

NAB REPORTS

Copyright, 1937. The National Association of Broadcasters

Vol. 5 - - No. 28
JULY 1, 1937

FIFTEENTH ANNUAL MEMBERSHIP MEETING NOW HISTORY

The Fifteenth Annual Convention of the NAB held at Chicago, Illinois, June 20-23, witnessed the largest number of registrations in the history of the Association. There were 568 registrations this year as compared with 549 last year.

PROCEEDINGS WILL BE PRINTED

The proceedings of the Fifteenth Annual Convention of the NAB will be published in NAB REPORTS as soon as the official transcript is available.

Officers and Directors for Ensuing Year

The following constitute the Officers and Directors of the Association for the current year:

President—John Elmer, WCBM, Baltimore, Maryland.

First Vice President—John J. Gillin, Jr., WOW, Omaha, Nebr.

Second Vice President—William J. Scripps, WWJ, Detroit, Mich.

Treasurer—Harold Hough, WBAP, Fort Worth, Texas.

Managing Director—James W. Baldwin, Washington, D. C.

Directors

Edward A. Allen, WLVA, Lynchburg, Va.

Ralph R. Brunton, KJBS, San Francisco, Calif.

*Harry C. Butcher, WJSV, Washington, D. C.

Arthur B. Church, KMBC, Kansas City, Mo.

Edwin W. Craig, WSM, Nashville, Tenn.

*Gene T. Dyer, WGES, Chicago, Ill.

*Herbert Hollister, KANS, Wichita, Kans.

J. O. Maland, WHO, Des Moines, Iowa

*C. W. Myers, KOIN, Portland, Ore.

Eugene P. O'Fallon, KFEL, Denver, Colo.

John F. Patt, WGAR, Cleveland, Ohio

*Frank M. Russell, WRC-WMAL, Washington, D. C.

*Theodore C. Streibert, WOR, New York, N. Y.

T. W. Symons, Jr., KFPY, Spokane, Wash.

L. B. Wilson, WCKY, Cincinnati, Ohio

PRESIDENT ELMER WILL SPEND ONE DAY EACH WEEK AT HEADQUARTERS

The new President of NAB, John Elmer, announced this week that he will spend one day each week at NAB

* Elected this year.

A WORD OF APPRECIATION

I want every member to know of the deep, warm gratitude which I feel for the confidence expressed in my election to the presidency of NAB. I assume the duties of the office with every intention to serve fully the best interests of our organization—and with a consciousness of the responsibility. No motive of mine in any action shall ever be selfish. To our whole membership I address my thanks and this promise.—JOHN ELMER.

headquarters. Mr. Elmer plans to be available to members between the hours of 10 and 4 each Thursday at 960 National Press Bldg., Washington, D. C. The President extends a cordial invitation to all members to visit their headquarters office.

SYKES SAYS SILENCE CRITICS WITH SERVICE

"The best answer to make to those who are not satisfied with our American system of broadcasting is to render such a wonderful public service that these critics may, in the course of time, be silenced," said Judge Eugene

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O. Sykes, Chairman of the Broadcast Division of the Federal Communications Commission, in an address before the Fifteenth Annual Convention of the NAB held in Chicago, June 20-23.

The full text of Judge Sykes' address is printed in this REPORT. Every member who heard it will want to read it and every member who did not attend the Convention owes it to the industry as well as himself to read it.

RESOLUTIONS ADOPTED AT NAB CONVENTION

The following resolutions were adopted by the Convention:

Resolution No. 1

RESOLVED, That the National Association of Broadcasters sincerely thanks Hon. Judge Eugene Octave Sykes, Chairman of the Broadcast Division, Federal Communications Commission, for the helpful address delivered by him at its fifteenth annual convention, and that the membership is confident that his message will aid greatly in enabling broadcasting stations to carry out the responsibilities placed upon them by the Federal Communications Commission.

Resolution No. 2

RESOLVED, That the National Association of Broadcasters hereby extends its appreciation to Mr. Glenn Snyder, Mr. H. Leslie Atlass, Mr. Ralph L. Atlass, Mr. H. C. Crowell, Mr. Gene T. Dyer, Mr. W. E. Hutchinson, Mr. Quin A. Ryan, Mr. F. A. Stanford, Mr. Niles Trammel and Mr. Clinton R. White of the Local Convention Committee for their services in helping to make the fifteenth annual convention of the National Association of Broadcasters a success.

Resolution No. 3

RESOLVED, That the National Association of Broadcasters hereby extends its hearty thanks to the management of the Sherman Hotel, and to Mr. Wm. P. Hennessy, Director of Conventions, Chicago Association of Commerce, for their splendid service in making the fifteenth annual convention of this Association an outstanding success; also to the management of the Sherman Hotel and other hotels for their courtesies in accommodating so many of our guests.

Resolution No. 4

RESOLVED, That the official acts of the Managing Director since the fourteenth annual convention be and the same are hereby approved.

Resolution No. 5

RESOLVED, That the National Association of Broadcasters thank Mr. Arthur Pryor, Jr., of Batton, Barton, Durstine & Osborn, Inc., of New York City, and Mr.

Marvin Oreck of Oreck's, Inc., Duluth, Minnesota, for their helpful participation in this fifteenth annual convention of the National Association of Broadcasters.

Resolution No. 6

WHEREAS, the Federal Radio Education Committee, acting through a select committee, has agreed that certain specific projects should be carefully studied,

WHEREAS, at a cost aggregating approximately \$250,000.00, certain foundations have agreed to contribute approximately \$167,000.00, it is resolved that all broadcasting stations should be invited to contribute a total of approximately \$83,000.00 over a period of two years as the broadcasters' share of the expense of these investigations. Resolved further that the Board of Directors devise a formula whereby the contributions of each broadcaster will be on an equitable basis.

Resolution No. 7

RESOLVED, That the National Association of Broadcasters encourage the prosecution of the United States suit against the American Society of Composers, Authors, and Publishers.

Resolution No. 8

RESOLVED, That the National Association of Broadcasters, as an organization, use all legitimate means to further the passage of the Duffy Copyright Bill, and urge its membership to encourage members of the Congress from their districts to support this bill.

Resolution No. 9

RESOLVED, That the NAB reiterate its position as favoring the issuance of radio station licenses for a term of at least three years.

Resolution No. 10

RESOLVED, That the Board of Directors of the NAB be directed and are instructed to carry on negotiations with copyright owners to the end that a per-piece or measured service plan be obtained.

Resolution No. 11

RESOLVED, That the NAB approves of the action taken by the Board of Directors in respect to the organization of the NAB BUREAU OF COPYRIGHTS, INC., and the transferring of the property and activities of the Bureau of Copyrights to the new organization and urges the wholehearted support to that organization of all our members.

Resolution No. 12

WHEREAS, there has been introduced into the Congress of the United States a bill known as the Celler Bill, which

would authorize the construction, maintenance, and operation of a government broadcasting station,

WHEREAS, the existing system of broadcasting in the United States makes available to the various departments of the government ample time for broadcasting either domestic or foreign programs,

WHEREAS, the existing system of broadcasting in the United States affords to the departments of the government the greatest possible radio audiences,

WHEREAS, the operation of a broadcasting station by the Office of Education is opposed by all existing Federal and State laws respecting education,

WHEREAS, due to its official status, there would be great danger of utterances over such a station giving offense to friendly nations, and creating unnecessary international incidents,

WHEREAS, the enactment of the bill would result in a useless and extravagant expenditure of public funds,

NOW, THEREFORE, BE IT RESOLVED, That the National Association of Broadcasters express its opposition to the passage of this bill, and instruct its Board of Directors to use all legitimate means to cause its defeat, and urge the members of the National Association of Broadcasters to encourage their members in Congress to oppose the passage of this bill.

RESOLUTIONS REFERRED TO NAB BOARD OF DIRECTORS

The following resolutions were referred to the Board of Directors:

A. WHEREAS, we believe it is for the best interests of the National Association of Broadcasters, as a trade organization, to promote the broadcasting industry of the United States at all times in the best possible manner,

THEREFORE, BE IT RESOLVED, that a Director of the Advertising Bureau of NAB be employed by the National Association of Broadcasters, to work under the supervision and direction of the managing director, to advance the art of radio broadcasting in the minds of the people and to portray a true picture of the value of the radio industry, in its present form, to the United States.

B. WHEREAS, the Copyright Act of 1909 was enacted at a time when Radio Broadcasting was unknown and in the application of such act to Radio Broadcasting as it exists today, numerous injustices have been complained of by both user and owner of copyrighted material, and

WHEREAS, the diversity of state legislation affecting copyrights and other problems of the broadcasting industry makes it advisable to coordinate information on these subjects for the benefit of all,

THEREFORE, BE IT RESOLVED, That a committee composed of one member of the National Association of Broadcasters from each state be appointed and that each such member be pledged to respond to committee call,

each such committee member to serve without compensation but with traveling and hotel expenses to be set and paid by the National Association of Broadcasters when such committee members are traveling pursuant to official call, and it shall be the duty of each such committee member to gather and furnish information on questions of copyrights and other problems of broadcasters, and that the activities of this committee shall be coordinated by suitable counsel engaged for that purpose.

C. WHEREAS, at the 1936 meeting of the National Association of Broadcasters, the following recommendation was adopted:

"WHEREAS, as the radio broadcasting industry continues to grow in size, it becomes more and more apparent that if broadcasters are to handle their state, regional and national programs intelligently, they must be organized in state, regional and national units, as such organizations will serve to keep the rank and file better informed and give the numerous broadcasters more of a voice in the affairs of the industry.

"NOW THEREFORE BE IT RESOLVED, the Board of Directors of the NAB be and are hereby instructed to bend every effort during the year 1936-1937 to foster such organizations as chapters of the NAB."

AND WHEREAS, one year has elapsed since that date and no effective action has been taken to carry out the purposes of that resolution, and

WHEREAS, the problems of radio are greater and more numerous than ever before, and

WHEREAS, the Radio Broadcasting Industry is threatened with unjust legislation, racketeering, taxes and program difficulties both locally and nationally, and

WHEREAS, the need for the Radio Broadcasting Industry to reorganize in keeping with the suggestions contained in the resolution adopted unanimously at the convention one year ago is greater today than ever,

NOW THEREFORE BE IT RESOLVED, that it is the sense of this Convention that the National Association of Broadcasters be recognized in such a manner and to such an extent as to encourage the growth and functioning of local and state-wide chapters.

BE IT FURTHER RESOLVED, that to expedite such reorganization, it is hereby ordered that a reorganization committee consisting of seven members be and is hereby appointed in the following manner:

The delegates present at this convention from each of the five radio regions as set up under the old Radio Act shall elect one of their number to represent their region on this Committee. These five to in turn elect two additional members from among the delegates present, one of whom must be the President of the National Association of Broadcasters and the other when elected shall serve as Chairman of this Committee.

BE IT FURTHER RESOLVED, that to finance this work a fund of \$5000 be set aside to defray the actual expenses of this Committee and its work, and the Committee is hereby instructed to proceed at the earliest possible moment to work out the details of a reorganization plan in keeping with the following suggestions:

1. Local chapters are to be organized or chartered wherever a sufficient number of radio stations are grouped geographically in such a manner as to make a local chapter feasible. Example, northern California, southern California, Oregon, western Washington and eastern Washington.

2. Local chapters to be chartered only by the National Association of Broadcasters and each local chapter to be allowed one director in the National Association for each five stations or major fraction thereof plus one delegate for each station member, which delegate shall have all the rights and powers of a director save the right to vote and introduce motions.

3. The National organization to be divided into five or more regional organizations, which organizations shall be made up of the regular directors and delegates to the national organization from chapters in that particular region. These directors and delegates to have the same rights and powers in the regional organization as in the National Association.

4. Each Regional Organization to be presided over by a Regional Director, who shall be elected from and by the directors from that particular region present at the Annual Meeting of the National Association each year.

5. The Executive Committee of the National Association shall have charge of the affairs of the National Association in the same manner and to the same extent as does the present board of directors, and shall consist of the Regional Directors plus the President-elect and the Past President of the National Association.

BE IT FURTHER RESOLVED, that as soon as the committee has prepared such a plan in sufficient detail the committee shall submit it to the membership by mail and when a majority have approved it by mail, then the committee is hereby empowered to put said plan into operation to the end that the National Association of Broadcasters may be able to function under such plan of reorganization when it meets in annual convention in 1938.

(Voted that the Board of Directors appoint a committee to study the proposal and submit recommendations in the form of amendments to the constitution, if the committee deem it necessary.)

D. BE IT RESOLVED, by the Executive Board of the National Association of Broadcasters, that we express interest in the purpose of the American Foundation for the Blind to commemorate the fiftieth anniversary of the first meeting of Helen Keller and her teacher, the late Mrs. Anne Sullivan Macy, on March 3rd, 1887, and that

we endorse the nationwide celebration to be conducted during the remainder of this year and the first part of 1938, as a tribute to these two great Americans.

E. WHEREAS, considerable progress has been made during the last few years by the radio engineering profession, and a great deal of data has been obtained concerning the laws governing radio propagation, interference, receiver selectivity, and the operating characteristics and efficiency of radiators, and

WHEREAS, the Federal Communications Commission through its engineering department has demonstrated its progressiveness and aided the broadcast industry greatly by its actions in holding hearings, and otherwise, in accumulating advanced engineering information and correlating the same, and

WHEREAS, the "Preliminary Engineering Report on Allocations" made public by the Commission's Broadcast Division on January 14, 1937, meets with the general approval of the engineering profession, and

WHEREAS, the National Association of Broadcasters approves this report because it is based on sound and basic engineering principles, and

WHEREAS, there is a definite need in the broadcast industry for such improvements as will be possible by the adoption of these principles in the Commission's regulations,

NOW, BE IT THEREFORE RESOLVED by the National Association of Broadcasters:

The Federal Communications Commission is hereby petitioned by the National Association of Broadcasters to accept the report and to incorporate into its regulations the basic principles of said report.

(Referred to the Board of Directors with instructions that this resolution be given consideration before the Havana Conference.)

F. WHEREAS, the present broadcast frequency band, 550-1500 kilocycles, is now occupied by an almost maximum number of stations, and

WHEREAS, there is at present no satisfactory allocation agreement between the United States and other North American countries, and

WHEREAS, in the present situation interference exists on some broadcast channels,

NOW, THEREFORE, BE IT RESOLVED by the National Association of Broadcasters:

That the Federal Communications Commission be requested to use caution in granting applications or in making changes in allocations in the frequency band 1510-1600 kilocycles, or in other new bands that may be used for broadcasting, in order to prevent action which would interfere with a satisfactory solution of the problem of North American allocation pending the Pan American Conference called for November, 1937.

G. The Sales Managers Division of the Commercial Committee in meeting in Chicago, January 18 and 19, 1937, respectfully direct to the attention of the Commercial Section of the NAB that considerable confusion exists in the broadcasting industry with respect to whether announcements or spots should be combined with program units of time of five minutes or longer in the matter of figuring discounts.

It is our recommendation that announcements or spots of less than five minutes' duration should not be combined with units of five minutes or longer in the matter of figuring discounts.

We propose that announcements or spots of less than five minutes' duration should be combined in figuring discounts and that units of time of five minutes or longer should be combined in figuring discounts.

H. The Sales Managers Division of the Commercial Committee of NAB registered its approval of the purpose of the resolution passed by the NAB in convention at Cincinnati in 1934, which proposed a standardized sale of units of time for sale and quantity discounts.

Since that time considerable progress has been made by the broadcasting industry and there is now a definite attitude on the part of the broadcasters, as well as an expressed desire by many advertising agencies, to standardize even more definitely the matter of units for sale and quantity discounts.

Therefore, the Sales Managers Division in meeting in Chicago, January 18 and 19, 1937, respectfully submits to the Commercial Section of NAB for early consideration the following units of time for sale and quantity discounts:

a. Units of time for sale	b. Quantity discounts
1 hr.	13 times—5%
½ hr.	26 times—10%
¼ hr.	52 times—15%
5 min.	100 times—20%
	300 times—25%

Regarding announcements, we believe that further consideration should be given toward standardization. We further believe that all rate cards should be printed to show the actual rate or cost after application of the above quantity discounts.

RECENT DEVELOPMENTS ON COPYRIGHT LEGISLATION

Since the May 20 issue of the NAB REPORTS listing developments on state copyright legislation the Tennessee music copyright bill became law upon its approval by the Governor May 21, and the states of Florida, Michigan and Wisconsin have enacted laws affecting music copyright pools. These states, together with Montana, Washington, and Nebraska, make a total of seven states

which have enacted music copyright legislation during the present year. The Florida bill, which is similar to the Nebraska law, was approved by the Governor, June 9. The Michigan bill, patterned after the Montana law, has passed the House and Senate and is awaiting approval by the Governor. In Wisconsin the Governor, on June 16, signed a bill imposing a 25% gross receipts tax on music brokers and requiring all investigators of public renditions of music to register with the Secretary of State and pay a \$20.00 license fee. A joint resolution of the Wisconsin State Senate and House memorializing the Federal Congress to enact legislation prohibiting racketeering on copyrighted music received the Governor's approval June 2.

Only five state legislatures, namely Illinois, Michigan, New Hampshire, New Jersey and Wisconsin, are still in regular session, and the Minnesota and Ohio legislatures are presently convened for special sessions.

In Washington, D. C., due to extended hearings on patent bills, the Senate Patents Committee does not expect to reach the copyright bills of Senators Duffy, Sheppard and Guffey before the latter part of July.

MORE POWER RECOMMENDED FOR WABY

Broadcasting station WABY, Albany, N. Y., operating on 1370 kilocycles, unlimited time, applied to the Federal Communications Commission to increase its power from 100 watts to 100 watts night and 250 watts day.

Examiner Robert L. Irwin in Report No. I-446 recommended that the application be granted. He found that "there is a need for the additional daytime service proposed to be rendered in the area by the applicant." The Examiner found also that the granting of the application would not cause any interference with other stations and it would be in the public interest.

RECOMMENDS NEW STATION

The Schuylkill Broadcasting Company and the Pottsville News and Radio Corporation both applied to the Federal Communications Commission for a construction permit for a new station at Pottsville, Pa. Both applied for 580 kilocycles, 250 watts power and daytime operation. The question was whether a station should be erected at Pottsville and if so to whom the permit should be granted.

Examiner Melvin H. Dalberg in Report No. I-442 recommended that the application be granted to the Schuylkill Company and therefore that the other application be denied. The Examiner found that there is a need for additional service at Pottsville. He says:

"It is believed, however, that the applicant Schuylkill Broadcasting Company is, on the whole, better qualified to hold this construction permit than the applicant

Pottsville News and Radio Corporation in view of the fact that the individuals constituting this proposed permittee are more closely allied with and are more familiar with the broadcasting needs of the people in the area sought to be served. It is also felt that by comparison this applicant is better qualified financially to continue the operation of the station over a substantial period of time, should the same not result in an economic success in the early period of its operation."

DISMISSAL WITH PREJUDICE RECOMMENDED

Phillip Jackson applied to the Federal Communications Commission for a construction permit for the erection of a new station at Brunswick, Ga., to use 1420 kilocycles, 100 watts, daytime operation.

Examiner John P. Bramhall in Report No. I-445 recommended that the application be dismissed with prejudice. When the hearing was called no one appeared representing the applicant.

RECOMMENDS NEW STATION DENIAL

William M. Ottaway applied to the Federal Communications Commission for a construction permit for a new station at Port Huron, Mich., to use 1370 kilocycles, 250 watts and daytime operation.

Examiner John P. Bramhall in Report No. I-444 recommended that the application be denied. It is stated that the Port Huron Broadcasting Company has an application pending before the Commission for a construction permit requesting the same facilities as requested in this application. The Port Huron Company's application has been heard and the Examiner submitted a report recommending that it be granted.

NEW WASHINGTON STATION RECOMMENDED

The Twin City Broadcasting Corporation applied to the Federal Communications Commission for a construction permit for the erection of a new broadcast station at Longview, Wash., to use 780 kilocycles, 250 watts and daytime operation.

Examiner R. H. Hyde in Report No. I-443 recommended that the application be granted "subject to the condition that the site for construction of the transmitter be approved by the Commission before construction is begun." The Examiner states that "while the evidence discloses that there is program reception service available in the applicant's area from stations located in other cities, there appears to be a need for reception and transmission service adapted to the requirements of local interests."

RECOMMENDS NEW STATION

W. E. Whitmore applied to the Federal Communications Commission for a construction permit for the erection of a new station at Hobbs, N. M., to use 1500 kilocycles, 100 watts and daytime operation.

Examiner Melvin H. Dalberg in Report No. I-449 recommended that the application be granted. He found that there is need for the local service proposed to be rendered by the new station and the operation of the station would not cause any objectionable interference with any existing stations and that the proposed station would serve public interest.

DISMISSAL RECOMMENDED

C. S. Gooch operating as the Amarillo Broadcasting Company applied to the Federal Communications Commission for a construction permit for a new station at Amarillo, Texas, to use 1500 kilocycles, 100 watts, unlimited time on the air.

Examiner Melvin H. Dalberg in Report No. I-447 recommended that the application be dismissed without prejudice. When the hearing was called counsel for the applicant appeared requesting that he be allowed to withdraw the application without prejudice.

RECOMMENDS APPLICATION DISMISSAL

John D. Fields, Inc., applied to the Federal Communications Commission for a construction permit for the erection of a new broadcasting station at Las Vegas, Nevada, to use 1370 kilocycles, 100 watts and daytime operation.

Examiner P. W. Seward in Report No. I-450 recommended that the application be dismissed with prejudice. Following the hearing the applicant filed a motion asking for a dismissal of his application.

NEW STATION RECOMMENDED

The Columbia Radio Company, Inc., applied to the Federal Communications Commission for a construction permit for a new station at Columbia, S. C., to use 1200 kilocycles, 100 watts, unlimited time. Also the Carolina Advertising Corporation applied for a construction permit at the same place to use 1370 kilocycles, 100 watts and 250 watts LS, and unlimited time on the air.

Examiner George H. Hill in Report No. I-448 recommended that the application of the Advertising Company be granted and that of Columbia Radio be denied. There is a definite need for additional radio service at Columbia, the Examiner found. Granting of the application of the Columbia Radio Company, said the Examiner, would result in objectionable interference while no substantial interference would result from the granting of the advertising company's application.

RECOMMENDS DENYING KROY CHANGES

Broadcasting station KROY, Sacramento, Cal., applied to the Federal Communications Commission to change its frequency from 1210 to 1340 kilocycles, to increase its power from 100 watts to 250 watts and 1,000 watts LS, and to increase its time from daytime operation to unlimited time on the air.

Examiner Tyler Berry in Report No. I-451 recommended that the application for changes be denied. In suggesting the denial of the application the Examiner stated that:

"The operation of the station on the proposed assignment would provide an increased useful service for daytime operation and furnish a new and useful service at night, to the area to be served; however, such operation would cause objectionable interference to and a curtailment of the service of an existing station in an area now free of interference and which area does not enjoy equal radio broadcasting facilities with the area proposed to be served; and the increased service proposed would not exceed in importance to the Sacramento area the value of the service curtailed to the Butte area, and the applicant presents no special circumstances which would require that his application be granted to the detriment of an existing station. A grant would, therefore, result in an unfair distribution of radio facilities as contemplated by the Communications Act of 1934."

WSMB POWER INCREASE RECOMMENDED

Broadcasting station WSMB, New Orleans, La., operating on 1320 kilocycles, unlimited time, applied to the Federal Communications Commission to increase its power from 1,000 watts to 1,000 watts night and 5,000 watts LS.

Examiner P. W. Seward in Report No. I-455 recommended that the power increase be granted "subject to the final approval by the Engineering Department of the Commission of the proposed transmitter site." The Examiner found that a need exists for additional daytime radio service in the area proposed to be served.

RECOMMENDS TIME CHANGES FOR KFUE

Broadcasting station KSD, St. Louis, Mo., operating 1,000 watts and 5,000 watts LS sharing time with KFUE applied to the Federal Communications Commission for unlimited time on the air. Also KFUE, Clayton, Mo., operating on 550 kilocycles, now sharing time with KSD, applied for a license renewal and one half time.

Examiner P. W. Seward, in Report No. I-452, made the following recommendations:

"1. That the application of Station KSD for unlimited time operation on the frequency of 550 kilocycles be denied;

"2. That the application of Station KSD for renewal of license be granted, subject to the hours hereinafter designated for the use of Station KFUE;

"3. That the application of Station KFUE for one-half time operation on the frequency 550 kilocycles be granted; and

"4. That the application of Station KFUE for renewal of license be granted authorizing the use of the following hours: Monday to Saturday, inclusive, 7:00 a. m. to 10:30 a. m.; 12:30 p. m. to 2:00 p. m.; 3:00 p. m. to 5:45 p. m.; and 8:00 p. m. to 9:00 p. m. Sunday, 8:30 a. m. to 12:30 p. m.; 3:00 p. m. to 5:00 p. m.; and 8:00 p. m. to 9:30 p. m."

DENIAL RECOMMENDED FOR OWNERSHIP CHANGE

Broadcasting station KOOS, Marshfield, Ore., owned by the Pacific Radio Corporation, applied to the Federal Communications Commission for a voluntary assignment of its license to KOOS, Inc. The station operates on 1,200 kilocycles, 250 watts, daytime.

Examiner P. W. Seward, in Report No. I-453, recommended that the application be denied. He states that the granting of the application "would be in violation of Sections 301 and 310 of the Communications Act of 1934" and it would not be in the public interest.

DENIAL RECOMMENDED FOR NEW STATION

T. E. Kirksey applied to the Federal Communications Commission for a construction permit for the erection of a new station at Waco, Texas, to use 930 kilocycles, 250 watts and 500 watts, LS, unlimited time.

Examiner Tyler Berry, in Report No. I-454, recommended that the application be denied. He states that "there is no satisfactory evidence in the record which would indicate that the applicant has any well defined plans for the construction and operation of the proposed station or that he may reasonably expect any local commercial support for the station." Also the Examiner states that the operation of the proposed new station would cause objectionable interference.

ADDRESS OF JUDGE EUGENE O. SYKES, CHAIRMAN BROADCAST DIVISION OF THE FEDERAL COMMUNICATIONS COM- MISSION, BEFORE THE FIFTEENTH NAB CONVENTION

Mr. President, Members of the Association, Ladies and Gentlemen:

I deem it an honor and a privilege to address you upon this occasion. I congratulate and rejoice with you upon the successful work your Association has done during the

past year. I also am happy over the prosperous year you have enjoyed as broadcasters.

I wish to talk to you this morning about the duty and responsibility of the broadcaster. In legislating upon this subject, our Government, contrary to that of most of the countries of the world, decided to license persons to render this service rather than for governmental ownership and operation.

The entire theory of the Radio Act and its successor, the Communications Act, is that broadcasting licensees are made trustees of the Federal Government to render a public service to the communities their stations serve; that this license is a privilege granted by the Government for just such time as this service is rendered and in no way constitutes a vested right to the use of a frequency. For instance, quoting a part of Section 301 of the Act:

"It is the purpose of the Act * * * to maintain the control of the United States over all the channels of interstate and foreign radio transmission; and to provide for the use of such channels, but not the ownership thereof, by persons for limited periods of time, under licenses granted by Federal authority, and no such license shall be construed to create any right, beyond the terms, conditions, and periods of the license."

And in this connection may I also call to your attention Section 304 of this Act which reads as follows:

"No station license shall be granted by the Commission until the applicant therefor shall have signed a waiver of any claim to the use of any particular frequency or of the ether as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise."

Section 307(a) provides that:

"The Commission, if public convenience, interest or necessity will be served thereby, subject to the limitations of this Act, shall grant to any applicant therefor a station license provided for by this Act."

Section 309 is an important section and I quote it in full:

"If upon examination of any application for a station license or for the renewal or modification of a station license the Commission shall determine that public interest, convenience, or necessity would be served by the granting thereof, it shall authorize the issuance, renewal, or modification thereof in accordance with said finding. In the event the Commission upon examination of any such application does not reach such decision with respect thereto, it shall notify the applicant thereof, shall fix and give notice of a time and place for hearing thereon, and shall afford such applicant an opportunity to be heard under such rules and regulations as it may prescribe.

"(b) Such station licenses as the Commission may grant shall be in such general form as it may prescribe, but each license shall contain, in addition to other provisions, a statement of the following conditions to which such license shall be subject.

"(1) The station license shall not vest in the licensee any right to operate the station nor any right in the use of the frequencies designated in the license beyond the term thereof nor in any other manner than authorized therein.

"(2) Neither the license nor the right granted thereunder shall be assigned or otherwise transferred in violation of this Act.

"(3) Every license issued under this Act shall be subject in terms to the right of use or control conferred by section 606 hereof."

Section 606 of the Act, referred to in the last paragraph, is the War Emergency section providing for the taking over of these facilities by the President if he deems wise during the period of war.

The criterion set up in this law for the issuance and

for renewal of licenses, is "if public convenience, interest or necessity will be served thereby," or as stated in another section of the Act if "the Commission shall determine that public interest, convenience or necessity would be served by the granting thereof." In the one phrase, the word "convenience" is placed first, while in the other the word "interest." However, they mean the same thing.

While another section of the Act expressly states that a broadcasting station is not a common carrier yet, by the terms of the Act above quoted, and by its very nature, it is a business clothed with a public interest.

The Commission, having determined that you are a proper party to serve the public of your community and having granted you this gracious privilege in the form of a license, this duty then devolves upon you to render the best public service to your community that you can. You assume, by the acceptance of this license, a great responsibility of public service. How then is the best way in which you can fulfill this duty and responsibility? You are thereby accorded a wonderful opportunity for service which necessarily carries with it a grave responsibility. You are invited to enter the homes and firesides of your listening public for practically sixteen hours a day. These programs reach the men, women and children of the entire nation. They reach those who are now steering the destinies of our communities, state and nation, and those who are being trained to assume these reigns of government when the present actors pass from the stage. These thoughts should ever be present with you and your programs should be so built that our younger generations who have the privilege of listening to the radio should be improved and be better equipped for their responsibility to be so soon assumed by them.

While under our plan of broadcasting the stations must be self-supporting by their sale of time, yet you must bear in mind that this is but an incident and that your main object and purpose is one of public service. In fact, the better service you render the more popular becomes your station and the larger becomes your listening audience, hence the easier for you to obtain the necessary advertisement.

You are still a young industry and Federal regulation thereof is still young, yet within this period of a little over ten years we have seen a wonderful growth in the industry and have had wonderful improvements not only from a technical nature but also in the programs and the character of public service being rendered. Yet, like all young industries, there is room for greater improvement not only in our regulation of this art and industry but in the nature and character of the programs of the stations. The best answer to make to those who are not satisfied with our American system of broadcasting is to render such a wonderful public service that these critics may, in the course of time, be silenced. The needs of our various communities differ. Therefore, what will be a public

service in one community might not be in another. You should carefully familiarize yourself with your communities and see what local service you may render them and since your programs are going into these homes you must consider good taste. Certainly when broadcasting a dinner program it should not be interspersed with advertising announcements which would tend to destroy the appetites of this audience. You must be just and fair to everyone in your community and your editorial policy should be one to bring about closer cooperation and not to stir up strife therein. You should build up and not tear down.

I now desire to congratulate you upon the great and unique public service you rendered during the flood on the Ohio and Mississippi Rivers last February. The broadcast stations were a source of inestimable assistance in preventing loss of life and property and by keeping the public posted on the exact stage of the flood. Broadcast stations offer a very excellent means of acquainting the public almost instantly with any message the relief authorities may desire to disseminate. Many stations coordinated emergency units, procured supplies, directed relief activities, and raised many thousands of dollars through appeals to the public for the Red Cross. While broadcast stations were not alone in rendering this valuable service, they did their share and must be complimented highly for the efficient manner in which this service was rendered. Our engineers are now studying plans for the better cooperation of all radio facilities and relief organizations in times of emergencies. I feel sure we can always count on the broadcasters cooperating fully and to do their share. Service of this character is indeed public service of the highest order and which service I am sure was appreciated by our entire citizens.

Another public service in which progress is being made is that of the Committee on Federal Radio Education headed by Dr. J. W. Studebaker, Commissioner of Education, and composed of an equal number of broadcasters and educators. I shall not go into the details of the work of this committee and its numerous sub-committees, as I imagine Mr. Baldwin, your very able Managing-Director will make some report of it to you at some of your meetings. I understand, however, that two of the large foundations are very much interested and are willing to materially help in financing the work of this committee. I believe a successful conclusion of the labors of this committee will be of the greatest benefits to both radio and education.

At this point I should like to briefly refer to some of the matters in which we are all interested which have developed since your last meeting a year ago.

Last October we had the informal engineering hearing in which the industry cooperated very fully with the Commission and gave us a complete picture of the engineering, social, and economic phases of broadcasting. The testi-

mony taken at this hearing covered some 1741 pages and in addition there were numerous exhibits. The presentations were indeed interesting although some of the more technical phases will have to be analyzed by our engineers. I wish to take this opportunity to extend further our appreciation to the industry for its splendid cooperation in giving the Commission such a comprehensive picture which will enable it to determine if any changes in the existing policies or rules of the Commission should be made in order that broadcast stations may improve their service to the listening public.

Our engineers have made a preliminary report on the hearing to which we are giving careful consideration. There are certain other data we have asked the engineers to supply before we make any changes in the existing policies. The general feeling is that our engineers have done an excellent job on reporting the testimony of this hearing and their conclusions appear to be very favorably received in the industry. I can assure you also that we are not contemplating any drastic reallocation of broadcast facilities, but we will make whatever changes in policies and regulations that are deemed advisable step by step so that all interested parties may be given full opportunity to be heard on any changes that may adversely affect their interests.

Last September 15th, the Broadcast Division promulgated regulations governing all classes of broadcast stations except the regular stations with which we are all familiar. It may surprise you to learn that of the 1108 broadcast stations licensed by the Broadcast Division, 408 are other than regular broadcast stations. Of this number, by far the greatest number are relay stations used in transmitting programs from points where wire facilities are not available. On June 15th, the Broadcast Division repealed the rule requiring 2-day notice for the operation of relay stations. This requirement had been imposed so that the Commission could authorize operation that would not cause interference on the then very limited number of frequencies, but now more frequencies are available and this provision is not considered necessary. It is believed that the repeal of this rule will be to the advantage of broadcasters in building special-event programs.

Two other classes of stations governed by these regulations are television and facsimile stations. The new regulations made available three frequencies exclusively for facsimile stations and carry a provision that such stations may be licensed on any of the several experimental frequencies. The new rules also provide that facsimile broadcasting can be carried on after midnight on regular broadcast stations, under the condition that a program of development of facsimile broadcasting is presented to warrant such operation. The Broadcast Division is very interested to know whether the general public

wants a facsimile broadcast service and if such a service can be supplied at this time.

International broadcast stations, of which there are only a few—12 in number—occupy a unique position in the broadcast structure in that the signals from these stations are transmitted throughout the world. By selecting proper frequencies and employing directional antennas, it is possible to render service in practically any foreign country. While the government has authorized the operation of this class of stations since 1925, in the last several years there has not been a general expansion either in technical advancements or international program service by the licensees of these stations. In the past two years other countries of the world have developed this service which has resulted in stations in European countries rendering better service in South America countries than is received from the United States stations.

The Commission recently authorized the Engineering Department to investigate the international station problem with the view of making a report to the Commission on means of improving our stations so that their service will compare favorably with that of other countries of the world. We shall be pleased to have the report from our engineers and I feel sure that the broadcasters will accept their responsibility in rendering an international service comparable with the national service now rendered by regular broadcast stations.

Next November there is to be held at Havana, Cuba, an Inter-American radio conference for the purpose of discussing allocation of radio facilities between countries of North and South America. We have several very important problems as respects allocation of regular broadcast stations as well as international stations. Between the North American countries, as you know, we have a very unsatisfactory arrangement at this time resulting in mutual interference, as well as unsatisfactory exchange of program service. It is expected at this conference that these pressing problems will be discussed at length looking to an agreeable solution. The frequency assignment of international stations will also be a problem because certain countries have crowded so many stations rendering a national service on frequencies available that the international service is being materially impaired. It is hoped that an arrangement can be made for a better allocation of these frequencies to provide for an exchange of programs to promote better understanding among the republics of the American Continents.

At the international Conference at Cairo, Egypt, which is to be held next February, will be taken up the matter of international broadcast stations since their service and interference is world-wide in range. We have always taken the attitude that these frequencies offer an opportunity to contribute materially to the development of closer acquaintanceship among the countries of the world,

and they should be used exclusively to render an international service.

In conclusion, Mr. President, may I say that your Association deserves our congratulation upon the efficient and splendid way it has met and cared for problems that confront it and its members and I wish for you and it a continuation of this splendid work.

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. 3158. Trading as **Rightway Institute, Joseph Rosenfeld**, 815 South Hill St., **Los Angeles**, is charged in a complaint with using certain unfair methods of competition in the sale of books and pamphlets, which he allegedly advertises as describing an effective and competent method of curing or relieving indigestion, heart-burn, excess gas in the stomach, and other intestinal and stomach conditions.

According to the complaint, the method the respondent recommends consists principally of a series of body movements, which allegedly will not have any effect in overcoming the factors causing gas either in the stomach or in the intestines. Use of such method, it is alleged, will not afford permanent aid and is not in all cases a reliable procedure for the relief of the ailments and conditions mentioned in the respondent's health literature.

Nos. 3159-3160. Two **New York** department store companies have been served with complaints charging false and misleading representations in the sale of certain merchandise. The respondent companies allegedly used advertising designations containing the word "silk" as descriptive of products not made of silk.

The respondent companies are **Abraham & Straus, Inc.**, Fulton and Hoyt Sts., **Brooklyn**, and **Oppenheim, Collins & Co., Inc.**, 33 West 34th St., **New York**.

The **Brooklyn** store is said to have advertised certain pillows as silk or as heavy silk, and certain items of wearing apparel for women as "Seraceta Taffeta," "Pure Dye, Pure Silk Prints," "Imported Silks," "Washable Crepes," "Muffler Silks" and "Silk Jerseys." The pillows and apparel so advertised were not composed of silk, but of other materials, according to the complaint.

Oppenheim, Collins & Co., Inc., allegedly advertised evening wraps as "Silk Crepe," and other wearing apparel for women as "Made of Quality Silks," "Taffeta," "Crepe," "Luxurious Silks" and "Dark Satins Sprinkled with White Dots." The complaint charges that these products were not composed of silk, but of other materials.

No. 3161. Alleging monopolistic practices in the golf ball industry through a uniform price fixing policy on the part of leading manufacturers in concert with large and influential retailers, a complaint has been issued against the **Golf Ball Manufacturers' Association**, the **Professional Golfers' Association of America**, their officers, and various members of each group.

Violation of both the Federal Trade Commission and Robinson-Patman acts is alleged.

Principal members of the manufacturers' association named respondents are **A. G. Spalding & Bros.**, **New York**; **John Wanamaker, Inc.**, **Philadelphia**; **L. A. Young Golf Co.**, **Detroit**; **Worthington Ball Co.**, **Elyria, Ohio**; **Wilson Sporting Goods Co.**, **Chicago**; **U. S. Rubber Products Co.** and **Dunlop Tire & Rubber Co.**, both of **New York**, and **Acushnet Process Corporation**, **New Bedford, Mass.** These manufacturers are said to own and control practically all factories producing golf balls in the United States.

No. 3162. Alleging use of certain unfair methods of competition, a complaint has been issued against **National Silver Co.**, 61 West 23rd St., **New York**, engaged in the sale of silver-plated ware under brand names such as "King Edward", "Devotion", "Condor" and "Martha Washington". **Samuel E. Bernstein** and **Philip J.**

Bernstein, president and vice-president, respectively, of the company, also are named respondents.

By means of price lists, newspaper and magazine advertisements and radio broadcasts, the respondents allegedly announce retail prices which are greatly in excess of the normal or reasonable retail prices or values of their products, and are in excess of the prices at which such products are regularly and actually sold at retail.

Prior to or concurrently with the publication of these advertisements showing high and fictitious retail values, the respondents, the complaint charges, solicit the cooperation of retail dealers in the sale of their wares to the public at prices greatly reduced from those advertised. Typical of the representations allegedly made by the respondents to retail dealers was the assertion that "Millions who have seen 'King Edward' nationally advertised at \$50 will come in throngs to buy at ½ price."

Stipulations and Orders

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

No. 01732. Frank Cremona, trading as Valley Soap & Chemical Co., Turtle Creek, Pa., agreed to stop representing that Valox Bleacher cleans and disinfects in the same operation, is effective as a treatment for aching feet and is a germ killer.

No. 01738. Gate City Manufacturing Co., trading as Foot Health Products, 11 East 12th St., Kansas City, Mo., in the sale of Air-O-Matic Eze Arches, will cease representations that they give relief in all cases from metatarsal pains, burning callouses, bunions, flat feet, weak and fallen arches, and swollen ankles. The respondent also will stop asserting that its product is offered at a special price for a limited time only, unless orders at such price are refused at the end of a time determined.

No. 01739. Woonsocket Nash Co., trading as Blue Moon Products Co., Woonsocket, R. I., will stop representing that its lubricant, Blue Moon Miracle Lube, will enable an automobile to be operated on less oil or gasoline, or with increased power, speed and smoothness, regardless of the mechanical condition of the motor; that it affords perfect protection against friction, wear, sticky valves, and scores of other motor troubles due to faulty lubrication, or that it affords any protection at all, unless this claim is expressly limited to those certain conditions where it is of some value.

No. 01781. J. W. Eiss, 509 Fifth Ave., New York, selling "Crucifix Wondrous Luck Ring", agrees to stop asserting that this article is a jewel or set with a jewel, and to cease representing, by inference or otherwise, that the ring will bring to the wearer good luck or happiness.

No. 01782. Eugene and Max Sonkin, Chicago, engaged in the sale of Formula 120 and Formula 120 Special Tablets, will cease advertising that these preparations are safe or harmless, that they are an effective remedy or competent treatment for weakness, debility and nervousness, and will help restore the normal functions of the nerves, blood or various glands. The respondents trade as Perso Products Co. and as Personal Products Co.

No. 01783. James C. Bailey, trading as James C. Bailey & Co., 600 Blue Island Ave., Chicago, stipulated that in advertising Herb-Lax Tea he will stop representing it as a competent remedy in the treatment of stomach, bladder, liver and kidney troubles, sick headache and constipation, and that it reaches the very root of practically all human ailments.

No. 01784. Isabelle Rothschild, operating as The Belle Co., Santa Monica, Calif., stipulates that no longer will she advertise that motion picture actresses use her Bella Foundation Cream, the respondent admitting in her stipulation that this article is not used by such actresses to any appreciable extent. Other representations to be discontinued are that the product's regular retail price is greater than that at which it is actually sold or that the current price is a special offer for a short time only. The respondent agrees not to represent to prospective salesmen that there is a possibility of earning amounts in excess of those actually earned by her regular salespersons under normal conditions.

No. 01785. Tom Boom, 3923 West 6th St., Los Angeles, trading as National Press Syndicate, in the sale of his "press clipping and picture manual," agrees to stop advertising that purchasers can earn "big money" weekly by clipping and preparing material. Other allegations to be discontinued are that to be a successful feature writer, or writer of trade journal items or a news-

paper clipper, one needs no special ability, training, previous experience or "connections" and that a "press card" issued to purchasers of the clipping and picture manual, is the "Open Sesame" for gaining admission to places otherwise closed to the general public. The respondent agrees to stop using the words, "Press Syndicate," as a part of his trade name.

No. 01786. Frank Lotreck, 711 North Grove Ave., Oak Park, Ill., agreed to discontinue representing that Pedix Bunion Plaster is an effective remedy for bunions, unless this claim is limited specifically to relief from the pain thereof; that it stops bunion pain almost instantly or at all, and that wonderful results "surely" are awaiting prospective users of the product.

No. 01787. Bradley's Laboratory, Inc., Matoaka, W. Va., in the sale of Hy-Phen Tablets, will cease representing that they relieve all types of pain and headache, are safe in all instances, and constitute a competent treatment for colds. The respondent also agreed to desist from the use of the word "Laboratory" in its trade name and the word "Manufacturers" on its letterheads, or from otherwise representing that it owns or operates a laboratory or manufactures Hy-Phen Tablets.

No. 1997. Tressol Laboratories, 87 Pine St., Maplewood, N. J., in selling Tressol shampoo, agrees to stop using on labels, cartons or in advertising matter, representations to the effect that the product contains no soap, when in fact it does have ingredients which, in combination, are recognized to be soap; that shampoos which contain alcohol are drying to the hair, scalp and hair roots, when, according to the stipulation, such shampoos, necessarily being diluted with sufficient water, do not have such drying effect; that the respondent's preparation is a blend of oils or contains oil, when this is not true, and that use of the product as a hair shampoo will promote the growth of hair, when such is not a fact.

Nos. 1999-2000-2002. Under stipulations entered into, an individual, a partnership and a corporation selling their products in interstate commerce will discontinue certain unfair representations in such sale.

The respondents are **Louis J. Orlando, trading as American Bank Equipment Co., 5737 Vine St., Philadelphia; Ezra, David and Menno Neuhauser, trading as Neuhauser Chick Hatcheries and as Neuhauser Hatchery, Napoleon, Ohio; and Buschs Kredit Jewelers, 35 West 14th St., New York City.**

The respondent engaged in repairing check cancelling machines, and in their sale, agrees to cease selling his products as new, or without disclosing the fact that they are second-hand, repaired or reconditioned machines. He also stipulates that he will desist from use on printed matter of the words "Makers of," or any other words of similar meaning implying that he manufactures the products he sells or owns and controls the factory in which they are made, when this is not a fact.

The Neuhauser firm in the sale of chicks, agrees to cease representations to the effect that: Every "Good Luck" flock is raised on open ranges containing acres of fresh-sodded slopes sowed in alfalfa and clover; more than 5,000,000 of such chicks are shipped each year; David Neuhauser personally supervises the blood-testing of 250,000 or any other number of chicks during a year or other period of time; this blood-testing has been carried on for 9 years, or the copartners see to it that the flocks of chicks they sell get the feeding program consisting of the Purina Embryo Feeding Program as a supplement to their own feeding system, when such are not the facts.

Buschs Kredit Jewelers, in the sale of certain radio receiving sets, will quit using the words "all-wave" as descriptive of such sets, when the products are not capable of reception of the entire meter range of broadcasts and commercial transmission. The corporation also will desist from representing or implying in its advertising matter that users of its radio sets can receive European and other foreign stations easily or at will, and with satisfactory volume, and from representing the merits and value of its products in such way as to conceal the difficulties and deficiencies of short-wave reception, inherent in the present state of the art but unknown to the purchasing public.

No. 2001. A. Joncaire, Inc., 145 South St., Boston, agrees to discontinue use in its advertising matter of the phrase "Blended in France," alone or in connection with other words, implying that its perfumes are compounded in France and imported as finished products into the United States, when such is not a fact. The respondent corporation also agrees to desist from representing that it is the American representative or distributor of a perfumer in France, when such is not a fact, and from using on its stationery or in any other way the purported address "338 Rue St. Honore, Paris," when in fact the company has no such Paris ad-

dress. The word "Importers" will no longer be used on the corporation's stationery or otherwise, according to the stipulation.

Nos. 1998-2003-2006-2007. Three companies in New York City and one in St. Louis have entered into stipulations to stop certain false and misleading representations concerning the composition of wearing apparel which they sell in interstate commerce.

The New York companies signing the stipulations are **Van Raalte Co., Inc.**, 295 Fifth Ave., manufacturer of women's wearing apparel; and two department stores, **Best & Co., Inc.**, 5th Ave. at 35th St., and **Franklin Simon & Co.**, 5th Ave. at 38th St.

These three companies agree to cease using one or more of such words as "crepe," "silk" or "satin," either alone or in connection with any other words, so as to imply that the wearing apparel so designated is composed of silk, when such is not a fact.

According to the stipulations, **Van Raalte Co., Inc.**, labeled certain garments for women as "satin riquette"; **Best & Co., Inc.**, represented robes and pajamas as being made of "crepe", and **Franklin Simon & Co.** referred to women's blouses as "silk crepe", when, in fact, the products so described in newspaper advertisements or on labels were composed of materials other than silk.

May Department Stores, Inc., St. Louis, operating branch stores in several cities, agrees that in the sale of furs and fur garments it will discontinue describing such products in any manner other than by use of the correct name of the fur as the last word of the description, and that such correct name shall be printed in type not less conspicuous than that in which the accompanying descriptive words are printed. The stipulation provides that when any dye or blend is used to simulate another fur, the true name of the fur shall be preceded immediately by the word "dyed" or "blended", compounded with the name of the simulated fur, as, for example, "Seal-dyed Muskrat" or "Seal-dyed Rabbit."

No. 2005. **American Memorial Co.**, 2135 Piedmont Road, Atlanta, has entered into a stipulation to discontinue certain representations in the sale of marble monuments.

The respondent company agrees to cease representing in its advertising that its monuments are everlasting, or of the highest or finest quality; that they are the world's best genuine marble, or that, because such marble is allegedly pure, hard and solid, it will never fade, crack or disintegrate, when such are not the facts.

Nos. 2008-2014, inc. Seven companies manufacturing automobiles have entered into stipulations to cease using certain false and misleading representations in advertising in connection with the sale of passenger cars to the purchasing public.

The stipulations were signed by **Hudson Motor Car Co.**, **Graham-Paige Motors Corporation**, **The Studebaker Corporation** and the **Studebaker Sales Corporation of America**, **Chrysler Corporation**, **Nash-Kelvinator Corporation**, **Packard Motor Car Co.** and **Auburn Automobile Co.** The Chrysler stipulation was also signed by its subsidiaries, **Chrysler Sales Corporation** and **DeSoto**, **Dodge Brothers** and **Plymouth corporations**.

Certain advertisements of the companies, according to the stipulations, contained the picture of a car equipped with accessories, and featured in large, conspicuous type a purported selling price which actually was less than the price of the car complete with accessories as pictorially represented. Elsewhere in the advertisements, and appearing in much smaller type, were such words as "and up", "all prices list at factory", "f.o.b. Detroit", and "equipment extra."

According to the stipulations, the companies stated that they have already discontinued the use of such advertising.

Nos. 2440-2520. Orders closing its cases against **Apex Distilling Co., Inc.**, East St. Louis, Ill., and **California Vineyards Co.**, Chicago, have been entered by the Federal Trade Commission.

The case against the Apex company, which was charged with unfair use of the word "Distilling" in its corporate name, was closed for the reason that the record in the case contains no evidence that the company engaged in interstate commerce in connection with the sale of alcoholic beverages.

In the other proceeding, the subject matter of the complaint against California Vineyards Co. was found to be covered by Federal Alcohol Administration regulations relating to labeling and advertising of wine. The respondent company was charged with advertising artificially carbonated fermented apple juice as champagne, and with representing that it owned and operated a vineyard, when such were not the facts.

No. 2411. **James Clark Distilling Corporation** and **D. and B. Products Corporation**, 26 Exchange Place, Jersey City, N. J., have been ordered to cease and desist from representing that they are distillers of alcoholic beverages, when such is not a fact. Both companies are affiliates of Distillers and Brewers Corporation of

America, a holding company. The Clark company sells its products through the agency of the D. and B. company.

The respondent companies are ordered to discontinue representing, through use of the word "Distilling" in the corporate name of the Clark company, or in advertising, on labels, or otherwise, that the Clark company distills whiskies, gins or other spirituous beverages, that it manufactures such products through the process of distillation, or that it owns or operates a distillery, until it does own or operate such a place.

Nos. 3108-3109. Orders have been entered directing **Unique Novelties, Inc.**, a dealer in candy and chewing gum, and **Winthrop Novelty Co., Inc.**, a candy dealer, both of 35-37 Claver Place, Brooklyn, to cease and desist from selling to dealers candy or chewing gum so packed and assembled that sales to the general public may be made by means of a lottery.

The Unique company also is ordered to discontinue furnishing dealers with display cards, either separately or with assortments of candy or chewing gum, bearing legends informing purchasers that such products are being sold to the public by lot or chance.

FTC DISMISSES CASE

No. 2792. The Federal Trade Commission has dismissed a complaint charging **Dr. Robert G. Jackson, of Buffalo, N. Y.**, trading under the name **Jackson Publishing Co.**, with unfair competition in the sale of a book allegedly used in promoting the sale of health foods. Dismissal was ordered after the Commission had heard argument by counsel for the Commission and the respondent.

FEDERAL COMMUNICATIONS COMMISSION ACTION

Hearing Calendar

The following broadcast hearings are scheduled at the Commission for the week beginning, Monday, July 5:

Tuesday, July 6

HEARING BEFORE AN EXAMINER (Broadcast)

- NEW**—Arthur Lucas, Savannah, Ga.—C. P., 1310 kc., 100 watts, unlimited time.
WDNC—Durham Radio Corp., Durham, N. C.—C. P., 600 kc., 1 KW, unlimited time. Present assignment: 1500 kc., 100 watts, unlimited time.
WBNS—WBNS, Inc., Columbus, Ohio.—C. P., 1430 kc., 1 KW, 5 KW LS, unlimited time. Present assignment: 1430 kc., 500 watts, 1 KW LS, unlimited.

Wednesday, July 7

HEARING BEFORE AN EXAMINER (Broadcast)

- NEW**—E. B. McChristy, Brownwood, Tex.—C. P., 630 kc., 250 watts, daytime.
NEW—Galesburg Broadcasting Co., Galesburg, Ill.—C. P., 1500 kc., 250 watts, daytime.

Thursday, July 8

HEARING BEFORE AN EXAMINER (Broadcast)

- KPQ**—Wescoat Broadcasting Co., Wenatchee, Wash.—C. P., 1360 kc., 1 KW, unlimited time. Present assignment: 1500 kc., 100 watts, 250 watts LS, unlimited.
WBAX—John H. Stenger, Jr., Wilkes-Barre, Pa.—Modification of license, 1210 kc., 100 watts, unlimited time. Present assignment: 1210 kc., 100 watts, specified hours.
WKOK—Sunbury Broadcasting Corp., Sunbury, Pa.—Modification of license, 1210 kc., 100 watts, unlimited time. Present assignment: 1210 kc., 100 watts, specified hours.

Friday, July 9

HEARING BEFORE AN EXAMINER (Broadcast)

- NEW**—Great Lakes Broadcasting Corp., Cleveland, Ohio (Brooklyn Twp.)—C. P., 1270 kc., 1 KW, 5 KW LS, unlimited time.
NEW—Athens Times, Inc., Athens, Ga.—C. P., 1210 kc., 100 watts, 250 watts LS, unlimited.

The Commission, sitting en banc, Commissioner Stewart dissenting on June 29, entered its final order as indicated herein in the following cases:

Docket No. 1780—United States Broadcasting Corporation, Brooklyn, New York. WARD. 1400 kc., 500 watts, sharing time with WVFW, WLTH, and WBBC. Construction permit to move transmitter. Application denied.

Docket No. 2039—United States Broadcasting Corporation, Brooklyn, New York. Renewal of license. Application denied.

Docket No. 3924—United States Broadcasting Corporation, Brooklyn, New York. Voluntary assignment of license to Kings Broadcasting Corporation. Application denied.

Docket No. 1882—Brooklyn Broadcasting Corporation, Brooklyn, New York. WBBC. 1400 kc., 500 watts, sharing time with WARD, WLTH, and WVFW. Modification of license (requests facilities of WARD, WVFW, and WLTH). Application for modification of license granted * in part, in so far as it requests facilities of stations WARD and WLTH, and denied in so far as it requests facilities of station WVFW.

Docket No. 2013—Brooklyn Broadcasting Corporation, Brooklyn, New York. Renewal of license. Application granted.

Docket No. 2014—Brooklyn Broadcasting Corporation, Brooklyn, New York. Renewal of auxiliary transmitter license. Application granted.

Docket No. 1967—Voice of Brooklyn, Inc., Brooklyn, New York. WLTH. 1400 kc., 500 watts, sharing time with WARD, WVFW, and WBBC. Renewal of license. Application denied.

Docket No. 3923—Voice of Brooklyn, Inc., Brooklyn, New York. Voluntary assignment of license to Kings Broadcasting Corporation. Application denied.

Docket No. 1968—Paramount Broadcasting Corporation, Brooklyn, New York. WVFW. 1400 kc., 500 watts, sharing time with WARD, WLTH, and WBBC. Renewal of license. Application granted.

Docket No. 3837—Paramount Broadcasting Corporation, Brooklyn, New York. Construction permit to make changes in equipment. Application granted.

Docket No. 2259—Brooklyn Daily Eagle Broadcasting Company, Inc., Brooklyn, N. Y. (New). Construction permit (requests facilities of WBBC, WLTH, WARD, and WVFW). Application denied.

Docket No. 2343—Debs Memorial Radio Fund, Inc., New York City. WEVD. 1300 kc., 1 KW, sharing time with WBBR, WFAB, and WHAZ. Modification of license (requests facilities of WBBC, WLTH, WARD, and WVFW). Application denied.

The order as herein entered shall be effective at 3:00 a. m., Eastern Standard Time, September 15, 1937.

The Commission will issue and publish at a subsequent date an opinion setting forth a statement of the facts appearing of record and the grounds for the decision herein reached.

BY ORDER OF THE COMMISSION:

The licensee herein shall file specifications of the antenna and ground system within two months after the effective date of this order, and after approval of such data, an additional two months will be allowed within which to complete installation.

If, for any reason, such information cannot be submitted within the time allowed, an informal request for extension of time must be submitted stating the necessity therefor.

APPLICATIONS GRANTED

KOCA—Oil Capital Broadcasting Assn., Kilgore, Tex.—Granted C. P. for changes in equipment and increase in day power from 100 watts to 250 watts.

WJRD—James R. Doss, Jr., Tuscaloosa, Ala.—Granted C. P. to install new equipment and increase day power to 250 watts.

KOVC—KOV, Inc., Valley City, N. Dak.—Granted C. P. for changes in equipment and increase in power for daytime use from 100 to 250 watts.

KOB—Albuquerque Broadcasting Co., Albuquerque, N. Mex.—Granted license to cover C. P. as modified; 1180 kc., 10 KW night and day, simultaneous day KEX, share night KEX. Also granted authority to determine operating power by direct measurement of antenna input.

WLW—The Crosley Radio Corp., Cincinnati, Ohio.—Granted license to cover C. P., 700 kc., 50 KW, unlimited time.

WJNO—Hazlewood, Inc., West Palm Beach, Fla.—Granted license to cover C. P., 1200 kc., 100 watts night, 250 watts day, unlimited time.

KVOR—Out West Broadcasting Co., Colorado Springs, Colo.—Granted license to cover C. P., 1270 kc., 1 KW, unlimited time.

WHIP—Hammond-Calumet Broadcasting Corp., Hammond, Ind.—Granted modification of C. P. for approval of transmitter at 137th and Pochman Ave.; authority to install new equipment, and make changes in directional antenna system.

WCOC—Mississippi Broadcasting Co., Inc., Meridian, Miss.—Granted modification of C. P. to move station locally, install new antenna system and increase nighttime power to 1 KW.

WDAF—Kansas City Star Co., Kansas City, Mo.—Granted modification of C. P. extending completion date to 8-10-37.

KHQ—Louis Wasmer, Inc., Spokane, Wash.—Granted license to cover C. P. as modified, 590 kc., 1 KW night, 5 KW day, unlimited. Also granted authority to determine operating power by direct measurement of antenna input.

KEHE—Hearst Radio, Inc., Los Angeles, Calif.—Granted license to cover C. P. for auxiliary transmitter, 780 kc., 1 KW, for emergency purposes only.

WDAH—Tri-State Broadcasting Co., Inc., El Paso, Tex.—Granted modification of license to move transmitter to location of KTSM's transmitter at Mills and Ogden Sts., El Paso; increase day power to 250 watts and use KTSM's transmitter.

KJBS—Julius Burnton & Sons Co., San Francisco.—Granted authority to install new automatic frequency control equipment.

KGCM—New Mexico Broadcasting Co., Albuquerque, N. Mex.—Granted authority to install new automatic frequency control equipment.

WHDF—Upper Michigan Broadcasting Co., Calumet, Mich.—Granted renewal of license for the period 7-1-37 to 1-1-38; 1370 kc., 100 watts night, 250 watts day, specified hours.

WBBZ—Estate of Chas. Lewis Carrell, Adelaide Lillian Carrell, Rep., Ponca City, Okla.—Granted renewal of license on a temporary basis, subject to cancellation without advance notice or hearing at any time by the Commission, pending disposition of estate of C. L. Carrell, deceased.

KMAC—W. W. McAllister, San Antonio, Tex.—Granted 3 months' extension of present license, 1370 kc., 100 watts night, 250 watts day, shares equally with KONO.

KGKY—Hillard Company, Inc., Scottsbluff, Nebr.—Granted 1 month's extension of present license, 1500 kc., 100 watts night, 250 watts day, unlimited.

WGRC—Northside Broadcasting Corp., New Albany, Ind.—Granted 2 months' extension of present license, 1370 kc., 250 watts, 6 a. m. to L.S.

WRDO—WRDO, Inc., Augusta, Maine.—Granted 2 months' extension of present license, 1370 kc., 100 watts night-day, unlimited.

WKBV—Knox Radio Corp., Richmond, Ind.—Granted renewal of license on a temporary basis and designated renewal application for hearing.

WMSD—Muscle Shoals Broadcasting Corp., Sheffield, Ala.—Granted renewal of license for the regular period, 1420 kc., 100 watts night-day, unlimited time.

WWSW—Walker & Downing Radio Corp., Pittsburgh, Pa.—Granted 1 month's extension of present license, 1500 kc., 100 watts night, 250 watts day, unlimited time.

WJNO—Present Stockholders of Hazlewood, Inc., Palm Beach, Fla.—Granted authority to transfer control of Hazlewood, Inc., from present stockholders to Jay O'Brien.

KHUB—Anna Atkinson, as Executrix of the last will of F. W. Atkinson, deceased, Watsonville, Calif.—Granted involuntary assignment of license of KHUB to Anna Atkinson, Executrix.

KFJM—University of North Dakota, Grand Forks, N. Dak.—Granted authority to install new automatic frequency control equipment.

KGIW—Leonard E. Wilson, La Junta, Colo.—Granted 2 months' extension of present license.

* Subject to compliance with Rule 131.

KEEN—KVL, Inc., Seattle, Wash.—Granted 2 months' extension of present license.

WGTM—H. W. Wilson and Ben Farmer, Wilson, N. C.—Granted modification of C. P. to move studio locally, and make changes in composite equipment.

NEW—Lamar Life Ins. Co., Mobile, Jackson, Miss.—Granted C. P. for new relay station, 1622, 2058, 2150 and 2790 kc., 50 watts.

NEW—WLBG, Inc., Mobile, Petersburg, Va.—Granted C. P. for new experimental relay station, frequencies 38900, 39100, 39300 and 39500 kc., 50 watts.

W9XSO—WDAY, Inc., Mobile, Fargo, N. Dak.—Granted C. P. for experimental relay station, frequencies 31100, 34600, 37600 and 40600 kc., 2 watts.

NEW—City Broadcasting Corp., Mobile, New Haven, Conn.—Granted C. P. for new experimental relay station, frequencies 31100, 34600, 37600 and 40600 kc., 10 watts.

NEW—The Ardmoreite Publishing Co., Inc., Mobile, Ardmore, Okla.—Granted C. P. for relay experimental station, frequencies 33100, 34600, 37600 and 40600 kc., 2 watts.

NEW—WCAU Broadcasting Co., Philadelphia, Pa.—Granted C. P. for high frequency experimental station, frequencies 31600, 35600, 38600 and 41000 kc., 100 watts.

NEW—Allen T. Simmons, Tallmadge, Ohio.—Granted C. P. for new high frequency experimental station, frequencies 31600, 35600, 38600 and 41000 kc., 100 watts.

W2XAF—General Electric Co., Schenectady, N. Y.—Granted C. P. to make changes in equipment, increase power to 100 KW, install directional array for beam transmissions to South America and Europe.

W8XNC—Allen T. Simmons, Mobile (Akron, Ohio).—Granted license to cover C. P. for relay broadcast station, frequencies 31100, 34600, 37600 and 40600 kc., 100 watts.

W9XSF—WAVE, Inc., Mobile, Louisville, Ky.—Granted license to cover C. P. for new relay broadcast station, frequencies 31100, 34600, 37600 and 40600 kc., 2 watts.

WAAG—Julio M. Conesa, Mobile, Ponce, P. R.—Granted license to cover C. P., frequencies 1622, 2058, 2150 and 2790 kc., 75 watts.

WAHB—The Journal Company (The Milwaukee Journal), Mobile, Milwaukee, Wis.—Granted modification of C. P. and license covering same, authorizing changes in equipment.

W8XKI—The Crosley Radio Corp., Mobile, Cincinnati, Ohio.—Granted modification of C. P. extending completion date to 12-7-37.

KALO—Intermountain Broadcasting Corp., Mobile, Salt Lake City.—Granted modification of C. P. extending completion date to 6-29-37.

W3XL—National Broadcasting Co., Inc., Bound Brook, N. J.—Granted modification of license to add A1 and A2 emission, and frequencies 31100, 31600, 34600, 35600, 37600, 38600, 40600, 41000, 86000-400000, 401000 kc. and above.

NEW—A. H. Belo Corp., Mobile (Dallas, Tex.).—Granted C. P. for new relay station, frequencies 1622, 2058, 2150 and 2790 kc., 75 watts.

NEW—Savannah Broadcasting Co., Mobile, Savannah, Ga.—Granted C. P. for new relay station, frequencies 1622, 2058, 2150 and 2790 kc., 10 watts.

NEW—Intermountain Broadcasting Corp., Mobile, Salt Lake City.—Granted C. P. for new experimental relay station, frequencies 33100, 34600, 37600 and 40600 kc., 40 watts.

NEW—Radio Station KFH Co., Mobile, Wichita, Kans.—Granted C. P. for new experimental relay station, frequencies 38900, 39100, 39300 and 39500 kc., 2 watts.

W2XDG—National Broadcasting Co., Inc., New York City.—Granted C. P. and license authorizing move of transmitter locally to 30 Rockefeller Plaza; make changes in equipment and decrease power to 150 watts.

WMFL—National Broadcasting Co., Inc., Bound Brook, N. J.—Granted C. P. and license authorizing changes in equipment, reduction of power to 500 watts, and addition of A1 and A2 emission.

SET FOR HEARING

NEW—WDSU, Inc., New Orleans, La.—C. P., already in hearing docket, amended to request 1500 kc., 100 watts night, 250 watts day, unlimited time, exact transmitter and studio sites and type of antenna to be determined with Commission's approval.

NEW—N. B. Egeland, Roland, Iowa.—C. P. for new station amended to read: 1500 kc., 100 watts night, 250 watts day, specified hours: Daily except Sundays, 7:30 to 9:30 a. m., 11 a. m. to 2 p. m., 6 to 8 p. m.; Sundays, 11 a. m. to 12:30 p. m., 2 to 4 and 7 to 9 p. m.

NEW—Colonial Broadcasting Co., Morristown, N. J.—C. P. for new station, 620 kc., 1 KW, unlimited time, using directional antenna for day and night use.

NEW—Burlington Broadcasting Co., Burlington, Iowa.—C. P. for new station, 1310 kc., 100 watts, unlimited time, the exact transmitter and studio sites to be determined with Commission's approval.

NEW—Sam Klaver and Nathan Belzer, d/b as The Great Western Broadcasting Co., Omaha, Nebr.—C. P. amended 5-1-37 for change in name; 1420 kc., 100 watts, unlimited time, exact transmitter site to be determined with Commission's approval.

NEW—Southern Minnesota Broadcasting Co., Rochester, Minn.—C. P. for new station to operate on 920 kc., 1 KW night, 5 KW day, unlimited time, and install directional antenna system for nighttime operation.

NEW—Evening News Press, Inc., Port Angeles, Wash.—C. P. for new station to operate on 1400 kc., 250 watts, unlimited, exact transmitter and studio sites and type of antenna to be determined with Commission's approval.

NEW—Keystone Broadcasting Co., New Castle, Pa.—C. P. for new station to operate on 1250 kc., 250 watts, daytime only, exact transmitter and studio sites to be determined subject to Commission approval.

NEW—D. E. Kendrick, Louisville, Ky.—C. P. for new station, 1210 kc., 100 watts night, 250 watts day, unlimited time, exact transmitter and studio sites to be determined with Commission's approval.

NEW—Sherman V. Coultas, Milton Edge and Hobart Stephenson, Jacksonville, Ill.—C. P. for new station, 1310 kc., 100 watts, unlimited time, exact transmitter and studio sites and type of antenna to be determined with Commission's approval.

WHEF—Attala Broadcasting Corp., Kosciusko, Miss.—C. P. to move station to Jackson, Miss., transmitter at Terry Road, and studio at corner Griffith and Lamar Sts.; install vertical radiator; 1500 kc., 100 watts night, 250 watts day, unlimited time.

KWOS—Tribune Printing Co., Jefferson City, Mo.—C. P. for changes in equipment; increase power and time of operation from 100 watts, daytime only, to 100 watts night, 250 watts day, unlimited time; 1310 kc.

WDZ—WDZ Broadcasting Co., Tuscola, Ill.—C. P. to move station to site to be determined in Decatur, Ill.

WXYZ—King-Trendle Broadcasting Corp., Detroit, Mich.—C. P. to install new equipment, increase power to 5 KW; 1240 kc., unlimited time (to be heard before the Broadcast Division).

WGRC—Northside Broadcasting Corp., New Albany, Ind.—C. P. to install directional antenna system for nighttime use; change frequency from 1370 kc. to 880 kc.; increase time of operation from daytime to unlimited.

WAIR—C. G. Hill, Geo. D. Walker and Susan H. Walker, Winston-Salem, N. C.—C. P. to install new equipment and increase day power to 1 KW.

WBNX—WBNX Broadcasting Co., Inc., New York City.—C. P., already in hearing docket, amended to request move of transmitter locally to near Secaucus, N. J.; install new equipment and directional antenna system for day and night operation; increase power to 5 KW (to be heard before the Broadcast Division).

WKAR—Michigan State College, E. Lansing, Mich.—C. P. to move transmitter site to College Farms (locally); install new equipment and vertical radiator; increase day power to 5 KW.

WLAP—American Broadcasting Corp. of Kentucky, Lexington, Ky.—C. P. to move transmitter to intersection Russell Cave Pike and Ironworks Pike, near Lexington; install new equip-

ment and vertical radiator; change frequency from 1420 ke. to 610 ke.; increase power to 500 watts night, 1 KW day.

WRBL—WRBL Radio Station, Inc., Columbus, Ga.—Amended modification of C. P. (already in hearing docket) to request move of transmitter to site to be determined with Commission's approval (locally); install new equipment; change frequency to 1330 ke.; increase power to 1 KW, unlimited time.

KPOF—Pillar of Fire, near Denver, Colo.—Modification of license to increase power from 500 watts to 1 KW.

David G. Adams, d/b as Adams Recording Studio, San Diego, Calif. Authority to supply electrical transcriptions to Stations XEBG and XEMO, Tia Juana, Mexico, to be delivered by private carrier.

WFAS—Westchester Broadcasting Corp., White Plains, N. Y.—Special experimental authority amended to request simultaneous operation day-WBRB and share WGNV and WGBB, share evenings with WBRB, WGNV and WGBB for the period ending 12-1-37.

RENEWAL OF LICENSES

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

KALB, Alexandria, La.; KCMO, Kansas City, Mo.; KFGQ, Boone, Ia.; KGGC, San Francisco; KGKB, Tyler, Tex.; KLUF, Galveston, Tex.; KNEL, Brady, Tex.; KNOW Austin, Tex.; KONO, San Antonio, Tex.; KOTN, Pine Bluff, Ark.; KOVC, Valley City, N. Dak.; KRBC, Abilene, Tex.; KRXX, Everett, Wash. KRNR, Roseburg, Ore.; KSLM, Salem, Ore.; KUMA, Yuma, Ariz.; KXL, Portland, Ore.; WAGM, Presque Isle, Me.; WATL, Atlanta, Ga.; WCHV, Charlottesville, Va.; WDAS and auxiliary, Philadelphia; WDWS, Champaign, Ill.; WEED, Rocky Mount, N. C. WFOR, Hattiesburg, Miss.; WHBB, Selma, Ala.; WHEF, Kosciusko, Miss.; WILM, Wilmington, Del.; WJBO, Baton Rouge, La.; WKEU, Griffin, Ga.; WLAP, Lexington, Ky.; WLLH, Lowell, Mass.; WMAS, Springfield, Mass.; WMBC, Detroit, Mich.; WMBH, Joplin, Mo.; WMBR, Jacksonville, Fla.; WMEX, Boston, Mass.; WMFD, Wilmington, N. C.; WHFO, Decatur, Ala.; WMIN, St. Paul, Minn.; WNBK, Binghamton, N. Y.; WNLC, New London, Conn.; WOPI, Bristol, Tenn.; WPAD, Paducah, Ky.; WPAR, Parkersburg, W. Va.; WPAY, Portsmouth, Ohio; WRAK, Williamsport, Pa.; WRDW, Augusta, Ga.; WRGA, Rome, Ga.; WRJN, Racine, Wis.; WSAU, Wausau, Wisc.; WSVS, Buffalo, N. Y.; WSYB, Rutland, Vt.; WTMV, E. St. Louis, Ill.; WWRL, Woodside, L. I., New York; KFRO, Longview, Tex.; KUJ, Walla Walla, Wash.; KCMC, Texarkana, Tex.; KIUN, Pecos, Tex.; KIUP, Durango, Colo.; KPO, Wenatchee, Wash.; KTEM, Temple, Tex.; WABY, Albany, N. Y.; WGPC, Albany, Ga.; WOC, Davenport, Ia.

The following stations were granted renewal of licenses for the period ending Dec. 1, 1937:

KPDN, Pampa, Tex.; WJTN, Jamestown, N. Y.; KPNC, Bakersfield, Cal.; KVSO, Ardmore, Okla.; WCPO, Cincinnati, Ohio; WSAJ, Grove City, Pa.; WTAL, Tallahassee, Fla.; WDAH, El Paso, Tex.

KDAL—Red River Broadcasting Co., Inc., Duluth, Minn.—Granted renewal of license on a temporary basis subject to whatever action may be taken by the Commission upon the pending application for renewal.

WMBQ—Metropolitan Broadcasting Corp., Brooklyn, N. Y.—Granted renewal of license on a temporary basis subject to whatever action may be taken by the Commission upon the pending application for renewal.

The following stations were granted renewal of licenses on a temporary basis only, pending receipt and/or action on applications for renewal:

KGFI, Corpus Christi, Tex.; KMET, Palestine, Tex.; KRMC, Jamestown, N. D.; WJBK, Detroit; WMFJ, Daytona Beach, Fla.; WPRP, Ponce, P. R.

KGBU—Alaska Radio & Service Co., Inc., Ketchikan, Alaska—Present license extended on a temporary basis for the period July 1 to August 1, 1937, pending receipt and/or action on renewal application.

W8XWJ—The Evening News Assn., Detroit, Mich.—Granted renewal of high frequency broadcast experimental station license, for the period ending April 1, 1938, on an experimental basis only, subject to change without prior notice or hearing.

SPECIAL AUTHORIZATIONS

WBZ—Westinghouse Electric and Manufacturing Co., Boston, Mass.—Granted special temporary authority to operate a 1-KW crystal controlled transmitter, tolerance of 50 cycles, on 1020 ke., in vicinity of Millis, Mass., during daytime hours, for period July 1 to 31, 1937, in order to make tests for a possible new transmitter site.

KLPM—John B. Cooley, Minot, N. Dak.—Granted special temporary authority to operate from 2:30 to 5 p. m. CST, Sunday, July 4 (Provided KGCU remains silent), in order to broadcast International Peace Celebration featuring Canadian Premiers as speakers.

WHDF—Upper Michigan Broadcasting Co., Calumet, Mich.—Granted special temporary authority to operate from 9:45 to 10:20 a. m., CST, July 6, 7, 8, 9, 10, 12 and 13, in order to conduct cooking school of the air.

KQV—KQV Broadcasting Co., Pittsburgh, Pa.—Granted special temporary authority to operate simultaneously with WSMK from 10 p. m. to 12 midnight, EST, Wed, June 30, for the purpose of broadcasting night baseball game.

WMBG—Havens & Martin Inc., Richmond, Va.—Granted extension of special temporary authority to operate from 5:30 to 7 p. m., EST, on Sundays, from July 1, to 31, incl., provided WBBL remains silent, in order to broadcast special programs.

WFIL—WFIL Broadcasting Co., Philadelphia, Pa.—Granted extension of special temporary authority to operate on 560 ke. with 1 KW at night for the period July 1 to 31, inclusive, pending filing of and action on license application to cover C. P. for this authority.

WJEJ—Hagerstown Broadcasting Co., Hagerstown, Md.—Granted extension of special temporary authority to operate with power of 50 watts from local sunset (July, 7:45 p. m.) to 11 p. m., EST, Tuesdays, Thursdays, Saturdays and Sundays for period, July 1 to 31, in compliance with Rule 131 on modification of license.

KGGF—Powell and Platz, Coffeyville, Kans.—Granted special temporary authority to operate from 7:15 to 9:15 p. m., CST, July 1, 6, 8, 13, 15, 20, 22, 27, 29, 1937, and from 8:15 to 9:15 p. m., CST, July 7, 14, 21, 28, 1937, in order that WNAD may remain silent during University summer vacation.

WNAD—Univ. of Okla., Norman, Okla.—To remain silent on above dates in order to observe summer vacation.

WBNY—Roy L. Albertson, Buffalo, N. Y.—Granted special temporary authority to operate from 8:30 to 9 a. m., EST, Morning News Roundup; 9 to 9:30 a. m., EST, Morning Musicale; 9:30 to 9:45 a. m., EST, Band Music; 9:45 to 10 a. m., EST, Organ program; 2 to 2:15 p. m., EST, Transradio newscast; 2:15 to 2:30 p. m., EST, Organ recital; 2:30 to 2:45 p. m., EST, Five Familiar Tunes; 2:45 to 3 p. m., EST, Sons of the Pioneers musical program, for period July 1 to 30, 1937, incl. (provided WSVS remains silent).

WMBQ—Joseph Husid, Receiver for Metropolitan Broadcasting Corp., Brooklyn, N. Y.—Granted extension of special temporary authority for Joseph Husid, Receiver, for Metropolitan Broadcasting Corp., to operate station for the period July 1 to 31, 1937, pending action on any applications affecting WMBQ.

WCAX—Burlington Daily News, Inc., Burlington, Vt.—Granted extension of special temporary authority to operate daily except Sunday, 2 to 4:30 p. m., EST, and daily except Friday, Saturday, Sunday, 7 to 9 p. m., EST, for the period July 1 to 31, 1937, in order to broadcast sponsored northern league baseball games.

WCBD—WCBD, Inc., Chicago, Ill.—Granted extension of special temporary authority to use the transmitter of station WMBI for the period July 2 to 31, pending repair to WCBD's transmitter which was destroyed by fire.

WMFR—Radio Station WMFR, Inc., High Point, N. C.—Granted special temporary authority to operate from 9:30 to 10 p. m., EST, Friday, July 2, in order to broadcast a program for the N. C. Dept. of Conservation and Development, featuring address by Governor Hoey.

WAXB-WAXC—Alford J. Williams, c/o Gulf Oil Corp., Pittsburgh, Pa.—Granted extension of special temporary authority to operate RCA Type H aircraft transmitter, 5 watts, on board plane NC-1050 owned by A. J. Williams, and RCA Type AVT-7 transmitter, portable on ground, on frequencies 1646, 2090, 2190, 2830 ke., as relay broadcast stations for period July 3 to August 1, 1937, for testing and transmission of

program communication service between plane and portable transmitter on ground in connection with flight demonstrations and junior aviator activities at various locations over U. S.

WWJ—The Evening News Assn., Detroit, Mich.—Granted extension of special temporary authority to operate for the period beginning July 3 and ending August 1, 1937, with an increase in night power to 5 KW, to overcome interference.

KOAC—Oregon State Agr. College, Corvallis, Ore.—Granted special temporary authority to remain silent on July 5, in order to observe National Holiday and holiday in Oregon Inst. of Higher Education.

WKAR—Mich. State College, E. Lansing, Mich.—Granted extension of special temporary authority to rebroadcast Naval Observatory time signals over WKAR, provided station complies with requirements of Naval Observatory station, for period August 1, 1937, to February 1, 1938.

KHUB—Mrs. Anna Atkinson, Executrix of estate of F. W. Atkinson, deceased, Watsonville, Calif.—Granted extension of special temporary authority to Mrs. Anna Atkinson, executrix of estate of F. W. Atkinson, deceased, to operate station KHUB for period July 5 to August 5, 1937, pending action on formal application for involuntary transfer of license.

WSAY—Brown Radio Service & Lab., Rochester, N. Y.—Granted special temporary authority to operate from local sunset (August sunset, 7:15 p. m.) to 7:30 p. m., EST, August 6, 13, 20, 27; and from local sunset (September, 6:15 p. m.) to 7:30 p. m., EST, September 3, 1937, in order to broadcast Anti-Communist talk.

WHIO—Miami Valley Broadcasting Corp., Dayton, Ohio—Granted special temporary authority to operate with currents in the antenna towers different from those specified in license for period not to exceed 30 days, provided the unattenuated field at one mile in the direction of KOIL shall not be in excess of 99 millivolts per meter.

WIBG—Seaboard Radio Broadcasting Corp., Glenside, Pa.—Granted special temporary authority to operate a 100-watt test transmitter on 970 kc., between hours of 12 midnight and 6 a. m., EST, for period not to exceed 30 days, in order to determine additional field strength measurements and transmitter locations. However, such operation not permitted during those hours prescribed for Commission monitoring schedule.

EFFECTIVE DATE EXTENDED

NEW—Ex. Rep. 1-305: The Pottsville Broadcasting Co., Pottsville, Pa.—Effective date of order extended from June 29 to July 6, 1937.

MISCELLANEOUS

WLBL—Radio Station WLBL, Stevens Point, Wis.—Granted 30-day authority to operate station at new location, pending filing and action on formal application for approval of new location.

WBRC—Birmingham Broadcasting Co., Inc., Birmingham, Ala.—The application for authority to operate on 930 kc., 1 KW, 5 KW LS, unlimited time, was granted without a hearing on February 16, 1937; the Commission reconsidered its action of February 16 and designated the application for hearing on protest of the Birmingham News Co. On June 24, the Birmingham News Co. filed a request to withdraw said protest, and the protest is accordingly dismissed.

KLZ—KLZ Broadcasting Co., Denver, Colo.—Granted petition to intervene upon the application of Eugene P. O'Fallon, Inc., station KFEL, Docket No. 4578, for a C. P. to use 920 kc., 1 KW, unlimited time. Dismissed opposition of the applicant.

NEW—Harry Schwartz, Tulsa, Okla.—Granted petition of Harry Schwartz to waive provisions of Rule 104.6 (b) and accept his appearance in Docket No. 4586, application for new station at Tulsa, on 1310 kc., 250 watts, daytime.

NEW—Wm. E. Walker and Merrill F. Chapin, d/b as Walker & Chapin, Oshkosh, Wis.—Granted petition of Walker & Chapin to accept their appearance in Docket No. 4588, application for new station at Oshkosh, 1010 kc., 250 watts, unlimited time.

NEW—John Stewart Bryan, Petersburg, Va.—Granted petition for continuance of the consolidated hearing upon the applications of Havens & Martin, Inc. (Docket No. 4562), Petersburg Newspaper Corp. (Docket No. 4487), and John Stewart Bryan (Docket No. 4506), for construction permit to erect new broadcast station in Petersburg to operate on 1210 kc.,

100 watts night, 250 watts LS. Hearing now scheduled for July 12, 1937, to be postponed until Fall.

KLS—Warner Brothers, Oakland, Calif.—Granted petition to intervene at hearing of application of Richard Field Lewis for a new station at Oakland, Calif., using 1160 kc., 1 KW, daytime (Docket No. 4584).

KJBS—Julius Brunton & Sons Co., San Francisco, Calif.—Granted petition to intervene at hearing of application of Richard Field Lewis for new station at Oakland, Calif., using 1160 kc., 1 KW, daytime (Docket No. 4584).

KRE—Central California Broadcasters, Inc., Berkeley, Calif.—Granted petition to intervene at hearing on application of Richard Field Lewis for new station at Oakland, Calif., using 1160 kc., 1 KW, daytime (Docket No. 4584).

NEW—Genesee Radio Corp., Flint, Mich.—Granted petition to accept the notice of appearance and statements of facts to be proved in connection with its application for a C. P. for new station on 1500 kc., 100 watts, 250 watts LS, specified hours (Docket No. 4587).

NEW—Capitol Broadcasting Co., Inc., Raleigh, N. C.—Granted petition for postponement of hearing of application of Radio Station WFNC (partnership of C. Frank Walker and Waldo W. Primm) for construction permit for new station in Fayetteville, N. C., to operate on 1210 kc., 250 watts, daytime (Docket No. 4583). Hearing now scheduled for July 12, 1937, new date to be fixed for a consolidated hearing upon the application of Radio Station WFNC and the Capitol Broadcasting Co., Inc. (Docket No. 4529).

WBRE—Louis G. Baltimore, Wilkes-Barre, Pa.—Granted petition for continuance of hearing on application for modification of construction permit to increase daytime power from 100 watts to 250 watts until LS. Hearing now scheduled for July 15, 1937, to be continued for a reasonable time subsequent to completion of construction (Docket No. 4592).

NEW—L. L. Correll, Sr., et al., Lincoln, Nebr.—Denied petition for further hearing and intervention on application of Central States Broadcasting Co., Council Bluffs, Iowa, for C. P. for new station on 1500 kc., 100 watts, unlimited time (Docket No. 4179). Petitioner has application before Commission for C. P. for new station at Lincoln, Nebr., to operate on 1450 kc., 250 watts day, 1 KW LS, unlimited time.

WFBR—Baltimore Radio Show, Inc., Baltimore, Md.—Denied petition for partial grant of application to authorize the use of 1 KW night, 5 KW LS, and for consideration of the application under Rule 104.7.

NEW—A. L. Chilton, Dallas, Tex.—Granted petition to intervene in the hearing of the application of Centennial Broadcasting Corp. for new station at Dallas, Tex., to use 1500 kc., 100 watts, daytime (Docket No. 4551).

National Broadcasting Co., Inc., New York, N. Y.—Denied petition praying that the Commission reconsider and grant application for authority to operate by remote control the experimental relay broadcast stations, W2XF, W2XX, and W8XB.

KROW—Educational Broadcasting Corp., Oakland, Calif.—Granted petition to intervene in the hearing on the application of Richard Field Lewis for new station at Oakland to use 1160 kc., 1 KW, daytime (Docket No. 4584).

NEW—Voice of Detroit, Inc., Detroit, Mich.—Granted motion for continuance of hearing on application for new station to operate on 1120 kc., 500 watts night, 1 KW LS, unlimited time (Docket No. 3998). Hearing now scheduled for September 9, 1937, postponed to new date subsequent to October 15, 1937, to be fixed at convenience of the Docket.

NEW—Saginaw Broadcasting Co., Saginaw, Mich.—Granted petition to intervene in the hearing of the application of Genesee Broadcasting Co. for new station at Flint, Mich., to operate on 1200 kc., 100 watts night, 250 watts day, specified hours (Docket No. 4587).

KTUL—Tulsa Broadcasting Co., Tulsa, Okla.—Granted petition to intervene in the hearing on the application of United Broadcasting Co., Tulsa, Okla., for new station on 1550 kc., 1 KW, unlimited time (Docket No. 4606).

WKBN—WKBN Broadcasting Corp., Youngstown, Ohio.—Granted petition for continuance of hearing on application of WKBN for modification of construction permit to use 570 kc., 500 watts, unlimited time (Docket No. 4593). Hearing scheduled for July 15, 1937, postponed to new date to be fixed at convenience of the Docket.

KFRU—KFRU, Inc., Columbia, Mo.—Granted petition to deny as in case of default application of T. B. McChristy for new station at Brownwood, Tex., to use 630 kc., 250 watts, day-

time (Docket No. 4565). Denied petition of T. B. McChrissy to waive provisions of Rule 105.25 and accept his appearance. Also his petition to withdraw his application without prejudice.

WDGY—Dr. Geo. W. Young, Minneapolis, Minn.—Granted petition for authority to make this announcement: "This is Station WDGY with studios in Minneapolis and St. Paul."

KJBS—Julius Brunton & Sons Co., San Francisco, Calif.—Denied petition for reconsideration and grant of application for modification of license (B5-ML-416) for change in frequency from 1070 ke. to 1080 ke., and change in time of operation from limited to specified hours.

KOBH—Black Hills Broadcasting Co., Rapid City, S. D.—Denied petition asking Commission to reconsider and grant without hearing application for assignment of license of KOBH (B4-AL-162).

WCOC—Mississippi Broadcasting Co., Inc., Meridian, Miss.—Granted request to extend the working of Rule 132 for sixty days from June 5, 1937. Also granted authority to move station locally and install new antenna. Designated for hearing application for increase in night power.

WNRI—S. George Webb, Newport, R. I.—Denied motion to reopen the record in Dockets Nos. 3857, 3836 and 3971, for purpose of taking additional testimony. Docket No. 3857 is application of S. George Webb for modification of C. P. to extend completion of construction for new station at Newport, R. I., on 1200 ke., 100 watts night, 250 watts LS, unlimited time. (Docket No. 3971), The Hartford Times, Inc., for modification of C. P. to change hours of operation of WHTT, Hartford, Conn., from daytime to unlimited, and (Docket No. 3836), E. Anthony & Sons, Inc., for C. P. to erect new station at Pawtucket, R. I., operate on 1200 ke., 100 watts night, 250 watts day, unlimited time.

NEW—United Theaters, Inc., San Juan, P. R.—Granted petition for oral argument upon its exceptions to Examiners Report No. I-407, concerning the application of Juan Piza, San Juan, P. R., for C. P. for new station on 1500 ke., 100 watts night, 250 watts LS, unlimited time (Docket No. 4309). Accepted brief submitted by United Theaters, Inc., in support of its exceptions to said Examiner's Report.

KHSL—Golden Empire Broadcasting Co., Chico, Cal.—Inasmuch as Rule 131 has now been complied with, the Division directed that a modification of license be issued to change frequency and time to 1260 ke., unlimited time, using 250 watts power.

KVI—Puget Sound Broadcasting Co., Tacoma, Wash.—Retired to closed files application for C. P. covering authority to use Old Western Elec. transmitter as auxiliary, moving same to Tacoma and using 1 KW power, which was granted April 2, 1937. Applicant has requested relinquishment of this authority, and the application granted April 2, is retired to closed files.

NEW—State Capital Broadcasting Assn., Austin, Texas.—Denied petition to rehear and consolidate in final hearing the application of State Capital Broadcasting Assn., to establish a new station to operate on 1120 ke., 500 watts night, 1 KW LS, heard by an Examiner November 10, 1936, and the application of Baton Rouge Broadcastng Co., Inc., Ex. Rep. No. 1-267.

NEW—Isadore Goldwasser, Anniston, Ala.—Denied petition requesting Commission to grant a rehearing on his application for C. P. to erect a new station to operate on 1420 ke., 100 watts, daytime. This application was denied by the Commission on April 27, 1937.

EXAMINERS' REPORTS RELEASED SINCE JUNE 15, 1937

NEW—Ex. Rep. 1-438: Elmira Star-Gazette Inc., Elmira, N. Y.—Examiner Robert L. Irwin recommended grant of C. P. for new station to operate on 1200 ke., 250 watts, daytime.

NEW—Ex. Rep. 1-439: Chase S. Osborn, Jr., Fresno, Cal.—Examiner John P. Bramhall recommended grant of C. P. for new station to operate on 1440 ke., 500 watts, unlimited time.

WPEN—Ex. Rep. 1-440: William Penn Broadcasting Co., Philadelphia, Pa.; and WRAX: WRAX Broadcasting Co., Philadelphia, Pa.—Examiner Tyler Berry recommended that application for authority to transfer control of Wm. Penn Broadcasting Co. and WRAX Broadcasting Co., from Clarence H. Taubel to John Iraci, be granted; that the application of WPEN for modification of license to increase power from 250 watts night, 500 watts day, to 1 KW day

and night, employing directional antenna be granted; that the application of WPEN for modification of license to change time of operation from sharing with WRAX on 920 ke., 250 watts night, 500 watts day, to unlimited time on said frequency, and requesting facilities of WRAX, be granted; contingent upon the Commission granting application for transfer of control of WPEN-WRAX from Clarence H. Taubel to John Iraci; that if these recommendations be concurred in, that the application of WRAX to increase power to 1 KW be denied. However, if these recommendations are not concurred in by the Commission, then the Examiner recommended that the application of WPEN for modification of license to increase power to 1 KW, using directional antenna and sharing with WRAX, be granted; and that the application of WRAX for modification of license to increase power to 1 KW, employing directional antenna, sharing with WPEN, be granted.

NEW—Ex. Rep. 1-441: Waterloo Times-Tribune Publishing Co., Waterloo, Ia.—Examiner George H. Hill recommended denial of C. P. for new station to operate on 1370 ke., 100 watts, daytime.

NEW—Ex. Rep. 1-442: Schuylkill Broadcasting Co., Pottsville, Pa.; and NEW: Pottsville News and Radio Corporation, Pottsville, Pa.—Examiner Melvin H. Dalberg recommended grant of application of Schuylkill Broadcasting Co. for C. P. to operate on 580 ke., 250 watts, daytime hours, and denial of application of Pottsville News & Radio Corp. for these facilities.

NEW—Ex. Rep. 1-443: Twin City Broadcasting Corp., Longview, Wash.—Examiner R. H. Hyde recommended grant of C. P. for new station to operate on 780 ke., 250 watts, daytime hours.

NEW—Ex. Rep. 1-444: William W. Ottaway, Port Huron, Mich.—Examiner John P. Bramhall recommended denial of application for C. P. for new station to operate on 1370 ke., 250 watts, daytime.

NEW—Ex. Rep. 1-445: Phillip Jackson, Brunswick, Ga.—Examiner J. P. Bramhall recommended dismissal with prejudice, of application for C. P. for new station to operate on 1420 ke., 100 watts, daytime.

WABY—Ex. Rep. 1-446: Adirondack Broadcasting Co., Inc., Albany, N. Y.—Examiner Robert L. Irwin recommended grant of application to increase power from 100 watts to 100 watts night, 250 watts day, on 1370 ke., unlimited time.

NEW—Ex. Rep. 1-447: C. S. Gooch, d/b as Amarillo Broadcasting Co., Amarillo, Texas.—Examiner Melvin H. Dalberg recommended dismissal without prejudice, of application for C. P. to use 1500 ke., 100 watts, unlimited time.

NEW—Ex. Rep. 1-448: Columbia Radio Co., Inc., Columbia, S. C.—Examiner Geo. H. Hill recommended denial of application for C. P. to use 1200 ke., 100 watts, unlimited time; and

NEW—Carolina Advertising Corp., Columbia, S. C.—recommended grant of application of Carolina Advertising Corp., to use 1370 ke., 100 watts, 250 watts LS, unlimited time.

NEW—Ex. Rep. 1-449: W. E. Whitmore, Hobbs, N. Mex.—Examiner M. H. Dalberg recommended grant of C. P. for new station to operate on 1500 ke., 100 watts, daytime.

NEW—Ex. Rep. 1-450: John D. Fields, Inc., Las Vegas, Nevada.—Examiner P. W. Seward recommended dismissal with prejudice, of application for C. P. to use 1370 ke., 100 watts, unlimited time.

KROY—Ex. Rep. 1-451: Royal Miller, Sacramento, Cal.—Examiner Tyler Berry recommended denial of application for modification of C. P. to change frequency from 1210 ke. to 1340 ke.; power from 100 watts to 250 watts night, 1 KW LS, and hours of operation from daytime to unlimited.

KSD—Ex. Rep. 1-452: The Pulitzer Publishing Co., St. Louis, Mo.—Examiner P. W. Seward recommended grant of renewal of license subject to specified hours, and denial of application to operate unlimited time on 550 ke.

KFUO—Evangelical Lutheran Synod of Missouri, etc., Clayton, Mo.—Examiner Seward recommended grant of application for one-half time operation on frequency of 550 ke., and grant of renewal of license authorizing specified hours.

RATIFICATIONS

WMBO—WMBO, Inc., Auburn, N. Y.—Granted extension of program test period for 30 days from June 12.

W9XES—Midland Broadcasting Co., Inc., Kansas City, Mo.—Granted authority to operate as licensed for period of 30 days beginning June 19 and ending no later than July 18,

- to relay broadcast on Saturday mornings series of question and answer broadcasts.
- W9XPN—WDZ Broadcasting Co., Tuscola, Ill.—Granted authority to operate as licensed for 30 days beginning June 22, to relay broadcast various programs originating from Paterson Springs Park.
- WIND—Johnson-Kennedy Radio Corp., Gary, Ind.—Granted special temporary authority to operate with two 350 feet towers spaced 5/8 of a wave for the period June 21 and ending no later than July 20, while the 250 ft. tower is taken down and moved to the proper location in the new three element array as authorized by C. P.
- KDB—Santa Barbara Broadcasters, Ltd., Santa Barbara, Cal.—Granted extension of special temporary authority to operate a 100 watt portable test transmitter between hours of 12 midnight and 6 a. m. PST, for period June 17 and ending no later than July 16, in order to make field intensity survey tests.
- WHIO—Miami Valley Broadcasting Corp., Dayton, Ohio—Granted special temporary authority to operate from 12 midnight to 6 a. m., EST, for period not to exceed 30 days, in order to determine proper operating constants for the most efficient operation of directional antenna; provided unattenuated field intensity at one mile in the direction of KOIL shall not exceed 99 millivolts per meter.
- KPRC—Houston Printing Corp., Houston, Tex.—Granted extension of special temporary authority to operate with power 5 KW night, for period June 23 to July 22, 1937.
- WEST—Associated Broadcasters, Inc., Easton, Pa.—Granted extension of special temporary authority to operate simultaneously with WKBO from 10 to 11 a. m. and from 5 to 6 p. m., EST, for the period beginning June 23 and ending no later than July 22, incl., due to the adoption of Daylight Saving Time in Easton.
- W9XPW—WDZ Broadcasting Co., Tuscola, Ill.—Granted special temporary authority to operate relay broadcast transmitter of station W9XPW on the frequencies 31100, 34600, 37600 and 40600 kc., using 30 watts, for period of 30 days from June 22 and ending no later than July 21, 1937.
- WJAR—The Outlet Company, Providence, R. I.—Granted special temporary authority to operate 1 KW auxiliary transmitter as regular transmitter, for period not to exceed 30 days, pending installation of new 5 KW transmitter equipment as authorized by C. P.
- W3XPF—Farnsworth Television, Inc. of Pa., Philadelphia—Granted extension of special temporary authority to conduct equipment tests of a 100 watt exciter unit for period June 21 to July 20, 1937.
- WHBF—Rock Island Broadcasting Co., Rock Island, Ill.—Granted special temporary authority to operate a 50-watt site test transmitter in the Rock Island-Moline area during daylight hours on frequency 1520 kc., and during experimental period at night on frequency 1210 kc., for period not to exceed 10 days.
- WDAF—The Kansas City Star Co., Kansas City, Mo.—Granted special temporary authority to reduce daytime operating power from 5 KW to 1 KW for period beginning June 21 and ending June 30, 1937.
- KGFI—Eagle Broadcasting Co., Inc., Corpus Christi, Texas—Granted extension of special temporary authority to remain silent for the period June 26 to July 25, 1937, preparatory to removal to Brownsville as authorized in modification of C. P.
- WQDM—Regan and Bostwick, St. Albans, Vt.—Granted special temporary authority to operate from 5 to 7:45 p. m., EST, June 26 and 30; from 2 to 6 p. m., EST, June 27 and July 4 and 18; and from 5 to 7:30 p. m., EST, July 3, 6, 8, 10, 14, 17, 20, 22 and 24, in order to broadcast sponsored baseball games.
- WISN—Hearst Radio, Inc., Milwaukee, Wis.—Granted special temporary authority to rebroadcast over station WISN the conversation carried on between exp. stations W5XAR and W5XAS of the Western Radio Telg. Co., for a period of not more than 1 hour, between June 28 and July 3, 1937, flying weather permitting.
- WKBB—Sanders Bros. Radio Station, E. Dubuque, Ill.—Granted special temporary authority to rebroadcast over station WKBB the conversation carried on between exp. stations W5XAR and W5XAS of Western Radio Telg. Co., for period not to exceed 1 hour between June 25 and June 30, flying weather permitting.
- KTMS—News Press Publishing Co., Santa Barbara, Calif.—Granted modification of C. P. for approval of transmitter site near Goleta, Calif., changes in authorized equipment and installation of directional antenna system for day and nighttime operation.
- NEW—Donald B. MacMillan, Mobile—Granted C. P. for exp. broadcast station.
- Granted petition of Doughty & Welch Electric Co., Inc. (WSAR), to intervene in the proceeding on the application of Fall River Herald News Publishing Co., for C. P. for new station at Fall River, Mass., Docket 4552.
- Granted petition of St. Petersburg Chamber of Commerce (WSUN) to intervene in the proceedings on the application of The Tribune Co. for C. P. for a new station at Tampa, Fla., Docket No. 3932, and dismissed the opposition of The Tribune Company to said petition.
- Granted petition of the Monocacy Broadcasting Co., to accept petitioner's appearance in the proceedings upon its application for C. P. for a new station at Rockville, Md., Docket 3191.
- Granted request of the St. Petersburg Chamber of Commerce for the issuance of a subpoena directing W. W. McEachern of St. Petersburg, to appear at the further hearing upon the application of Earl Weir for C. P. for new station at St. Petersburg, Fla., Docket 3868, and approved the issuance of such subpoena.
- The Broadcast Division, upon its own motion, extended the effective date of its decision on the application of Ventura County Star, Inc., et al, Docket 3469, from June 22 to June 29, 1937.
- Granted petition of Wescoast Broadcasting Co. (KPQ), to waive Rule 106.22 and to grant an order to take depositions in support of its application for C. P., Docket 4576.
- Granted petition of Superior Broadcasting Service, Inc. (WCAZ), to intervene in the proceedings upon the application of Leon M. Eisfeld for C. P., for new station at Burlington, Iowa, Docket 4502.
- Granted petition of WKBN Broadcasting Corp., to intervene in the proceedings on the application of Wm. F. Maag, Jr., for C. P. for new station at Youngstown, Ohio, Docket 4561.
- Granted petition of Red River Valley Broadcasting Corp. (KRRV), to intervene in the proceedings on the application of KCMO Broadcasting Co. (KCMO), Kansas City, Mo., for C. P., Docket 4485.
- Granted petition of Red River Valley Broadcasting Corp. (KRRV), to intervene in the proceedings on the application of L. L. Coryell, et al., Lincoln, Nebr., for C. P., Docket 4509.
- Granted petition of The Edison Electric Illuminating Co., of Boston, to intervene in the proceedings on the application of the Birmingham News Co., for C. P. for new station at Birmingham, Ala., Docket 3975.
- Denied the petition of E. E. Krebsbach, to accept his appearance, statement and affidavit and that he be allowed to participate in the hearing upon the application of KCMO Broadcasting Co., for C. P., Docket 4485.
- Granted petition of Leon M. Eisfeld requesting continuance of hearing on his application for C. P. for a new station at Burlington, Iowa, Docket 4502, and directed that the new hearing date be fixed at the convenience of the docket.
- Granted petition of Harry Schwartz for orders to take depositions at Tulsa, Sapulpa, and Sand Springs, Okla., in support of his application for a new station at Tulsa, Okla., Docket 4586.
- Granted request of Utica WUTK, Inc., for continuance of hearing date upon its application for C. P. for a new station at Utica, N. Y., Docket 4566, and directed that a new hearing date be fixed at the convenience of the docket.
- Granted petition of Cleveland Radio Broadcasting Corp., to intervene in the proceedings on the application of Great Lakes Broadcasting Corp. for construction permits for new station at Cleveland, Docket 4591.
- Granted motion of Herbert Lee Blye requesting that hearing date on his application for C. P. for new station at Lima, Ohio, Docket 4575, be postponed, and directed that the new date for hearing be fixed at the convenience of the docket.
- Granted motion of Jules J. Rubens requesting that date for hearing on his application for C. P. at Aurora, Ill., Docket 4579, be continued, and directed that the new date for hearing be fixed at convenience of the dockets.
- Granted petition of R. B. Broyles Furniture Co. (WSGN), Birmingham, Ala., to intervene in the proceedings on the application of the Birmingham News Co. for C. P. for a new station at Birmingham, Ala., Docket 3975.
- Granted petition of Earl Weir, St. Petersburg, Fla., requesting that hearing upon his application for C. P. for a new station at St. Petersburg, Docket 3868, be continued, and directed that the

new hearing date be fixed at a date in September, 1937, at the convenience of the dockets.

Granted motion of the Centennial Broadcasting Corp., requesting that the hearing on its application for C. P. for new station at Dallas, Texas, Docket 4551 be continued from July 2 to 15, 1937.

Granted petition of Southern Broadcasting Corp., Bogolusa, La., to intervene in the proceedings on the application of WSMB, Inc., New Orleans, La., for C. P. Docket 4530.

Granted petition of the Houston Printing Corp., to intervene in the proceedings on the application of Dr. Wm. States Jacobs Broadcasting Co. for C. P. for new station at Houston, Texas. Docket 4269.

Granted petition of Southern Broadcasting Corp., Bogolusa, La., to intervene in the proceedings on the application of WDSU, Inc., New Orleans, La., for C. P., Docket 4574.

Granted petition of the Tribune Building Co. (KXL), to intervene in the proceedings on the application of Richard Field Lewis for C. P. for a new station at Oakland, Cal. Docket 4584.

Granted petition of WLAC, Nashville, and the Yankee Network, Inc. (WNAC and WAAB), Boston, Mass., requesting that oral argument on the application of The Northern Corp. (WMEX) for C. P., Docket 4171, now scheduled for July 1, be postponed until such time as oral argument is had on the application of the Mass. Broadcasting Corp. (WCOP) for C. P., Docket 3332. The Broadcast Division dismissed the opposition of the Mass. Broadcasting Corp. to said petition.

Denied petition of L. L. Coryell and Son in so far as it requests the reinstatement of the applications of L. L. Coryell and Son, Docket 4509, and Cornbelt Broadcasting Corp., Docket 4604, upon the hearing calendar for June 28, and dismissed the petition in so far as it requests that the hearing date on the application of KCMO Broadcasting Co., Docket 4485, be continued.

Denied the petition of KCMO Broadcasting Co. in so far as it requests the reinstatement of the applications of L. L. Coryell and Son, Docket 4509, and Cornbelt Broadcasting Corp., Docket 4604, upon the hearing calendar for June 28, 1937, and dismissed the petition in so far as it opposes a continuance of the hearing date on its application, Docket 4485.

Dismissed application of KIUL, Garden City Broadcasting Co., Garden City, Kans., for Voluntary Assignment of License to KIUL, Inc., and directed that an order be entered accordingly and forwarded to all interested parties.

Denied the motion of Power City Broadcasting Corporation to postpone the effective date of the order of the Broadcast Division entered on February 9, 1937, denying the application of Power City Broadcasting Corp., for C. P. to erect a new station at Niagara Falls, N. Y. Docket 3839.

APPLICATIONS RECEIVED

First Zone

WORL—Broadcasting Service Organization, Inc., Boston, Mass.—920 License to cover construction permit (B1-P-1751) for changes in equipment.

WQDM—E. J. Regan and F. Arthur Bostwick, d/b as Regan & Bostwick, St. Albans, Vt.—Modification of license to change hours of operation from specified hours to daytime to local sunset at Cleveland, Ohio. Amended to request daytime only hours of operation.

W1XQ—Broadcasting Service Organization, Inc., Boston, Mass.—License to cover construction permit for high frequency relay broadcast station (B1-PRE-54).

Second Zone

WICA—C. A. Rowley, Ashtabula, Ohio.—Modification of construction permit (B2-P-756) for new station, requesting approval of vertical antenna, changes in transmitting equipment, and approval of transmitter site at 3 miles south of Ashtabula on Jefferson Road on R. Humphrey Farm, Ashtabula, and studio at 221 Center Street, Ashtabula, Ohio.

WJAC—WJAC, Inc., Johnstown, Pa.—Authority to install automatic frequency control apparatus.

WMBG—Havens & Martin, Inc., Richmond, Va.—License to cover 1350 construction permit (B2-P-338) as modified for changes in frequency, power, time, install new transmitter, and directional antenna for day and night, and move of transmitter.

WGAR—The WGAR Broadcasting Co., Cleveland, Ohio.—Construction permit for installation of new transmitter and increase in power from 500 watts, 1 KW day, to 5 KW day and night. Amended: equipment changes, installation of directional antenna for night use, and change requested power from 5 KW to 1 KW night, 5 KW day.

WJBK—James F. Hopkins, Inc., Detroit, Mich.—Construction permit to change frequency from 1500 kc. to 1510 kc.; increase power from 100 watts night, 250 watts day, to 1 KW day and night; install new equipment; move transmitter from 12897 Woodward Avenue, Highland Park, Mich., to site to be determined, antenna system to be determined.

NEW—Reading Broadcasting Co., Reading, Pa.—Construction permit for a new high frequency relay broadcasting station on 31100, 34600, 37600, 40600 kc., power 10 watts.

W3XGM—Reading Broadcasting Co., Reading, Pa.—License to cover construction permit (B2-MPRE-2) for high frequency relay broadcast station.

Third Zone

WGCM—WGCM, Inc., Mississippi City, Miss.—License to cover 1210 construction permit (B3-P-1445) for a new transmitter.

NEW—Ward Optical Co., Dr. T. B. Ward, Owner, Fayetteville, Ark.—Construction permit for a new station to be operated on 1310 kc., 100 watts, unlimited time. Amended to make changes in antenna.

KCMC—KCMC, Inc., Texarkana, Tex.—Authority to determine 1420 operating power by direct measurement of antenna.

NEW—W. C. Irvin, Amarillo, Tex.—Construction permit to erect 1500 a new broadcast station to be operated on 1500 kc., 100 watts night power and 250 watts day power, unlimited time.

WKAT—A. Frank Katzentine, Miami Beach, Fla.—Modification of 1500 construction permit (B3-P-1198) to make changes in authorized equipment, for approval of vertical antenna and approval of transmitter and studio sites at Dade Blvd. and Bay Road, Miami Beach, Fla.

KNEL—G. L. Burns, Brady, Tex.—License to cover construction 1500 permit (B3-P-1551) to make changes in equipment and increase power.

NEW—Sam Houston Broadcasting Assn., H. G. Webster, President, 1500 Huntsville, Tex.—Construction permit for a new station on 1500 kc., 100 watts, daytime.

Fourth Zone

NEW—John P. Harris, Hutchinson, Kans.—Construction permit 710 for a new station to be operated on 1200 kc., 100 watts night, 250 watts day, unlimited time. Amended to make changes in requested equipment; change frequency from 1200 kc. to 710 kc., power from 100 watts night, 250 watts day, to 1 KW, and hours of operation from unlimited time to daytime.

KGLO—Mason City Globe Gazette Co., Mason City, Iowa.—1210 Modification of construction permit (B4-P-1569) for changes in equipment and increase in power, further requesting changes in equipment.

WGES—Oak Leaves Broadcasting Station, Inc., Chicago, Ill.—1360 Modification of construction permit (B4-P-1599) to extend commencement date from 6-16-37 to 10-1-37.

NEW—Carl Latenser, Atchison, Kans.—Construction permit for 1420 new station to be operated on 1420 kc., 100 watts power, daytime operation.

W9XQV—Rockford Broadcasters, Inc., Rockford, Ill.—Modification of construction permit (B4-PRE-77) for changes of equipment.

WAAR—Rockford Broadcasters, Inc., Rockford, Ill.—Modification of construction permit (B4-PRY-22) for changes in equipment, reduce power from 50 to 40 watts.

Fifth Zone

KSEI—Radio Service Corp., Pocatello, Idaho.—Modification of 900 license to change power from 250 watts night, 1 KW day, to 500 watts night and 1 KW day.

KTKC—Tulare-Kings Counties Radio Associates, Chas. A. Whitmore, President, Visalia, Calif.—Modification of construction permit (B5-P-816) as modified for a new station, requesting changes in authorized equipment and antenna.

NEW—Sims Broadcasting Co., Bartley T. Sims, Manager, Globe, 1210 Ariz.—Construction permit to erect a new broadcast station to be operated on 1210 kc., 100 watts night and 250 watts day power, unlimited hours of operation. Amended to give transmitter site as 1.1 miles south of the city of Globe, Ariz.

KFOX—Nichols & Warinner, Inc., Long Beach, Calif.—Modification of construction permit (B5-P-650) for new equipment, increase in power, requesting changes in equipment, approval of antenna and approval of transmitter site at 5½ miles northeast of Long Beach, Calif. Amended to make changes in requested equipment, change requested transmitter site from 5½ miles northeast Long Beach, Calif., to South St. and Bellflower Blvd., near Long Beach, Calif., and change studio site from 220 E. Anaheim St., Long Beach, Calif., to Carson St. and Lakewood Blvd., near Long Beach, Calif.

KIT—Carl E. Haymond, Yakima, Wash.—Modification of construction permit (B5-P-1115) for a new transmitter and vertical antenna; change in frequency; increase in power; and move of transmitter, requesting approval of transmitter site at Yakima County, Washington. Amended to give

transmitter site as intersection Washington Avenue and Northern Pacific Right of Way, 1 mile south of city limits, Yakima, Wash.

KGIR—KGIR, Inc., Butte, Mont.—Authority to determine operating power by direct measurement.

KOKO—The Southwest Broadcasting Co., La Junta, Colo.—License to cover construction permit (B5-P-1120) for a new station.

KFBK—McClatchy Broadcasting Co., Sacramento, Calif.—Construction permit to install a new transmitter and increase power from 5 KW to 10 KW.

NEW—The KLZ Broadcasting Company, Denver, Colo.—Construction permit for new high frequency broadcast station on 31600, 35600, 38600, 41000 kc., power 100 watts, unlimited time.