Calif., have agreed to discontinue advertising that the Buckner snap valve, which they manufacture and sell in interstate commerce, is the original or only snap valve on the market, or the first quick-coupling valve.

According to the stipulation, there were other snap valves on the market both before and at the time the Buckner Manufacturing Company advertised its product as the first and only such valve.

Nos. 1874 and 1876. **C. DeWitt Lukens Surgical Supply Co.**, 4908 Laclede Ave., St. Louis, trading as **Duray Chemical Co.**, and **Percy LeMon Clark, Jr.**, and **Philip A. Lieber**, 310 South Michigan Ave., Chicago, trading as **Cervicol Laboratories**, agree to stop unfair representations in the sale of products said to be contraceptives. The Chicago firm will also cease use of the word "laboratories" as part of its trade name under which to carry on its business, when in fact it does not own or control laboratories, and will ban use in advertisements of a fictitious portrait with or without a fictitious name and the letters "M. D." in a manner implying that the portrait is that of a real individual, that his name is as stated, or that he is a physician, when such are not the facts.

No. 1877. **Canadian Fur Trappers Corporation**, 156 West 34th St., New York, agreed to stop using the words "Canadian" or "Fur Trappers" in any manner so as to imply that it is a Canadian corporation, or is engaged in shooting or trapping fur-bearing animals in Canada or elsewhere, or that it buys its furs from trappers. The corporation also will stop using in radio broadcasts such program titles as "Fur Trappers Dance Period," implying that it is an association of trappers or a direct producer of furs. The corporation further agreed to discontinue describing furs in any other manner than by use of the correct name of the fur as the last word of the description; and when any dye or

blend is used in simulating another fur, that fact shall be made known in the advertising matter.

No. 1878. **Belmont Products Company, Calhoun and Lewis Sts.**, Fort Wayne, Ind., in the sale of flavoring products, stipulated that it would cease using on labels, or in any manner as descriptive of its products, the phrase "Dollar Value," when such alleged valuation is greatly in excess of the actual value and much greater than the price for which the products are sold and intended to be sold in the usual course of trade; and stop employing the same phrase in connection with a suggested retail price of less than \$1, so as to cause the purchaser to believe that the cost has been reduced and that he is obtaining for the lower price a product having a dollar value.

The corporation also will discontinue use of the words "vanilla" or "lemon" to represent products not composed wholly of vanilla or the juice of the lemon. If the products are imitation flavors, and "vanilla" or "lemon" is used to describe them, then such words shall be immediately accompanied by the word "imitation" in type equally conspicuous. The corporation further agreed to desist from use of the words "double strength" or "extra strength" to designate products which are not of double or extra strength.

No. 1880. **Montgomery Ward & Co.**, Chicago, in connection with the sale of articles of furniture, signed a stipulation to discontinue using in advertising certain phrases containing some form of the word "vener" to describe products not wholly covered with veneer. However, the stipulation provides that if the articles of furniture are not wholly covered with veneer and the phrases referred to are used to describe them, then the other woods of which the exposed surfaces of such products are composed shall be designated in the advertising matter. Use of the words "verified value" to describe products whose value has not been ascertained by an impartial organization, also is to be stopped.

No. 1881. **Purex Corporation, Ltd.**, 1001 East 62d Street, Los Angeles, selling "Purex", for dairy and poultry sanitation, agrees to stop advertising that its products has germicidal or disinfectant properties when taken internally by poultry or other domestic animals; that, when used for bathing domestic live stock, it will aid in disinfecting surface cuts or sores and in preventing spread of contagious diseases, and that it is non-poisonous under all circumstances or conditions.

No. 1882. **Albert S. Braaten**, 4 4th St., South, Moorhead, Minn., trading as **More-X Graphite Co.**, engaged in compounding an auxiliary lubricant with a colloidal graphite base, intended to be added to ordinary lubricating oils and motor fuel oils, agrees to stop advertising that by use of "More-X," friction has or can be reduced as much as 50 per cent, or in any other exaggerated degree not warranted by experiments conducted under scientific test conditions; or that the quantity of oil required to be used can be reduced. The respondent also will stop asserting that wear or repairs are stopped by use of "More-X"; that its use makes it possible for a motor to function for phenomenal lengths of time without damage, with no oil in the crankcase; that "More-X" defies heat and lubricates up to 7500 degrees, and penetrates or adheres to the metal surfaces of motors, or penetrates the pores. The respondent agrees to discontinue use of extravagant and misleading claims of superiority of "More-X" over other similar lubricants.

No. 1883. **Gaylord Manufacturing Co.**, 1227 Washington Blvd., Chicago, sells a multiple speed fan having a so-called "purifying" attachment composed of two electrically heated devices which vaporize chemicals introduced into the air current by a circulator. The chemicals, according to the stipulation, consist of chlorine and formaldehyde, the strong order of which is neutralized by perfume.

Use in advertising of the words "air conditioning," either alone or in connection with the word "system," "unit," or "features," so as to imply that the device is capable of performing air conditioning, will be discontinued, as will the use in advertising of the word "sterilizes," so as to imply that the device actually destroys all germs within the space in which it operates. The word "deodorizes" will not be used so as to impart that the device actually destroys or absorbs offensive odors within the space in which it operates.

The respondent company will also discontinue use of the phrase "Fresh'nd-Aire Alone Accomplishes Cooling Effects of 8 to 10 Degrees Lower Temperatures in Summer," and will eliminate from its corporate name the word "Manufacturing" so used as to imply that the company owns and operates a factory wherein its products are made, when this is not a fact.

No. 1885. **Cooperative Distributors, Inc.**, 30 Irving Place, New York City, in the sale of razor blades, agrees to stop advertising to the effect that it made tests of competing razor blades produced by all blade manufacturers in America, and that not one

of such blades was good or dependable. It also agreed to cease employing representations of similar meaning, the effect of which is to unwarrantably disparage the products of competitors. The respondent corporation also agrees to bar use of the advertising assertion that "samples were sent to 1200 shaver-consumers for testing. This time more than 90 per cent reported them eminently satisfactory." This representation, according to the stipulation, exaggerated the percentage of persons reporting, and misconstrued many of their answers.

The respondent corporation agrees to stop using in advertising representations such as that "Blades in some cases were being made purposely bad in order to increase turnover and sky-rocket sales," when, according to the stipulation, this assertion was not warranted by the facts.

No. 2395. Imperial Distillers Co., 12001 East Jefferson Ave., Detroit, has been ordered to cease and desist from representing that it is a distiller of whiskey, gin and other spirituous beverages, when such is not a fact.

Under the order, the respondent corporation is prohibited from representing, through use of the word "Distillers" in its corporate name, on labels, or otherwise, that it is a distiller of spirituous beverages, that it manufactures such products through the process of distillation, or that it owns or operates a distillery, unless it actually does own or operate such a place.

The order excepts from its provisions gin made by respondent through a process of rectification whereby alcohol, purchased but not produced by the respondent corporation, is redistilled over juniper berries and other aromatics.

No. 2397. Banner Distilling Co., 2100 South Morgan St., Chicago, has been ordered to cease and desist from representing that it is a distiller of whiskey, gin and other spirituous beverages, when such is not a fact.

Under the order, the respondent corporation is prohibited from representing, through use of the word "distilling" in its corporate name, on labels, or otherwise, that it is a distiller of spirituous beverages, that it manufactures such products through the process of distillation, or that it owns or operates a distillery, unless it actually does own or operate such a place.

No. 2652. Unfair trade representations in the sale of a reference work and loose-leaf extension service are prohibited in an order to cease and desist issued against **Bernhart P. Holst, of Boone, Iowa, trading as Holst Publishing Co.,** and others.

Among practices specifically barred are assertions that a purchaser is being given a set of books free because of his exceptional ability in his chosen trade or profession, when this is not a fact; that the reference work has been substantially enlarged and brought down to date, until and unless such is a fact; and that a person buying the reference work is only paying for an extension service to keep the books up to date, when in fact the price he pays covers the entire set.

The respondents are directed to stop representing that **Bernhart P. Holst, or any other person, firm or corporation,** is a bona fide purchaser for value without notice of the contracts executed by purchasers in buying the reference work and extension service, when such is not a fact.

No. 2855. An order to cease and desist has been issued against **A. O. Leonard, Inc.,** 70 Fifth Ave., New York, directing discontinuance of certain unfair competitive methods in the interstate sale of "Leonard's Ear Oil."

The respondent company is ordered to stop representing that its product is an ear oil or that it has such therapeutic properties as to relieve deafness, and to cease making assertions of similar import and effect.

FTC CLOSES CASES

* The Federal Trade Commission has announced the closing and dismissal of the following cases.

No. 2468. An order has been issued closing the Commission's case against United Distillers Importers, Inc., 1020 West 7th St., Los Angeles. The complaint alleged unfair competition in use of the word "Distillers" in the corporate name and in advertising.

The case was ordered closed because, according to information received by the Commission, the respondent company has not engaged in the liquor business since June 30, 1935, has renewed none of its permits or licenses under either State or Federal governments, and it appears unlikely that the company will resume the acts and practices alleged in the complaint.

No. 2727. The Commission has dismissed a complaint which charged Nuway Printing Co., 12 South Clinton St., Chicago, with unfair competition in the sale of dental record cards.

The respondent company also trades under the name Professional Record Card Co.

No. 2918. The Commission has entered an order closing its case against John D. Myers, trading as John Sterling Remedy Co., 1600 Bryant Building, Kansas City, Mo., which was charged with unfair competition. The case was closed because the respondent company is no longer in business. The closing order was made without prejudice to the Commission's right to reopen the case should it become advisable.

FEDERAL COMMUNICATIONS COMMISSION ACTION

HEARING CALENDAR

The following broadcast hearings are scheduled at the Commission for the week beginning Monday, January 25.

Monday, January 25

HEARING BEFORE AN EXAMINER (Broadcast)

- NEW—Eastern Broadcasting Co., Portland, Maine.—C. P., 1210 kc., 100 watts, unlimited time.
- NEW—Cumberland Broadcasting Co., Inc., Portland, Maine.—C. P., 1210 kc., 100 watts, unlimited time.
- NEW—Twin City Broadcasting Co., Inc., Lewiston, Maine.—C. P., 1210 kc., 100 watts, unlimited time.
- NEW—Philip J. Wiseman, Lewiston, Maine.—C. P., 1210 kc., 100 watts, unlimited time.
- NEW—Harriett M. Alleman and Helen W. MacLellan, d/b as Cape Cod Broadcasting Co., Barnstable Township, Mass.—C. P., 1210 kc., 100 watts, 250 watts LS, unlimited time.
- NEW—George M. Haskins, Hyannis, Mass.—C. P., 1210 kc., 100 watts, 250 watts LS, unlimited time.
- NEW—James D. Scannell, Lewiston, Maine.—C. P., 1420 kc., 100 watts, unlimited time.
- NEW—Arthur E. Seagrave, Lewiston, Maine.—C. P., 1420 kc., 100 watts, 250 watts LS, unlimited time.

Thursday, January 28

ORAL ARGUMENT BEFORE THE BROADCAST DIVISION

Examiner's Report No. I-295:

- NEW—Metro Broadcasting Co., Los Angeles, Calif.—C. P., 820 kc., 250 watts, limited with WHAS.

Examiner's Report No. I-300:

- KUJ—KUJ, Inc., Walla Walla, Wash.—C. P., 1250 kc., 250 watts, unlimited time. Present assignment: 1370 kc., 100 watts, unlimited time.

Examiner's Report No. I-303:

- WNRI—S. George Webb, Newport, R. I.—Modification of C. P., 1200 kc., 100 watts, 250 watts LS, unlimited time.
- NEW—E. Anthony & Sons, Inc., Pawtucket, R. I.—C. P., 1200 kc., 100 watts, 250 watts LS, unlimited time (requests facilities of WNRI).
- WHTT—The Hartford Times, Inc., Hartford, Conn.—Modification of C. P., 1200 kc., 100 watts, unlimited time (requests facilities of WNRI).

Examiner's Report No. I-305:

- NEW—The Pottsville Broadcasting Co., Pottsville, Pa.—C. P., 580 kc., 250 watts, daytime.

APPLICATIONS GRANTED

- WMFJ—W. Wright Esch, Daytona Beach, Fla.—Granted C. P. to install new equipment and vertical radiator.
- KOIL—Central States Broadcasting Co., Omaha, Nebr.—Granted amended C. P. to move transmitter site locally about 1.93 miles; install vertical radiator; change composite equipment; increase day power from 2½KW to 5 KW.
- KTAT—Tarrant Broadcasting Co., Fort Worth, Tex.—Granted C. P. to install new equipment and vertical radiator.
- KOBH—Black Hills Broadcast Co., Robert Lee Dean, V.-P., Rapid City, S. Dak.—Granted license to cover C. P. and modifications; 1370 kc., 100 watts, unlimited.
- KARK—Arkansas Radio & Equipment Co., Little Rock, Ark.—Granted license to cover C. P. as modified; 890 kc., 500 watts night, 1 KW day, unlimited.

KSCJ—Perkins Bros. Co., The Sioux City Journal, Sioux City, Iowa.—Granted license to cover C. P.; 1330 kc., 250 watts night, day, for auxiliary purposes only.

KPPC—Pasadena Presbyterian Church, Pasadena, Calif.—Granted license to cover C. P.; 1210 kc., 100 watts, night-day, shares with KFXM.

WGPC—Americus Broadcast Corp., Albany, Ga.—Granted license covering C. P. as modified; 1420 kc., 100 watts, unlimited. The license is granted on a temporary basis subject to decision in case of H. Wimpy requesting facilities of WGPC.

KGGC—The Golden Gate Broadcasting Co., San Francisco, Calif.—Granted license to cover C. P.; 1420 kc., 100 watts night-day; specified hours.

WATL—J. W. Woodruff, d/b as Atlanta Broadcasting Co., Atlanta, Ga.—Granted modification of C. P. to reduce height of authorized 172-ft. vertical radiator to 145 ft.; install equipment other than that authorized.

WEDC—Emil Denmark, Inc., Chicago, Ill.—Granted modification of license (amended) to delete hours of operation after midnight; erect new vertical radiating system. Application dismissed from hearing docket.

WATR—The WATR Co., Inc., Waterbury, Conn.—Granted renewal of license for the period Feb. 1 to Aug. 1, 1937.

WLW—The Crosley Radio Corp., Cincinnati, Ohio.—Granted extension of special experimental authority to operate with 500 KW day and night, using directional antenna at night, for period Feb. 1 to Aug. 1, 1937.

KIRO—Queen City Broadcasting Co., Seattle, Wash.—Granted extension of special experimental authority to operate unlimited time on 710 kc., 1 KW, for period Feb. 1 to Aug. 1, 1937.

KWKH—International Broadcasting Corp., Shreveport, La.—Granted extension of special experimental authority to operate on frequency 1100 kc., 10 KW, unlimited, with directional antenna night, for period Feb. 1 to Aug. 1, 1937.

WPTF—WPTF Radio Co., Raleigh, N. C.—Granted extension of special experimental authority to operate with 5 KW power, sunset at KPO to 11 p. m., EST, directional antenna system, for period ending Aug. 1, 1937.

WSFA—Montgomery Broadcasting Co., Inc., Montgomery, Ala.—Granted authority to make changes in automatic frequency control apparatus.

KFUO—Evangelical Lutheran Synod of Missouri, Etc., Clayton, Mo.—Granted authority (conditionally) to determine operating power by direct measurement of antenna input.

NEW—Isle of Dreams Broadcasting Corp., Mobile (Miami, Fla.).—Granted C. P. for new experimental high relay broadcast station; frequencies 31100, 34600, 37600 and 40600 kc., 10 watts.

W4XB—Isle of Dreams Broadcasting Corp., Miami, Fla.—Granted C. P. to install new equipment; increase power from 250 watts to 5 KW.

W8XHX—The Evening News Asso., Inc., Portable-Mobile.—Granted license to cover C. P. for new experimental relay broadcast station; frequencies 90,000, 100,000, 200,000 and 300,000 kc., 1 watt.

W9XAA—Chicago Federation of Labor, Chicago, Ill.—Granted modification of C. P. for changes in equipment; increase power to 20 KW; extend commencement date to 3-1-37 and completion date to Aug. 1, 1937.

RENEWAL OF LICENSES

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

KFBI, Abilene, Kans.; KMMJ, Clay Center, Nebr.; KSOO, Sioux Falls, S. Dak.; WCBF, Chicago; WDC, Tuscola, Ill.; WPG, Atlantic City, N. J.; WSPR, Springfield, Mass.; WTAM, Cleveland, Ohio.

SPECIAL AUTHORIZATIONS

KPAC—Port Arthur College, Port Arthur, Tex.—Granted special temporary authority to operate from 5:30 p. m. to 12 midnight, CST, Jan. 28, in order to broadcast the mid-term graduation exercises of Thomas Jefferson Senior High School of Port Arthur.

WMBG—Havens & Martin, Inc., Richmond, Va.—Granted extension of special temporary authority to operate from 5:30 to 7 p. m., EST, on Sundays, during month of February (provided WBBL remains silent) in order to broadcast special programs.

WLBC—Donald A. Burton, Muncie, Ind.—Granted special temporary authority to operate simultaneously with WTRC from

6 to 7:30 p. m., CST, nights of Feb. 1, 3, 5, 9, 12, 13, 15, 17, 19, 25 and 26, 1937, in order to broadcast basketball games of Muncie Central High School, Burris High School of Muncie and Ball State Teachers College; also operate simultaneously with WTRC from 7:30 to 10 p. m., CST, nights of Feb. 14, 21 and 28, 1937, in order to broadcast services of St. Mary's Church of Muncie.

WNAD—University of Oklahoma, Norman, Okla.—Granted special temporary authority to operate from 2 to 4 p. m., CST, Feb. 1, 2, 3, 4, 8, 9, 10, 11, 15, 16, 17, 18, 22, 23, 24 and 25; also 2 to 3 p. m., CST, Feb. 12 (provided KGGF remains silent), in order to broadcast special educational programs.

WFIL—WFIL Broadcasting Co., Philadelphia, Pa.—Granted extension of special temporary authority to operate on 580 kc., with 1 KW at night, during month of February, 1937, pending filing of and action on license application to cover C. P. for this authority.

APPLICATION DENIED

WSAZ—WSAZ, Inc., Huntington, W. Va.—Denied special temporary authority to operate from 1 to 4 a. m., EST, Jan. 10, 17, 24 and 31, 1937, in order to broadcast regular programs.

SET FOR HEARING

NEW—Anne Jay Levine, Palm Springs, Calif.—Application for C. P. for new broadcast station at Palm Springs, Calif., to operate on 1200 kc., 100 watts night, 250 watts day, unlimited time.

NEW—Vancouver Radio Corp., Vancouver, Wash.—Application for C. P. for new broadcast station at Vancouver, Wash., to operate on 880 kc., 250 watts, daytime. Exact transmitter and studio sites and antenna are to be determined with Commission approval.

NEW—Geraldine Alberghane, Pawtucket, R. I.—Application for C. P. for new broadcast station at Pawtucket, R. I., to operate on 720 kc., 1 KW, daytime only. Transmitter site to be determined with Commission approval.

NEW—The Record Publishing Co., Okmulgee, Okla.—Application for C. P. for new broadcast station at Okmulgee, Okla., to operate on 1210 kc., 100 watts, daytime only. Transmitter site to be determined with Commission approval.

NEW—Springfield Newspapers, Inc., Springfield, Ohio.—Application for C. P. for new broadcast station at Springfield, Ohio, to operate on 1120 kc., 250 watts, daytime only. Transmitter site to be determined with Commission approval.

NEW—Ann Arbor Broadcasting Co., Inc., Ann Arbor, Mich.—Application for C. P. for new special broadcast station to be located at Ann Arbor, Mich., originally filed on August 15, 1936, by Waldo Abbot, to operate on 1550 kc., 1 KW, unlimited time. Amended on Sept. 29, 1936, to change name of application from Waldo Abbot, an individual, to Ann Arbor Broadcasting Co., Inc. Transmitter site to be determined with Commission approval.

NEW—W. E. Whitmore, Hobbs, N. Mex.—Application for C. P. for new broadcast station at Hobbs, N. Mex., originally filed on 6-6-36, and amended on 8-26-36 as to frequency and hours of operation and amended on 12-14-36 as to equipment. Application asks for 1500 kc., 100 watts, daytime only.

KROW—Educational Broadcasting Corp., Oakland, Calif.—Hearing before Broadcast Division on application for C. P. to move station locally, exact location to be determined subject to Commission approval, to install new equipment, and increase power from 1 KW to 5 KW, unlimited time.

WBNX—Standard Cahill Co., Inc., New York, N. Y.—Hearing before Broadcast Division on application for C. P. to move transmitter site, install new equipment and directional antenna system, and increase power from 1 KW night, 1 KW day, sharing with Station WAWZ, to 5 KW night, 5 KW day, sharing with WAWZ.

WSAY—Brown Radio Service & Laboratory (Gordon P. Brown, owner), Rochester, N. Y.—Application for C. P. to make changes in equipment and increase power and time of operation from 100 watts, daytime only, to 100 watts night, 250 watts day, unlimited time.

WSPA—Virgil V. Evans, d/b as The Voci of South Carolina, Spartanburg, S. C.—Application for C. P. (amended 12-16-36) to install new equipment and vertical radiator, change frequency from 920 kc. to 880 kc., and increase power from 1 KW daytime to 5 KW daytime.

KDON—Monterey Peninsula Broadcasting Co., Del Monte, Calif.—Application for C. P. (amended 11-25-36) to install new equipment and change frequency from 1210 kc. to 1280 kc.; increase night power from 100 watts to 250 watts, day power from 100 watts to 1 KW, unlimited time.

KFBB—Buttrey Broadcast, Inc., Great Falls, Mont.—Application for C. P. (amended 11-27-36) to install new equipment, move transmitter, site to be determined with Commission approval, change frequency from 1280 kc. to 950 kc.; increase power from 1 KW night, 2½ KW day, to 5 KW, unlimited time. Hearing before Broadcast Division.

WEEL—Columbia Broadcasting System, Inc., Boston, Mass.—Hearing before Broadcast Division on application for modification of C. P. (amended 12-15-36) to increase night power from 1 KW to 5 KW.

KFPY—Symons Broadcasting Co., Spokane, Wash.—Hearing before Broadcast Division on application for modification of license to increase nighttime power from 1 KW to 5 KW.

KGHL—Northwestern Auto Supply Co., Inc., Billings, Mont.—Hearing before Broadcast Division on application for modification of license to increase night power from 1 KW to 5 KW.

NEW—Pottsville News & Radio Corp., Pottsville, Pa.—Application for C. P. for new broadcast station at Pottsville, Pa., to operate on 580 kc., 250 watts, daytime only. Transmitter and studio sites and type of antenna to be determined with Commission approval.

NEW—Don M. Lidenton and A. L. McCarthy, d/b as Fields McCarthy Co., Poplar Bluff, Mo.—Application for C. P. for new broadcast station at Poplar Bluff, Mo., to operate on 1310 kc., 100 watts, daytime only.

NEW—Lou Poller, Scranton, Pa.—Application for C. P. for new broadcast station at Scranton, Pa. (amended 12-14-36) to operate on 1370 kc., 250 watts, daytime only. Transmitter site is to be determined with Commission approval.

RULE 175 AMENDED

The Broadcast Division amended Rule 175 to strike the words "consecutive speech" in the last sentence, and substitute therefor the words, "continuous, uninterrupted speech, play, symphony concert or operatic production of longer duration than 30 minutes."

ORAL ARGUMENTS

NEW—Ex. Rep. 1-312: News-Press Pub. Co., Santa Barbara, Calif.—Granted Oral argument to be held Feb. 4, 1937.

NEW—Ex. Rep. 1-323: Voice of Greenville, Greenville, Tex.—Granted oral argument to be held Feb. 25, 1937.

NEW—Ex. Rep. 1-325: The Times Pub. Co., St. Cloud, Minn.; and NEW—Michael F. Murray, St. Cloud, Minn.—Granted oral argument to be held Feb. 25, 1937.

WOAI—Ex. Rep. 1-337: Southland Industries, Inc., San Antonio, Tex.—Granted oral argument to be held Feb. 25, 1937.

NEW—Ex. Rep. 1-329: Bayou Broadcasting Co., Houston, Tex.—Granted oral argument to be held March 4, 1937.

NEW—Ex. Rep. 1-330: Brownwood Broadcasting Co., Brownwood, Tex.—Granted oral argument to be held March 4, 1937.

KIT—Ex. Rep. 1-311: Carl E. Haymond, Yakima, Wash.—Granted oral argument to be held Feb. 25, 1937.

MISCELLANEOUS

WMCA—Knickerbocker Broadcasting Co., Inc., New York City.—Directed that modification of license to increase power to 1 KW night and day be issued WMCA in conformity with action of the Broadcast Division of Sept. 22, 1936, inasmuch as station has complied with the proviso contained in that authority regarding installation of directional antenna for use day and night.

Montgomery Broadcasting Co., Montgomery, Ala.—Denied in toto petition asking Commission to remand Docket No. 3982 to the Examiner with directions that Examiner's Report No. 1-324 be rewritten in the light of depositions excluded by the Examiner or to reopen hearing and allow the retaking of said depositions. Examiner's Report No. 1-324 is based on the application of John S. Allen and G. W. Covington, Jr., Montgomery, Ala., for a C. P. to erect station to operate on 1210 kc., 100 watts, daytime.

NEW—F. M. Gleason, d/b as North Georgia Broadcasting Co., Rossville, Ga.—Denied petition asking Commission to reconsider and grant without hearing application for C. P.

to erect a new radio station to operate on 1200 kc., 100 watts, daytime. Hearing on this application is scheduled for Feb. 8, 1937.

NEW—Ferris Hodge et al., d/b as Lenawee Broadcasting Co., Adrian, Mich.—Denied petition asking Commission to dismiss application for permit to erect and operate a new radio broadcasting station at Adrian, Mich., on frequency 1440 kc., power 250 watts day only, and to cancel order for the taking of depositions in Adrian pursuant to such application.

NEW—Ex. Rep. 1-261: Earl Weir, St. Petersburg, Fla.—Granted petition of station WSUN, Clearwater, Fla., to remand application of Earl Weir for C. P. to operate on 1370 kc., 100 watts, unlimited (site to be determined), to the Examiner for further hearing on finances and need.

In the case of WOL, American Broadcasting Company, Washington, D. C., the effective date was extended to January 27, 1937.

Under this decision WOL was granted permission to move transmitter from 1111 H St., N. W., Washington, to about ½ mile east Riggs and Iager Roads, Md.; change frequency from 1310 kc. to 1230 kc.; increase power from 100 watts to 1 KW, unlimited time (directional antenna); and make changes in equipment.

APPLICATIONS DISMISSED

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

KUOA—KUOA, Inc., Siloam Springs, Ark.—Modification of C. P., 1260 kc., 5 KW, daytime and midnight to 6 a. m.

KFEL—Eugene P. O'Fallon, Inc., Denver, Colo.—Modification of license, 920 kc., 500 watts, unlimited.

WBNO—J. E. Richards, John R. Maddox, and Edw. R. Musso, New Orleans, La.—C. P., 1500 kc., 100 watts, unlimited.

In the following case, the Commission, in the Broadcast Division meeting of January 12, 1937, denied the petition of this applicant requesting reinstatement and request for dismissal without prejudice; the application is therefore dismissed with prejudice.

NEW—S. H. Patterson, Denver, Colo.—C. P., 1570 kc., 1 KW, unlimited.

RATIFICATIONS

The Commission ratified the following acts authorized on the dates shown:

WSAR—Doughty & Welch Electric Co., Inc., Fall River, Mass.—Granted extension of program test period 30 days from Jan. 6.

WALR—WALR Broadcasting Corp., Zanesville, Ohio.—Granted extension of program test period 30 days from Jan. 10.

KWJJ—KWJJ Broadcast Co., Inc., Portland, Ore.—Granted authority to extend program test period 30 days.

WIEF—Miami Broadcasting Co., Inc., Miami, Fla.—Granted authority to operate as licensed for additional period of 30 days beginning Jan. 15 to Feb. 15, inclusive, for relay broadcast descriptions of Miami from *Blimp Puritan*.

WBNY—Roy L. Albertson, Buffalo, N. Y.—Granted special temporary authority to operate from 2 to 3 p. m., EST, Jan. 23, 24, 30, 31, 1937, and from 8:30 a. m. to 10 a. m., EST, Jan. 24, 31, 1937, in order to broadcast religious, sports and other programs of special local interest (provided WSVS remains silent).

W10XDX—National Broadcasting Co., Inc., New York City.—Granted special temporary authority to operate licensed mobile relay broadcast station experimental on frequencies 38900, 39100, 39300, 39500 kc. in addition to authorization contained in present license, on Jan. 14 and 21, for Inaugural Ceremonies.

W10XAH—National Broadcasting Co., Inc., New York City.—Granted special temporary authority to operate a licensed relay broadcast (mobile) experimental station on frequencies 38900, 39100, 39300, 39500 kc. in addition to the authority contained in present license, on Jan. 14 to 21, 1937, for purpose of describing Inaugural Ceremonies.

W10XV—W10XDY—W10XDZ—National Broadcasting Co., Inc., New York City.—Granted special temporary authority to operate a licensed relay broadcast (mobile) experimental station on frequencies 38900, 39100, 39300, 39500 kc. in addition to the authority contained in present license, on Jan. 14 to 21, 1937, for purpose of describing Inaugural Ceremonies.

In the matter of the applications of Miles J. Hansen, Fresno, Calif., for C. P., Julius Brunton & Sons Co., Fresno, Calif., for C. P.,

on which an order was heretofore entered on November 17, 1936, the Broadcast Division adopted and published a statement of facts and grounds for decision.

The Broadcast Division granted petition of Cherry and Webb Broadcasting Co. (WPRO), Providence, R. I., to intervene in the proceedings upon the application of the Bay State Broadcasting Corp., Docket 4128.

The Broadcast Division granted petition of the Woodmen of the World Life Ins. Asso. (WOW), Omaha, Nebr., to intervene in the hearing of the application of Central States Broadcasting Corp. for a new station at Council Bluffs, Iowa, Docket 4179.

The Broadcast Division granted petition of Portland Broadcasting System, Inc., to intervene in the hearing on application of Cumberland Broadcasting Co., Inc., for a new station at Portland, Maine, Docket No. 2929.

The Broadcast Division, upon its own motion, directed that the oral argument now scheduled for Feb. 4, 1937, upon the applications of KVO5, Inc., for renewal of license, and for transfer of control, be postponed until Feb. 18, 1937, and argument relative to the applications of the Bellingham Pub. Co. for C. P., and Gomer Thomas for C. P., be scheduled for Feb. 18, 1937, also.

The Broadcast Division waived Rule 104.6 (b) and accepted the answer by Intermountain Broadcasting Corp. relative to the proceedings upon the application of WATR Co., Inc., for C. P., Docket 4292.

ACTION ON EXAMINERS' REPORTS

NEW—Ex. Rep. 1-227: J. T. Bilben and N. G. Barnard, Walker, Minn.—Denied C. P. for new broadcast station to operate on 1310 kc., 100 watts, unlimited time. Examiner John P. Bramhall sustained. Order effective Feb. 23, 1937.

WMFF—Ex. Rep. 1-294: Plattsburg Broadcasting Corp., Plattsburg, N. Y.—Granted modification of license to change hours of operation from daytime to unlimited, using 100 watts power after sunset; 1310 kc., 250 watts day, 100 watts night. Examiner R. H. Hyde sustained. Order effective Feb. 23, 1937.

NEW—Ex. Rep. 1-308: Struble, Strong & Fagan (Carl C. Struble, Curtis T. Strong and Jane M. Fagan), The Dalles, Ore.—Dismissed with prejudice application for C. P. for new broadcast station to operate on 1200 kc., 100 watts, unlimited time (site to be determined subject to Commission's approval). Examiner J. P. Bramhall sustained.

APPLICATIONS RECEIVED

First Zone

WICC—Southern Connecticut Broadcasting Corp., Bridgeport, Conn.—Voluntary assignment of license from The Southern Connecticut Broadcasting Corporation to The Yankee Network, Inc.

WEAN—Shepard Broadcasting Service, Inc., Providence, R. I.—Modification of license to change name from Shepard Broadcasting Service, Inc., to The Yankee Network, Inc.

NEW—New England Radio Corp., Bridgeport, Conn.—Construction permit for a new station to be operated on 1420 kc., 100 watts, daytime. Amended to make changes in equipment, change requested frequency from 1420 kc. to 1190 kc., power from 100 watts to 250 watts, hours of operation from daytime to limited time (all daytime hours and night to local sunset at San Antonio, Tex.). Contingent upon WATR being granted 1290 kc.

WAAB—Bay State Broadcasting Corp., Boston, Mass.—Voluntary assignment of license from Bay State Broadcasting Corporation to The Yankee Network, Inc.

WAAB—Bay State Broadcasting Corp., Boston, Mass.—License to cover construction permit (B1-P-1212) as modified for new equipment.

W10XV—National Broadcasting Co., Inc., Portable and Mobile.—Construction permit to make changes in equipment and increase operating power to 25 watts.

W10XCH—National Broadcasting Co., Inc., Portable and Mobile.—Construction permit to make changes in equipment and increase operating power to 25 watts.

W10XCG—National Broadcasting Co., Inc., Portable and Mobile.—Construction permit to make changes in equipment and increase operating power to 25 watts.

W10XED—National Broadcasting Co., Inc., Mobile.—Construction permit to make changes in equipment and increase power to 25 watts.

NEW—Columbia Broadcasting System, Inc., New York, N. Y.—Construction permit for a new low frequency relay broad-

cast station on 1646, 2090, 2190 and 2830 kc., 50 watts power.

NEW—Columbia Broadcasting System, Inc., New York, N. Y.—License to cover the above.

NEW—Columbia Broadcasting System, Inc., Boston, Mass.—Construction permit for a new high frequency broadcast station on 31600, 35600, 38600, 41000 kc., 100 watts power.

Second Zone

WKRC—Columbia Broadcasting System, Inc., Cincinnati, Ohio.—550 Extension of special experimental authorization to operate with power of 1 KW from 3-1-37 to 9-1-37.

WJAY—The Cleveland Radio Broadcasting Corp., Cleveland, Ohio.—610 License to cover construction permit (B2-P-1364) for move of transmitter and installation of new transmitter and antenna.

NEW—The Ohio Broadcasting Company, Steubenville, Ohio.—780 Construction permit for a new broadcast station to be operated on 780 kc., 250 watts power, daytime operation.

WTAR—WTAR Radio Corp., Norfolk, Va.—License to cover construction permit (B2-P-1073) for changes in auxiliary equipment.

NEW—Leonard A. Versluis, Grand Rapids, Mich.—Construction 830 permit for a new station to be operated on 830 kc., 500 watts power, daytime operation.

NEW—The Ohio Broadcasting Co., Marion, Ohio.—Construction 880 permit for a new broadcast station to be operated on 880 kc., 250 watts power, daytime operation.

NEW—WRBC, Inc., Cleveland, Ohio.—Construction permit for a 880 new broadcast station to be operated on 880 kc., 1 KW, unlimited time. Amended: For approval of transmitter site on Rockside Road, ½ mile east of Canal Road, Valley View Village, near Cleveland, Ohio, and for approval of directional antenna for use at night.

WEXL—Royal Oak Broadcasting Co., Royal Oak, Mich.—License 1310 to cover construction permit (B2-P-1333) for new equipment.

WGH—Hampton Roads Broadcasting Corp., Newport News, Va.—1310 License to cover construction permit (B2-P-1062) for new antenna and move of transmitter.

NEW—The Ohio Broadcasting Co., East Liverpool, Ohio.—Construction 1350 permit for a new broadcast station to be operated on 1350 kc., 250 watts power, daytime operation.

NEW—Valley Broadcasting Co., Youngstown, Ohio.—Construction 1350 permit for new station to be operated on 1350 kc., 1 KW power, unlimited time. Amended to install directional antenna for night use, give studio site as Youngstown, Ohio, and for approval of transmitter site at Lake Park Road and Shields Road, Youngstown, Ohio.

NEW—The Ohio Broadcasting Co., Salem, Ohio.—Construction 1420 permit for a new broadcast station to be operated on 1420 kc., 100 watts power, daytime operation.

WHIS—Daily Telegraph Printing Co., Bluefield, W. Va.—Modification of license to increase power from 500 watts night, 1 KW day, to 1 KW day and night.

W8XKJ—Radio Air Service Corp., Mobile.—License to cover construction permit for a new high frequency relay broadcast station.

NEW—WCAU Broadcasting Co., Philadelphia, Pa.—Construction permit for a new high frequency broadcast station to be operated on 31600, 35600, 38600, 41000 kc., 100 watts.

NEW—WGAL, Inc., Lancaster, Pa.—Construction permit for a new high frequency broadcast station to be operated on 31600, 35600, 38600, 41000 kc., 100 watts.

NEW—Radio Air Service Corp., Cleveland, Ohio.—Construction permit for a new high frequency broadcast station to be operated on 31600, 35600, 38600, 41000 kc., 50 watts.

Third Zone

NEW—Carolinas Radio, Inc., Charlotte, N. C.—Construction 880 permit for a new station to be operated on 880 kc., 500 watts, 1 KW day, unlimited time.

WMFN—Attala Broadcasting Corp., Grenada, Miss.—Modification 1210 of construction permit (B3-P-829) for new equipment and move of transmitter, requesting extension of completion date from 1-28-37 for ninety days.

NEW—Archie E. Everage, Andalusia, Ala.—Construction 1310 permit for new station to be operated on 1420 kc., 100 watts night, 250 watts day power, unlimited time. Amended to change requested frequency from 1420 kc. to 1310 kc.

NEW—G. Kenneth Miller, Tulsa, Okla.—Construction permit for a 1310 new station to be operated on 1310 kc., 100 watts power, unlimited time.

KGKL—KGKL, Inc., San Angelo, Tex.—Construction permit to install a new transmitter; make changes in antenna; change frequency from 1370 kc. to 940 kc., power from 100 watts, 250 watts day, to 1 KW night, 5 KW day; and move transmitter from 50 S. Milton Street, San Angelo, Tex., to site to be determined, Texas.

KGNC—Plains Radio Broadcasting Co., Amarillo, Tex.—License 1410 to cover construction permit (B3-P-1470) for equipment changes.

Fourth Zone

KFEQ—KFEQ, Inc., St. Joseph, Mo.—License to cover construction permit (B4-P-1303) for new equipment.

KFJB—Marshall Electric Co., Inc., Marshalltown, Iowa.—Modification of construction permit (B4-P-1054) as modified for new equipment and move of transmitter, requesting extension of commencement date from 11-19-36 to 1-18-37 and completion date from 1-18-37 to 3-18-37.

KWTN—Greater Kameska Radio Corp., Watertown, S. Dak.—Construction permit to install a new transmitter, erect a vertical antenna, change frequency from 1210 kc. to 1340 kc., change power from 100 watts to 500 watts, and move transmitter from 502 Fifth Street, N. W., Watertown, S. Dak., to East Shore, Lake Kameska, S. Dak. Requests frequency of KGDY (subject to KGDY being granted 1210 kc.). Amended to change hours of operation from daytime to unlimited time, using power of 250 watts night, 500 watts daytime.

NEW—Arthur Malcolm McGregor and Dorothy Charlotte McGregor (partnership), Mobile.—Construction permit for a new high frequency relay broadcast station to be operated on 31100, 34600, 37600, 40600 kc., 10 watts.

Fifth Zone

KHQ—Louis Wasmer, Inc., Spokane, Wash.—Modification of 590 license to change power from 1 KW night, 5 KW day, to 5 KW day and night.

NEW—J. Laurance Martin, Amarillo, Tex.—Construction permit 1120 for a new station to be operated on 1120 kc., 100 watts power, limited time (7 a. m. to 8 p. m.). Amended to change power from 100 watts to 250 watts, time from limited (7 a. m. to 8 p. m.), to specified hours (7 a. m. to 8 p. m.), and studio and transmitter sites from 605 East 4th, Amarillo, Tex., to Amarillo, Tex. (no street address).

KRKO—Lee E. Mudgett, Everett, Wash.—Construction permit to 1370 make changes in equipment; install a vertical antenna; increase power from 50 watts to 100 watts, 250 watts day; move transmitter and studio from 2814 Rucker Avenue, Everett, Wash., to studio: Wetmore at Hewitt, and transmitter: Tract "O", Everett, Wash.

KOY—Salt River Valley Broadcasting Co., Phoenix, Ariz.—Modification of construction permit (B5-P-1516) to install vertical antenna, move of transmitter, further requesting authority to install new transmitting equipment.

KGCC—The Golden Gate Broadcasting Co. (Robert J. Craig), 1420 San Francisco, Calif.—Construction permit to make equipment changes; install vertical antenna; change frequency from 1420 kc. to 1370 kc., power from 100 watts to 100 watts, 250 watts day, time from specified hours to unlimited time (contingent upon KRE's application being granted for change in frequency from 1370 kc. to 1440 kc.).

NEW—Ben S. McGlashan, Los Angeles, Calif.—Construction permit for a new high frequency broadcasting station to be operated on 88000, 120000, 240000, 500000 kc., 500 watts power.

CONNERY RADIO RESOLUTION

H. Res. 61

IN THE HOUSE OF REPRESENTATIVES

JANUARY 13, 1937

Mr. CONNERY submitted the following resolution; which was referred to the Committee on Rules and ordered to be printed

RESOLUTION

Whereas the Congress in creating the Federal Radio Commission, and in enacting the Communications Act of 1934, expressly

reserved to the people of the United States control of all radio frequencies; and

Whereas, despite this restriction through the leasing of, the purchase of, the affiliating of, the operation of, or, through the possession of contracts giving to a select few the exclusive right to use the more desirable time of these radio-broadcasting stations, there is reason to believe that contrary to the intent and the spirit, as well as the language of laws in force, a monopoly exists in radio broadcasting, which radio-broadcasting monopoly is believed to be profiting illegally at the expense and to the detriment of the people through the monopolistic control and operation of all clear-channel and other highly desirable radio-broadcasting stations; and

Whereas certain types of radio programs which have been broadcasted are allegedly indecent and contrary to the intent, the spirit, and the language of laws in force; and

Whereas it is believed that neither public interest, convenience, or necessity is served by permitting a virtual radio-broadcasting monopoly to control this property which has been reserved to the control of the American people; and

Whereas it is contrary to public policy, convenience, or necessity to allow any private groups to traffic in a property reserved to and for the people: Therefore be it

Resolved, That a committee of seven Members of the House of Representatives shall be appointed by the Speaker, which committee is hereby authorized and directed to inquire into and investigate the allegations and charges that have been or may be made relative to irregularities in or pertaining to the monopoly which exists in radio and the activities and functions carried on under the Communications Act of 1934 and all matters pertaining to radio and radio broadcasting; be it further

Resolved, That the said committee shall make a thorough and exhaustive investigation of all allegations and charges that have been or may be made in connection with or pertaining to the monopoly which exists in radio and the activities and functions carried on under the Communications Act of 1934 and all matters pertaining to radio and radio broadcasting, and shall report in whole or in part at any time to the House of Representatives, together with such recommendations as it deems advisable; and be it further

Resolved, That for the purpose of this resolution the said committee is authorized to hold such hearings, to sit and act during the sessions and the recesses of the present Congress at such times and places, either in the District of Columbia or elsewhere, and to employ such expert, clerical, and stenographic services as may be found necessary and to require by subpoena or otherwise the attendance of witnesses; to administer oaths; to compel the production of books, papers, and documents by Government or private agencies; and to take and record such testimony as the committee may deem advisable or necessary to the proper conduct of the investigation directed by this resolution.

RADIO RECORDS

H. R. 3033

IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 1937

Mr. SCOTT introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce and ordered to be printed

A BILL

To add section 315 (a) to the Communications Act of 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Communications Act of 1934 be, and hereby is, amended by adding thereto the following:

"SEC. 315. (a) Each licensee of a radio-broadcasting station shall keep complete and accurate records open to reasonable public inspection—

"(1) of all applications for time;

"(2) of all rejected applications and the reasons for such rejections;

"(3) of all additions and changes requested in arranged programs on public, social, political, and economic issues and on educational subjects;

"(4) of interference with and substitution of programs on public, social, political, and economic issues and on educational subjects.

"The licensing authority shall make rules and regulations to effectuate this provision."

RADIO CENSORSHIP

H. R. 3038

IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 1937

Mr. SCOTT introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce and ordered to be printed

A BILL

To amend section 326 of the Communications Act of 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 326 of the Communications Act of 1934 be, and hereby is, amended by striking out the whole said section and by inserting in lieu thereof the following:

"SEC. 326. Nothing in this Act shall be understood or construed to give the licensing authority the power of censorship over the radio communications or signals transmitted by any radio station, and no regulation or condition shall be promulgated or fixed by the licensing authority which shall interfere with the right of free speech by means of radio communication. No action, civil or criminal, shall be commenced or prosecuted against any licensee in any court, Federal or State, because of anything said or done in the course of any broadcast on any public, social, political, or economic issue: *Provided*, That this provision shall not be understood or construed to exempt any licensee from liability for any defamatory, profane, indecent, or obscene language or action broadcast by any officer, employee, agent or representative of such licensee."

RADIO TIME ALLOTMENT

H. R. 3039

IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 1937

Mr. SCOTT introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce and ordered to be printed

A BILL

To amend section 315 of the Communications Act of 1934.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section

315 of the Communications Act of 1934 be, and hereby is, amended by striking out the whole of said section and by inserting in lieu thereof the following:

"SEC. 315. Each licensee of a radio broadcasting station shall be required to set aside regular and definite periods at desirable times of the day and evening for uncensored discussion on a nonprofit basis of public, social, political, and economic problems, and for educational purposes. When any such licensee permits any speaker on any controversial, social, political, or economic issue to use its facilities during any such period, it shall afford to at least one exponent or advocate of each opposing viewpoint equivalent facilities. The licensing authority shall without any delay make rules and regulations to carry this provision into effect, and in proceeding hereunder it shall appoint and, in its discretion, act upon the recommendations of an advisory committee consisting of disinterested, representative citizens: *Provided*, That the licensing authority, the advisory committee, and licensees shall have no power of censorship of any kind, nor shall any licensee be subject to liability, civil or criminal, in any State or Federal court for material so broadcast under the provisions of this section, nor shall any license be revoked or renewal refused because of material so broadcast."

CULKIN RADIO ADVERTISING BILL

H. R. 3140

IN THE HOUSE OF REPRESENTATIVES

JANUARY 14, 1937

M. CULKIN introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce and ordered to be printed.

A BILL

To prohibit the advertising of alcoholic beverages by radio, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of the Act entitled "Communications Act of 1934", approved June 19, 1934, be amended by adding a new paragraph to read as follows:

"No person shall broadcast by means of any radio station for which license is required by any law of the United States or permit any advertisement of, or information concerning, any alcoholic beverage, whether beer, ale, wine, gin, whisky, or brandy, or called by any other name. Any person convicted of violating this section shall be fined not more than \$1,000 nor less than \$500 or imprisoned not more than one year or less than three months, or both, for each day during which the offense occurs."