

The National Association of Broadcasters

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JAMES W. BALDWIN, Managing Director

NAB REPORTS

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NAB BOARD OF DIRECTORS MEETING

The Board of Directors of the National Association of Broadcasters will meet at the Hotel St. Regis, New York City, Friday, September 10.

NEW FCC RULE ON 550 KC.

The Communications Commission and the Navy Department have conferred with respect to the use of 550 kilocycles to avoid interference with naval communication activities. In a press release dated September 7 (22835), it is reported that the Commission hereby announces the following policy with respect to licensing broadcast stations on this frequency:

"No station will be licensed with greater night power than 1 kilowatt, or day power greater than 5 kilowatts, on 550 kilocycles. No application for a new broadcast station or increase in power or time of operation of an existing station will be considered which is located at a distance less than 300 miles from the nearest coast of the United States, unless approval of the Navy Department is submitted in writing with the application. No new station or increase in power or time of operation of an existing station will be authorized which is located at a distance from 300 to 500 miles from the nearest coast, unless approved by the Navy Department.

"The above mileages may be decreased if it is shown that a signal intensity of not greater than 100 microvolts per meter will result at the nearest coast or point of naval communications activities. In case a directional antenna is used that increases the signal toward the coast, the mileage may be increased until not more than 100 microvolts per meter result at the nearest coast or point of naval communication activities."

JACK RADCLIFFE—JACK GORDON

Anyone knowing the present whereabouts of Jack Radcliffe, sometimes known as Jack Gordon, an announcer between 25 and 30 years of age with a slight Scotch burr, is requested to communicate immediately with Reginald B. Martin, Station Manager, KFAB-KFOR, Lincoln, Nebraska.

FCC DENIES FIVE NEW APPLICATIONS

The Broadcast Division of the Federal Communications Commission denied applications for five new stations effective August 31, 1937, as follows:

DENIED Loyal K. King, application for new station at Pasadena, California, 1480 kc., 250 watts, daytime.

DENIED Hannibal Broadcasting Company, application for new station at Hannibal, Mo., 1310 kc., 100 watts, unlimited time.

DENIED The Courier-Post Publishing Company, application for new station at Hannibal, Mo., 1310 kc., 100 watts, 250 watts LS, unlimited time.

DENIED Advertiser Publishing Company, Ltd., application for new station at Honolulu, T. H., 1370 kc., 100 watts, unlimited time.

DENIED Fred J. Hart, application for new station at Honolulu, T. H., 600 kc., 250 watts, unlimited time.

SOCIAL SECURITY TAX RESPONSIBILITY

The Bureau of Internal Revenue of the Treasury Department has issued the following ruling relative to the status of musicians under the Social Security Act:

"1. The status under Titles VIII and IX of the Social Security Act of musicians generally, and particularly with respect to musicians engaged under contract forms and procedure prescribed by the various local unions of the American Federation of Musicians, has been considered by the Bureau.

"2. The purpose of this mimeograph is to clarify the matter of the application of the Social Security taxes with respect to the relationship which exists between so-called "contractors," musicians, and "purchasers" of music, and to set forth certain distinctions between so-called "non-name" orchestras and "name" orchestras.

"3. The method of engaging union musicians to perform services for "purchasers" of music and the facts bearing upon the resulting relationship, appear to be sub-

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stantially as follows in the case of "nonname" orchestras or groups of musicians:

"Purchasers" of music, such as hotels, theatres, cafes, clubs, radio stations, radio sponsors, etc., desiring the services of musicians, usually contact these individuals through a member of the musicians' union. The member through whom such contact is made is called a "contractor."

The practice of engaging musicians exclusively through a so-called "contractor" has become general throughout the country. In fact, in an overwhelming majority of localities, this practice is by prescription of both the American Federation of Musicians and local union regulations. This practice has originated out of the assistance which it affords to a "purchaser" of music who is thus enabled to deal with only one out of the number of musicians required and also in the convenience which it furnishes to the union in enforcing its regulations. The term "contractor," as used in the musical vocation, designates that individual musicians through whom, in any particular case, the party wishing to purchase music (the "purchaser") and the parties wishing to supply such music (the musicians) conduct their reciprocal affairs, including the negotiation and performance of the contract by both parties. In a few localities there are no "contractors," as such, their place being taken by the local union which supplies the musicians to the "purchaser."

"The status of "contractor" is not fixed, either as to the occupancy or as to duties. Any musician who is a member of the American Federation of Musicians may serve as a "contractor." Having served as a "contractor" for a particular engagement, he may, upon his next engagement, perform only musical services under a contract negotiated by another musician serving as "contractor." It should be noticed that a "contractor" may or may not perform musical services under a contract which he has negotiated. In general, the "contractor" has the sole right of all the musicians to negotiate the contract for musical services, select the musicians upon the engagement (on behalf of the "purchaser"), and discharge the musicians (also on behalf of the "purchaser"). Other incidents of the status include the duty to pay the individual musicians (on behalf of the "purchaser"), the power to require conformance with the requirements of the contract on the part of the musicians, and primary responsibility to the union for the satisfactory performance of the engagement. In some cases the "contractor" directs the artistic quality of the musical services by serving as "leader." In other cases the duty to direct is vested entirely in another musician.

"The minimum compensation of both the "contractor" and the musicians is fixed in accordance with the union scale. In some cases, the contract to furnish musicians designates the exact amount to be received by the "contractor" and individual musician. In many cases, the

contract expresses only a lump sum consideration which may or may not be in excess of the union scale. In most such cases where payment is made in a lump sum, the "contractor" receives only his proportionate part in accordance with union regulations; in others, however, the "contractor" or even individual musicians may receive compensation in excess of the wages received by the remainder of the members of the orchestra. In these cases, the excess sums paid to the "contractor" or other musicians are based on superior ability. In every case where the "contractor" performs as a musician, the minimum rate of his compensation is set variously according to locality at from 10 per cent to 100 per cent higher than the minimum rate set for other musicians.

Under contracts in which "contractors" appear, the "purchaser" has the right to select specific musicians (although in certain localities this right does not exist), even though the "purchaser" may not always, or even usually, exercise this right. He further has the right to require that a certain type of music be played. He invariably furnishes the place where the contract shall be performed. He designates the hours of performance, and, in addition, even controls times for intermissions so as to coordinate the performance of music with his other activities; such as, the sale of food and drinks or the rendition of other artistic performances. In addition, he has the right to discharge individual musicians in the event of a material breach of their contract. In the case of the engagement of musicians and of their discharge, this right in the "purchaser" may be exercised through the "contractor" as the "purchaser's" agent.

The musicians performing under such a contract do not have any permanent organization or standing, nor is their personnel fixed beyond the particular engagement.

"4. In the light of its consideration of the foregoing circumstances attaching to the relationship existing between and among "contractors," musicians, and "purchasers" of music, it is the opinion of the Bureau that the "purchaser," under such or similar circumstances, retains a sufficient measure of the power to direct and control the performance of the contract as to render him the employer of the individual musicians, including the "leader," if any. Also on the basis of these considerations, it is the opinion of the Bureau that the "purchaser" has sufficient direction and control over the conduct of the "contractor" himself as to render the "purchaser" the employer of such "contractor" except in the case where the "contractor" performs no musical services. In a case where the "contractor" renders no musical services to the "purchaser," it is the opinion of the Bureau that the "purchaser" is the employer of the individual musicians, including the "leader," if any, but not of the "contractor."

"5. You are, therefore, advised that the ruling S. S. T. 47 published in C. B. XV-2, 409 (1936), should not be followed in the case of "contractors" and musicians per-

forming services under the circumstances set forth above. However, such ruling is generally applicable in cases where individuals are performing services in a so-called "name" orchestra, since it is the opinion of this office that normally individuals performing in so-called "name" orchestras are employees of the orchestra "leaders" within the meaning of Titles VIII and IX of the Social Security Act.

"6. It should be noticed, however, in this connection, that the determination of whether any particular group of musicians constitutes a so-called "name" orchestra will not rest upon the mere adoption of a name by such organization. The chief characteristic distinguishing a "name" orchestra from a "nonname" orchestra is the permanency of the organization and the personnel performing in the orchestra. In general, an orchestra will be considered a "name" orchestra when, in addition to being designated by a name, it has a fixed personnel extending from engagement to engagement and holds itself out to the public as a permanent business organization. "Name" orchestras may also be distinguished from other orchestras where the "leader" of the orchestra contracts with the members thereof for their services at a fixed salary, either by term or by engagement, and where the "leader" is liable for the payment of such salary without reference to the discharge of the "purchaser's" obligation. In the case of a "name" orchestra, the "leader" of the orchestra and not the "purchaser" can select and discharge the members of the orchestra and the "leader" alone controls and directs their conduct.

"7. No single factor should afford the basis of determining that an orchestra either is or is not a "name" orchestra. Whether or not a particular orchestra is a "name" orchestra may be difficult to determine in some cases. Accordingly, in any case upon which a ruling is desired, a request therefor should be accompanied by information sufficiently detailed and complete to enable this office to make a determination upon consideration of the above-mentioned factors and application of the foregoing tests."

GUY T. HELVERING,
Commissioner of Internal Revenue.

FCC DISMISSES NEW CALIFORNIA APPLICATION

The Broadcast Division of the Federal Communications Commission this week dismissed with prejudice the application of Salinas Newspapers, Inc., for a construction permit for a new station at Salinas, California, to operate daytime on 1390 kilocycles with 250 watts power.

RECOMMENDS AGAINST NEW NEW MEXICO STATION

Earle Yates applied to the Federal Communications Commission for a construction permit for a new station

at Las Cruces, New Mexico, to operate on 930 kilocycles with power of 500 watts, daytime only.

Examiner George H. Hill in Report No. I-494 recommends that the application be denied. He states that although the applicant is qualified to construct and operate the proposed station and no interference would be caused to any existing station, that objectionable interference would result if a pending application for a new station at El Paso, Texas, is granted, that it is doubtful if sufficient local talent is available and that the population of the area is too small to provide adequate commercial support for the operation of the proposed station.

RECOMMENDS ADVERSELY ON ILLINOIS AND PENNSYLVANIA APPLICATIONS

Abraham Plotkin and the Philadelphia Radio Broadcasting Company each applied to the Federal Communications Commission for a construction permit for a special broadcasting station to operate in Chicago, Ill., and Philadelphia, Pa., respectively, on 1570 kilocycles, with 1000 watts and unlimited hours.

As both applicants wanted the same frequency, power and hours of operation, Examiner R. H. Hyde conducted a joint hearing and issued a joint report (No. I-493). Abraham Plotkin failed to appear for hearing and no evidence was submitted in support of his application so Examiner Hyde recommended that his application be dismissed with prejudice.

The Examiner also recommended that the application of the Philadelphia Radio Broadcasting Company be denied. He pointed out that the research objectives outlined by the applicant, one of the prerequisites for granting a special broadcast license, were too general and indefinite, that the project appeared to be essentially a business enterprise for profit and not an experimental undertaking, and that the provision for employment of an engineering staff was not such as would permit carrying out a program of research and experimentation.

50 KW RECOMMENDED FOR WWL

Broadcasting Station WWL, New Orleans, La., operating on 850 kilocycles with specified hours, applied to the Federal Communications Commission for a construction permit to increase its power from 10 kilowatts to 50 kilowatts.

Examiner George H. Hill in Report No. I-491 recommended that the application be granted. He stated that there is a need for additional service in the area proposed to be served, that the only interference will be with Station WKAR, East Lansing, Mich., and that this will occur only in the late afternoon hours and in the very outer portions of that station's useful service area. He also observed that the operation of WWL with the increased power would tend to further limit the service of Station XEFE, Nuevo Laredo, Mexico.

RECOMMENDS AGAINST NEW CALIFORNIA STATION

Warren B. Worchester applied to the Federal Communications Commission for a permit to construct a new broadcasting station at San Diego, Calif., to operate on 1400 kilocycles with power of 250 watts night and 1 kilowatt until local sunset, unlimited time.

Examiner George H. Hill in Report No. I-490 recommends that the application be denied. He found that there are now two regional stations located in San Diego rendering primary service in that area and that there appears to be no substantial need for another regional station in that city. He pointed out also that the proposed station would cause and be subject to objectionable interference from Station KLO, Ogden, Utah, and that severe interference would result should the pending applications of Stations KDON and KLO be approved.

NEW OHIO STATION RECOMMENDED

William F. Maag, Jr., applied to the Federal Communications Commission for a construction permit for a new broadcasting station at Youngstown, Ohio, to operate daytime on 1420 kilocycles, with 100 watts power.

Examiner John P. Bramhall in Report No. I-492 recommended that the application be granted. He stated that the applicant is fully qualified to construct and operate the proposed station, that a definite need for additional daytime service in the area has been shown and that interference will not be caused to existing stations. He added that the grant should be subject to selection of a transmitter site satisfactory to the Commission.

WKBH RENEWAL AND TRANSFER RECOMMENDED

Broadcasting Station WKBH, La Crosse, Wisc., applied to the Federal Communications Commission for a renewal of its license and for authority to transfer control of the corporation, WKBH, Inc., to Harry Dahl.

Examiner George H. Hill in Report No. I-495 recommended that the application be granted. He found that while the failure of the applicants to report the sale of capital stock of WKBH, Inc., was irregular and may have been a technical violation of Section 310, that there was no evidence of concealment or lack of good faith, the larger sale having been between existing stockholders of the corporation and smaller sales having been made to three local business firms. He stated further that following the sale of stock and change in management, greatly improved service was rendered, new equipment installed, employees' salaries increased and programs improved; that WKBH is the only station licensed to operate in the La Crosse area and to refuse a renewal would deprive the locality of meritorious service now being rendered it.

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. 3219. Unfair methods of competition, including the use of lotteries or gift enterprises, in connection with the sale of clocks are alleged in a complaint issued against **Irwin Scadron**, 416 West Erie St., Chicago, trading as **Metropolitan Distributing Company**.

The respondent is charged with supplying dealers and customers with pushcards, the use of which involves the distribution of clocks to ultimate purchasers wholly by lot or chance. The pushcard, it is alleged, permits the drawing of a clock through selection of a name from among a group of names.

No. 3220. **Gus Stephens**, 809 West Madison St., Chicago, trading as **Tested Specialties Company**, is charged with unfair methods of competition in connection with the sale of medicine for use in the treatment of dogs, cats and all fur-bearing animals. The medicine is designated "On the Nose" and is to be applied by rubbing on the noses or lips of animals.

In advertising this preparation in newspapers, magazines, on labels and otherwise, the respondent allegedly represents, contrary to the facts, that "On the Nose" is effective in the treatment of distemper and works miracles every day, saving thousands of dogs doomed by so-called incurable afflictions; cures coughs and colds and builds up resistance against infectious diseases; is a general conditioner and a preventive of diseases, and is efficacious as a dewormer.

No. 3222. False and misleading representation of a product advertised as a waterproofing material is alleged in a complaint issued against **The Lumino Company, Inc.**, 515 Madison Ave., New York, manufacturer of Lumino.

This product allegedly was advertised as being capable of waterproofing interior or exterior surfaces made of brick, concrete, cement or stucco. However, the complaint alleges, Lumino is not a true water-proofing material and will not cause brick and other surfaces to become impervious to water or dampness when applied as directed.

Cease and Desist Orders

The Commission has issued the following cease and desist orders:

No. 2513. Trading as **Pigro Chamois Company**, **Harry Neivert**, Gloversville, N. Y., has been ordered to cease and desist from representing that leather products sold by him are made from chamois when they are not manufactured from the skin of the Alpine antelope, commonly known as chamois, or from fleshers or under-splits of sheepskin straight oil-dressed or tanned without the use of alum, chrome or formaldehyde.

No. 3064. **Trade Laboratories, Inc.**, 412 Halsey St., Newark, N. J., and its officers have been ordered to cease and desist from certain unfair methods of competition in connection with the sale of dental, shaving and facial creams and similar commercial preparations and toilet articles.

Trade Laboratories, Inc., trades as **Redd Chemical Company**, **Modern Brands, Inc.**, **Perlox Laboratories, Inc.**, **Pearl-White Laboratories, Inc.**, and **Dr. Daily's Laboratories, Inc.** The respondent officers are J. C. Brush, president, C. R. Dickinson, vice-president, and C. V. Brush, secretary-treasurer.

The order directs the respondents to cease representing, by marking an exaggerated or fictitious price upon the cartons in which their articles are sold, that the prices so marked are the regular or customary retail prices at which such products are usually sold or offered for sale.

Nos. 3023 and 3046. Two Chicago concerns, **Illinois Baking Corporation**, 2230 South Union Avenue, and **Milko Cone & Baking Company, Inc.**, 431 North Lincoln St., have been ordered to cease and desist from selling and distributing to dealers ice cream cones so packed and assembled that sales of such cones to the general public are to be made, or may be made, by means of a lottery scheme.

The respondent companies are ordered to discontinue furnishing to dealers printed slips, either with assortments of ice cream cones

or separately, a small number of which slips bear legends informing the purchasing public that an article of merchandise will be awarded free as a prize.

No. 3124. Prohibiting certain misrepresentations in the sale of their medicinal products, an order to cease and desist has been issued against **Wolf Drug Co.** and **Henry Wolf Wholesale Druggist, Inc.**, 683 Broad St., Newark, N. J., **Charmley Drug Shop**, 164 Halsey St., Newark, **William Wolf Sales Co., Inc.**, 27 Park Place, New York, and **Henry and William Wolf and William Goldstein**, all of Newark and owners of a majority of the capital stock of the respondent companies.

The respondents are directed to cease representing, through use of the words "Health Institute, Battle Creek, Michigan," or "Health Institute," or "Battle Creek, Michigan," that they own or operate a health institute at Battle Creek or anywhere else, unless and until they do actually own or operate such a place.

Stipulations

The Commission has entered into the following stipulations:

No. 2038. Under a stipulation, **Harold Tanner**, 202 Fuller Ave., St. Paul, Minn., trading as **Packard Pen Company**, will discontinue misrepresenting certain fountain pens he sells by mail order.

Tanner stipulated that he will cease advertising, when such are not the facts, that his pens are of a \$3 value or are sold or intended to be sold for such amount in the usual course of trade, and that the certificate referred to and appearing in his advertising matter is worth \$2.51 or any other specified amount. According to the stipulation, Tanner advertised that he would send a \$3 fountain pen to customers who remitted 49 cents with a certificate.

No. 2039. **Charm Silk Undergarments, Inc.**, 112 Madison Ave., New York, has entered into a stipulation in which they agree to discontinue misbranding women's undergarments.

The company stipulated that in selling its garments it will cease using on labels, or in any other manner, the words "Super Quality Silk" or the word "Silk," without qualification, as descriptive of products not composed wholly of silk but which contain substantial quantities of salts or substances other than silk, such articles being known as "weighted silks."

No. 2040. Entering into a stipulation, **Miracle Jel, Inc.**, 311 East Illinois St., Chicago, and its parent company, **Curtiss Candy Co.**, Chicago, agree to stop certain misbranding practices in the sale of a powder compound alleged to be capable of producing "a close rival to the finest, pure maple syrup," when used as directed.

In advertising this preparation, called Maple Maid, the respondents stipulate they will cease using the word maple, alone or in conjunction with the word maid or with other words, to imply that the product consists of a form of dehydrated maple sap syrup, when such is not a fact.

No. 01847. **Scientific Instruments, Inc.**, 3410 West 60th St., Chicago, has entered into a stipulation to discontinue false and misleading advertising in connection with the sale of a contraceptive device designated "The Rule of Life."

The company will cease representing, among other things, that its method of contraception is based on a proven natural law and is absolutely reliable, and that the American Medical Association endorses it and recommends it to physicians for use in their practice.

No. 01852. **Grace K. Davis**, Glendale, Calif., trading as **Hollywood Beautifier** and selling a skin cleansing device under the same name, has entered into a stipulation to cease representing in advertising matter that by use of her product one may remove cosmetics and dirt from the pores of the skin, keep the skin free from blackheads, blemishes and wrinkles, and beautify the face.

No. 01853. **Beauty Tea Corporation**, 565 Fifth Ave., New York, selling Beauty Tea, will stop representing that such product provides a sure, safe and reliable weight-reducing method; that it cleanses the system and prepares it for loss of weight, and that it enables one to reduce without resorting to strict diets or exercise. The company also will cease advertising that the blending of the herbs by a secret, scientific principle makes it possible for Beauty Tea to attack the excess fat cells and leave the rest of the body untouched.

No. 01854. **Dr. Rud Hoermann, Inc.**, 2200 North Third St., Milwaukee, engaged in the sale of a preparation called "Treatment for Eczema," stipulated that it will discontinue representing that modern medical science reveals that eczema does not originate in the skin, but is due to a constitutional disorder or an inadequacy

of an important glandular organ of the body, and that definite results in the treatment can only be obtained by counteracting the deficiency of such organ. The company will stop advertising that its treatment will banish eczema and produce astonishingly quick relief, or that Dr. Hoermann's personal attention is given to every case.

FEDERAL COMMUNICATIONS COMMISSION ACTION

Hearing Calendar

The following broadcast hearings are scheduled at the Commission for the week beginning Monday, September 13:

Monday, September 13

HEARING BEFORE AN EXAMINER

NEW—Nathan N. Bauer, Miami, Fla.—C. P., 1420 kc., 100 watts, unlimited time.

WSAY—Brown Radio Service & Laboratory, Rochester, N. Y.—C. P., 1210 kc., 100 watts, 250 watts LS. (Present assignment: 1210 kc., 100 watts, daytime.)

NEW—Airfan Radio Corp. Ltd., San Diego, Calif.—C. P., 1420 kc., 100 watts, unlimited time.

Tuesday, September 14

HEARING BEFORE AN EXAMINER

(Broadcast)

NEW—Elwood Warwick Lippincott, Bend, Ore.—C. P., 1310 kc., 100 watts, unlimited.

WGRC—Northside Broadcasting Corp., New Albany, Ind.—C. P. to install directional antenna system; 880 kc., 250 watts, unlimited. Present assignment: 1370 kc., 250 watts, daytime.

WPHR—WLBG, Inc., Richmond, Va.—C. P., 880 kc., 1 KW, unlimited. Present assignment: 880 kc., 500 watts, daytime.

Wednesday, September 15

HEARING BEFORE AN EXAMINER

(Broadcast)

NEW—Thomas F. Airth, Wythe Walker and Rex Schepp, d/b as Evanston Broadcasting Co., Evanston, Ill.—C. P., 1020 kc., 250 watts, daytime.

KYW—Westinghouse Electric and Manufacturing Co., Philadelphia, Pa.—C. P., 1020 kc., 50 KW, unlimited time. Present assignment: 1020 kc., 10 KW, unlimited.

Thursday, September 16

ORAL ARGUMENT BEFORE THE BROADCAST DIVISION

Examiner's Report No. 1-400:

KLPM—John B. Cooley, Minot, N. Dak.—C. P., 1360 kc., 1 KW, unlimited time.

Examiner's Report No. 1-401:

NEW—Walter H. McGenty, Rice Lake, Wis.—C. P., 1210 kc., 250 watts, daytime.

Examiner's Report No. 1-403:

NEW—Lillian E. Kiefer, Brooklyn, N. Y.—C. P., 1500 kc., 100 watts, 100 watts LS, specified hours (requests facilities of WMBQ).

WWRL—Long Island Broadcasting Corp., Woodside, Long Island, N. Y.—Modification of license, 1500 kc., 100 watts, 250 watts LS, specified hours (requests facilities of WMBQ). Present assignment: 1500 kc., 100 watts, 250 watts LS, specified hours.

NEW—Paul J. Gollhofer, Brooklyn, N. Y.—C. P., 1500 kc., 100 watts, 100 watts LS, specified hours (requests facilities of WMBQ).

WMBQ—Metropolitan Broadcasting Corp., Brooklyn, N. Y.—Renewal of license, 1500 kc., 100 watts, 100 watts LS, specified hours.

WMBQ—Metropolitan Broadcasting Corp., Brooklyn, N. Y.—C. P., 1500 kc., 100 watts, 100 watts LS, specified hours.

Examiner's Report No. 1-386:

KINY—Edwin A. Kraft, Juneau, Alaska.—C. P., 1430 ke., 250 watts, unlimited time. Present assignment: 1310 ke., 100 watts, unlimited time.

Examiner's Report No. 1-406:

NEW—Leonard A. Versluis, Grand Rapids, Mich.—C. P., 830 ke., 500 watts, daytime.

Examiner's Report No. 1-380:

WCOP—Massachusetts Broadcasting Corp., Boston, Mass.—Modification of license, 1130 ke., 500 watts, limited time until LS at KSL, Salt Lake City.

Examiner's Report No. 1-392:

WMEX—The Northern Corp., Boston, Mass.—C. P., 1470 ke., 5 KW, unlimited time.

Friday, September 17

HEARING BEFORE AN EXAMINER

(Broadcast)

WNEL—Juan Piza, San Juan, P. R.—C. P., 590 ke., 1 KW, 2½ KW LS, unlimited time. (Present assignment: 1290 ke., 1 KW, 2½ KW LS, unlimited time.)

NEW—Fred M. Weil, Grand Coulee, Wash.—C. P., 1420 ke., 100 watts, 250 watts LS, unlimited.

APPLICATIONS GRANTED

KFYR—Meyer Broadcasting Co., Bismarck, N. Dak.—Granted modification of C. P. to move station locally.

KICA—Western Broadcasters, Inc., Clovis, N. Mex.—Granted modification of C. P. to move station locally.

WIP—Pennsylvania Broadcasting Co., Philadelphia, Pa.—Granted license to cover C. P. authorizing move of transmitter and installation of new equipment and antenna system; frequency 610 ke., 1 KW, unlimited.

KXRO—KXRO, Inc., Aberdeen, Wash.—Granted license to cover C. P. authorizing changes in equipment, move of transmitter, and increase in day power to 250 watts; 1310 ke., 100 watts night, unlimited.

WIBX—WIBX, Inc., Utica, N. Y.—Granted license to cover C. P., frequency 1200 ke., 100 watts night, 250 watts day, unlimited.

WOV—International Broadcasting Corp., New York City.—Granted modification of C. P. to extend completion date to January 15, 1938.

KUOA—KUOA, Inc., Siloam Springs, Ark.—Granted modification of license to increase day power from 2½ KW to 5 KW; 1260 ke.

WGH—Hampton Roads Broadcasting Corp., Newport News, Va.—Granted special temporary authority to operate regular broadcast transmitter for the experimental transmission of facsimile from 12 midnight to 6 a. m., with 100 watts power.

WGST—Georgia School of Technology, Atlanta, Ga.—Granted C. P. to move former main transmitter to location of present main transmitter, make changes in equipment, and employ same as an auxiliary transmitter with power of 1 KW.

WGCM—WGCM, Inc., Mississippi City, Miss.—Granted license to cover C. P. authorizing changes in equipment; 1210 ke., 100 watts night, 250 watts LS, unlimited.

WTFI (now WAGA)—Liberty Broadcasting Company, Atlanta, Ga.—Granted license to cover C. P. and modifications thereof authorizing installation of new equipment, increase in power, and move of transmitter and studio; 1450 ke., 500 watts night, 1 KW day, unlimited.

WCOC—Mississippi Broadcasting Co., Inc., Meridian, Miss.—Granted modification of C. P. to extend completion date from 9-10-37 to 11-10-37.

WSIX—WSIX, Inc., Nashville, Tenn.—Granted C. P. to make changes in equipment and increase in day power to 250 watts; 1210 ke.

WCNW—Arthur Faske, Brooklyn, N. Y.—Granted C. P. to move transmitter location locally in Brooklyn.

KNX—Columbia Broadcasting System, Inc., Los Angeles, Calif.—Granted C. P. covering approval of transmitter site, installation of new equipment, and vertical radiator.

KALB—Alexandria Broadcasting Co., Inc., Alexandria, La.—Granted C. P. to install new equipment and increase day power from 100 to 250 watts; 1210 ke., unlimited.

KHBB—Okmulgee Broadcasting Corp., Okmulgee, Okla.—Granted modification of C. P. approving transmitter and studio sites, vertical radiator, and changes in equipment.

WMFJ—W. Wright Esch, Daytona Beach, Fla.—Granted modification of C. P. to extend completion date from 9-19-37 to 3-19-38.

KDNC—The Democrat-News Co., Inc., Lewistown, Mont.—Granted modification of C. P. approving equipment changes, antenna system, and transmitter and studio sites.

WOMI—Owensboro Broadcasting Co., Owensboro, Ky.—Granted modification of C. P. approving transmitter and studio sites, changes in equipment, and vertical radiator.

WDBO—Orlando Broadcasting Co., Inc., Orlando, Fla.—Granted modification of C. P. covering changes in equipment.

WAPO—W. A. Patterson, Chattanooga, Tenn.—Granted license to cover C. P. authorizing installation of new equipment, increase in power and time of operation from daytime to unlimited, 1420 ke., 100 watts night, 250 watts day.

WJEJ—Hagerstown Broadcasting Co., Hagerstown, Md.—Granted license to cover C. P. authorizing move of transmitter and installation of new vertical radiator.

WLBI—State of Wisconsin, Department of Agriculture and Markets, Stevens Point, Wis.—Granted license to cover C. P. and modifications thereof authorizing move of transmitter site, installation of new equipment, increase in power, and change in hours of operation; 900 ke., 5 KW, daytime only.

WAGM—Aroostook Broadcasting Corp., Presque Isle, Maine.—Granted authority to make changes in automatic frequency control apparatus.

KFRO—Rogers Lacy, Longview, Tex.—Granted authority to transfer control of corporation from Rogers Lacy to James R. Curtis; 1370 ke., 250 watts, daytime.

KVOX—Robert K. Herbst, Moorhead, Minn.—Granted voluntary assignment of C. P. from Robert K. Herbst to KVOX Broadcasting Co.; 1310 ke., 100 watts, simultaneous day, S-KRMO equally night.

WKOK—The Sunbury Item, Inc., Sunbury, Pa.—Granted authority to transfer control of Sunbury Broadcasting Corp. from The Sunbury Item, Inc., to George W. Beck, Basse A. Beck, and Harry H. Haddon; 1210 ke., 100 watts night-day, specified hours.

WMAS—WMAS, Inc., Springfield, Mass.—Granted C. P. to move station locally, install new equipment and antenna system.

NEW—Indianapolis Power & Light Co., Mobile.—Granted C. P. for new experimental relay broadcast station, frequencies 31100, 34500, 37600 and 40600 ke., 40 watts, unlimited.

W6XUC—Intermountain Broadcasting Corp. (3 mile radius of KDYL), Salt Lake City.—Granted C. P. for new high frequency relay broadcast station, frequencies 15000, 200000, 250000 and 300000 ke., 0.5 watts.

KALO—Intermountain Broadcasting Corp., Mobile, Salt Lake City.—Granted application for reinstatement of C. P. granted September 29, 1936, authorizing experimental relay station to use frequencies 1606, 2022, 2102 and 2758 ke., 75 watts. Also granted license covering same.

WAAJ—The Fort Industry Co., Mobile.—Granted modification of C. P. authorizing changes in equipment.

WAAJ—The Fort Industry Co., Mobile.—Granted license to cover C. P. above.

W4XBW—WDOD Broadcasting Corp., Chattanooga, Tenn.—Granted license to cover C. P. authorizing new transmitter location and new antenna system.

NEW—Ashland Broadcasting Co., Mobile.—Granted C. P. for new high frequency experimental relay broadcast station, frequencies 31100, 34600, 37600 and 40600 ke., 10 watts.

NEW—National Battery Broadcasting Co., Mobile.—Granted C. P. for new low frequency experimental relay broadcast station, frequencies 1622, 2058, 2150 and 2790 ke., 2 watts. Also granted license covering same.

KIGA—National Battery Broadcasting Co., Mobile.—Granted C. P. to install new equipment and increase in power from 7.5 watts to 16 watts. Also granted license covering same.

W8XKD—The Ford Industry Co., Mobile.—Granted modification of C. P. and license to cover same, authorizing changes in transmitting equipment.

NEW—The National Life & Accident Ins. Co., Inc., Mobile.—Granted C. P. for new relay high frequency broadcast station, frequencies 3100, 34600, 37600 and 40600 ke., experimental, 2 watts, unlimited time.

W3XIW—Reading Broadcasting Co., Mobile.—Granted license to cover C. P. for new relay broadcast station to operate on

frequencies 31100, 34500, 37600 and 40600 kc., experimental, 10 watts.

NEW—The Champaign News-Gazette, Inc., Mobile, Champaign, Ill.—Granted C. P. for new relay broadcast station, frequencies 1606, 2022, 2102 and 2758 kc., experimental 100 watts, unlimited.

NEW—Woodmen of the World Life Ins. Assn., Mobile (Omaha, Nebr.)—Granted C. P. for new relay broadcast station, frequencies 1622, 2058, 2150, 2790 kc., 100 watts, unlimited.

NEW—H. W. Wilson and Ben Farmer, Mobile (Wilson, N. C.)—Granted C. P. for new experimental relay broadcast station, frequencies 38900, 39100, 39300 and 39500 kc., 10 watts.

W9XPU—WDZ Broadcasting Co., Mobile (Tuscola, Ill.)—Granted C. P. to make changes in equipment and increase power from 10 to 30 watts. Also granted license to cover same.

WAAH—West Virginia Broadcasting Corp., Mobile (Wheeling, W. Va.)—Granted modification of C. P. covering changes in equipment; also granted license covering same.

W8XKB—West Virginia Broadcasting Corp., Mobile (Wheeling, W. Va.)—Granted modification of C. P. covering changes in equipment; also granted license covering same.

W9XRS—WDAY, Inc., Mobile (Fargo, N. Dak.)—Granted license to cover C. P. for experimental relay broadcast station, frequencies 31100, 34600, 37600 and 40600 kc., 7 watts.

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

SET FOR HEARING

NEW—Cadillac Broadcasting Corp., Detroit, Mich.—C. P. for new station to operate on 1140 kc., 500 watts, daytime only. Exact transmitter site to be determined with Commission's approval.

NEW—Santo Sottile, Charleston, S. C.—C. P. for new station to operate on 1200 kc., 100 watts night, 250 watts day, unlimited time. Exact transmitter site to be determined subject to Commission's approval.

NEW—Louis P. Thornton, Baker, Ore.—C. P. for new station to operate on 1500 kc., 100 watts night, 250 watts day, unlimited time. Exact location to be determined subject to Commission approval.

NEW—Kanawha Valley Broadcasting Co., Charleston, W. Va.—C. P. for new station to operate on 1500 kc., 100 watts, unlimited time. Exact transmitter site and type of antenna to be determined with Commission's approval.

NEW—Valley Publishing Co., Harlingen, Tex.—C. P. to erect a new station to operate on 1200 kc., 100 watts night, 250 watts day, unlimited time.

KTSM—Tri-State Broadcasting Co., Inc., El Paso, Tex.—C. P. to move station locally (site to be determined); install new equipment, and change assignment from 1310 kc. to 1350 kc., 100 watts night, 250 watts day, sharing with WDAH, to 500 watts, unlimited time.

WDAH—Tri-State Broadcasting Co., Inc., El Paso, Tex.—Modification of license to change frequency from 1310 kc. to 1200 kc. and hours of operation from sharing with KTSM to unlimited.

NEW—J. T. Griffin, Fort Smith, Ark.—C. P. to erect a new station, exact location to be determined subject to Commission's approval, to operate on 880 kc., 1 KW, daytime only.

NEW—Broward Broadcasting Co., Fort Lauderdale, Fla.—C. P. to erect a new station to operate on 1370 kc., 100 watts night, 250 watts day, unlimited time. Exact transmitter site to be determined subject to Commission approval.

NEW—W. A. Barnette, Greenwood, S. C.—C. P. to erect a new station to operate on 1370 kc., 250 watts, daytime only, exact location to be determined subject to Commission's approval.

WFBC—Greenville News-Piedmont Co., Greenville, S. C.—C. P. to install directional antenna system for night-time use and increase night power from 1 KW to 5 KW. To be heard before the Broadcast Division.

NEW—Colonial Broadcasters, Inc., Savannah, Ga.—C. P. to erect a new station to operate on 1310 kc., 100 watts, unlimited time, exact location to be determined subject to Commission's approval.

KOL—Seattle Broadcasting Co., Seattle, Wash.—Application for modification of license, already in hearing docket, amended to request change in frequency from 1270 kc. to 1020 kc.,

and increase night power from 1 KW to 5 KW. To be heard before the Broadcast Division.

NEW—Tom Olsen, Port Angeles, Wash.—C. P., already in hearing docket, amended to request 1500 kc., 250 watts, daytime only, exact transmitter site and antenna system to be determined subject to Commission's approval.

NEW—Platt & Platt, Inc., Poughkeepsie, N. Y.—C. P., already in hearing docket, amended to request frequency 1000 kc., 1 KW, limited to local sunset at WHO, exact transmitter and studio sites to be determined with Commission's approval.

NEW—Kentucky Broadcasting Corp., Louisville, Ky.—C. P. amended to request 1210 kc., 100 watts night, 250 watts day, unlimited time.

WINS—Hearst Radio, Inc., New York City.—C. P. to move transmitter locally from Carlstadt, N. J., to 1 mile east of Kearny, N. J., install new equipment, and increase power and hours of operation to 5 KW, unlimited time, employing directional antenna system for both day and night use. To be heard by the Broadcast Division.

NEW—James F. Hurley, Jr., Salisbury, N. C.—C. P. to erect a new station to operate on 1500 kc., 100 watts, daytime only. Exact transmitter and studio sites to be determined with Commission's approval.

WLBL—State of Wisconsin, Department of Agriculture and Markets. Stevens Point, Wis.—Modification of license to increase hours of operation to specified—6 a. m. to 10 p. m., CST, with power of 1 KW night, 5 KW day, on 900 kc. (now has 2½ KW, specified hours, 8 a. m. to local sunset).

WBWS—The Champaign News-Gazette, Inc., Champaign, Ill.—C. P. to make changes in equipment, increase power and hours of operation from 100 watts, daytime only, to 100 watts night, 250 watts day, unlimited time.

KVOL—Evangeline Broadcasting Co., Inc., Lafayette, La.—C. P. to move station locally, make changes in equipment, and increase daytime power to 250 watts.

WLAK—Lake Region Broadcasting Co., Lakeland, Fla.—C. P. to make changes in composite equipment and increase day power from 100 watts to 250 watts.

KMED—Mrs. W. J. Virgin, Medford, Ore.—C. P. to make changes in equipment and increase power from 250 watts to 1 KW.

KARK—John R. Frazer, Little Rock, Ark.—Voluntary transfer of control of Arkansas Radio & Equipment Co., licensee of KARK, from John R. Frazer to Radio, Inc.; 890 kc., 500 watts night, 1 KW day, unlimited.

KARK—Radio, Inc., Little Rock, Ark.—Transfer control of Arkansas Radio & Equipment Co. from Radio, Inc., to T. H. Barton; 890 kc., 500 watts night, 1 KW day unlimited.

WBNX—WBNX Broadcasting Co., Inc., New York City.—C. P. (already in hearing docket) amended to request move of transmitter locally; install new equipment and directional antenna system for day and night operation; increase day power from 1 KW to 5 KW.

KLO—Interstate Broadcasting Corp., Ogden, Utah.—C. P. (already in hearing docket) amended to request local move of station; installation of new equipment; increase in power from 500 watts to 1 KW night, 5 KW day, employing directional antenna day and night (hearing de novo).

WNAX—Charles H. Gurney, Yankton, S. Dak.—Authority to transfer control of corporation to the South Dakota Broadcasting Corp.; 570 kc., 1 KW-5 KW, unlimited time.

SPECIAL AUTHORIZATIONS

WLS—Agricultural Broadcasting Co., Chicago, Ill.—Granted special temporary authority to operate a 75-watt test transmitter on 870 kc. between the hours of 12 midnight and 6 a. m., CST, for the purpose of determining effectiveness of various sites for station location in or near Cook County, for period not to exceed 30 days.

WCBS—WCBS, Inc., Springfield, Ill.—Granted special temporary authority to operate from 10 p. m. to 12 midnight, CST, Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, for the period September 6 to October 5, 1935, in order to broadcast baseball games only.

KLPM—John P. Cooley, Minot, N. Dak.—Granted special temporary authority to operate from 3 to 4 p. m., CST, September 7, 8 and 9, 1937 (provided KGCU remains silent), in order to broadcast portion of annual cooking school program.

KCKN—The KCKN Broadcasting Co., Kansas City, Kans.—Granted special temporary authority to rebroadcast over

station KCKN programs from police radio station W9XCA 10 minutes each day, 5:20 to 5:30 p. m., CST, September 7 to September 30, except Sundays and holidays.

WQBC—Delta Broadcasting Co., Inc., Vicksburg, Miss.—Granted special temporary authority to operate from local sunset (September sunset 6:15 p. m. and October sunset 5:30 p. m. CST), to 7 p. m. CST, for the period September 8 to October 7, 1937, inclusive in order to broadcast baseball and football scores and other late events.

WPG—City of Atlantic City, Atlantic City, N. J.—Granted special temporary authority to operate from 12 midnight to 3 a. m. EDST, September 9, in order to broadcast Gershwin Memorial program from the Hollywood Bowl.

WBNY—Roy L. Albertson, Buffalo, N. Y.—Granted special temporary authority to operate (Saturday) September 11 from 2 to 3 p. m. EST; Sunday, September 12 from 8:30 to 10 a. m. and 2 to 3 p. m., EST; Saturday, September 18, 2 to 3 p. m.; Sunday, September 19, 8:30 to 10 a. m. and 2 to 3 p. m.; Saturday, September 25, 2 to 3 p. m., EST; Sunday, September 26, 8:30 to 10 a. m., and 2 to 3 p. m., EST; Saturday, October 2, 2 to 3 p. m., EST and Sunday, October 3, 8:30 to 10 a. m. and 2 to 3 p. m., EST, in order to broadcast (Saturdays) weekly safety talks, football and general news, and (Sunday, a. m.) various religious programs and Sunday p. m. Catholic Evidence Guild, provided WSVS remains silent.

KGFL—KGFL, Inc., Roswell, N. Mex.—Granted special temporary authority to operate simultaneously with station KICA from 7:30 to 10 p. m., MST, Fridays, September 17 and 24; October 1; and from 7:30 to 10:30 p. m., MST; Friday, October 8, 1937, in order to broadcast High School football games.

WMT—Iowa Broadcasting Co., Cedar Rapids, Ia.—Granted special temporary authority to rebroadcast over station WMT, conversation carried on between experimental station W5XAR and W5XAS of the Western Radio Telegraph Co., for the period of not more than 1 hour between September 18 and 24, 1937, flying weather permitting.

WFAS—Westchester Broadcasting Corp., White Plains, N. Y.—Granted special temporary authority to operate simultaneously with station WGBB between 12 noon and 1 p. m., EST, Sunday, September 19, in order to broadcast program of Watch Tower convention, originating in Columbus, Ohio.

KGEK—Elmer C. Beehler, Sterling, Colo.—Granted special temporary authority to operate from 10 to 11 a. m., MST, September 19, and from 8 to 9 a. m., MST, September 26 (instead of from 2 to 2:30 p. m., MST, September 19, and 12:15 to 1 p. m., MST, September 26, as granted August 18th) in order to broadcast special religious programs.

WJRD—James R. Doss, Jr., Tuscaloosa, Ala.—Granted special temporary authority to operate unlimited time on Monday, September 20, in order to carry the returns of the election of the city commission in Tuscaloosa, Ala.

KGLO—Mason City Globe Gazette Co., Mason City, Ia.—Granted special temporary authority to rebroadcast over station KGLO conversation carried on between experimental stations W5XAR and W5XAS of the Western Radio Telegraph Co., for period not more than one hour between September 25 and 30, 1937, flying weather permitting.

WFAS—Westchester Broadcasting Corp., White Plains, N. Y.—Granted special temporary authority to operate simultaneously with WGBB on Sunday, September 26th, between the hours of 10 and 11 a. m., EST, in order to broadcast the program of the Watch Tower.

WHO—Central Broadcasting Co., Des Moines, Ia.—Granted special temporary authority to rebroadcast over WHO the conversation carried on between W5XAR and W5XAS, for period of not more than 1 hour between September 12 and 16, flying weather permitting.

RENEWAL OF LICENSES

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

KFWB, Hollywood, Calif.; KGOV, Missoula, Mont.; KGBX, Springfield, Mo.; KHSL, Chico, Calif.; KMA, Shenandoah, Iowa; KOIN, Portland, Ore.; KRKD, Los Angeles; KRSC, Seattle, Wash.; KTAT, Fort Worth, Tex.; KYA, San Francisco; WAAT, Jersey City; WAIR, Winston-Salem, N. C.; WCAP, Asbury Park, N. J.; WAVE, Louisville, Ky.; WCOP, Boston; WDBJ, Roanoke, Va.; WDOO, Chattanooga, Tenn.; WIBA, Madison, Wis.; WOOD, Grand Rapids, Mich.; WRC and auxiliary, Washington, D. C.; WREN, Lawrence, Kans.; WTAW, College Station, Tex.; WXYZ, Detroit, Mich.

APPLICATIONS DENIED

KWJJ—KWJJ Broadcast Co., Inc., Portland, Ore.—Denied special temporary authority to operate unlimited time on frequency 1040 kc. for period not to exceed 30 days, in order to broadcast commercial programs.

KQV—KQV Broadcasting Co., Pittsburgh, Pa.—Denied special temporary authority to operate simultaneously with station WSMK from 7 p. m. to 7:30 p. m., EST, for period beginning September 1, 1937, and ending in no event later than September 30, 1937, in order to carry commercial programs.

WKBO—Keystone Broadcasting Corp., Harrisburg, Pa.—Denied special authority to operate simultaneously with WEST (Easton, Pa.), from 11 a. m. to 12 noon for the period September 21 to October 20, 1937, daily except Sunday.

David G. Adams, d/b as Adams Recording Studio, San Diego, Calif.—Denied as in default for failure to file an appearance and statement of facts in accordance with Rule 104.6 (c), application for authority to make electrical transcriptions and manufacture records for stations XEBG and XEMO at Tia Juna, Mexico.

APPLICATIONS DISMISSED

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

KLRA—Arkansas Broadcasting Co., Little Rock, Ark.—C. P., 1390 kc., 1 KW, 5 KW LS, unlimited time. Directional antenna for night use.

KSEL—Radio Service Corp., Pocatello, Idaho.—C. P., 900 kc., 500 watts, 1 KW LS unlimited.

KRKO—Lee E. Mudgett, Everett, Wash.—C. P., 1420 kc., 100 watts night, 250 watts LS, unlimited.

NEW—The Ohio Broadcasting Co., Canton, Ohio.—C. P. for new station, 1310 kc., 100 watts, day.

NEW—The Enterprise Co., Beaumont, Tex.—C. P. for new station, 1350 kc., 250 watts night, 500 watts LS. unlimited.

MISCELLANEOUS

WHAZ—Rensselaer Polytechnic Institute, Troy, N. Y.—Directed that modification of license covering increase in power to 1 KW be issued to WHAZ, in conformity with action of November 17, 1936, inasmuch as applicant has now complied with proviso contained therein.

WTAQ—WHBY, Inc., Green Bay, Wis.—Directed that modification of license covering changes in directional antenna be issued to WTAQ in conformity with action of June 15, 1937, inasmuch as applicant has now complied with proviso contained therein.

WAXB—WZXC—Alford J. Williams, Pittsburgh, Pa.—Granted extension of special temporary authority to operate RCA Type H aircraft transmitter, 5 watts power, on board plane NC-1050, and RCA Type AVT-7 transmitter, portable on ground, on frequencies 1646, 2090, 2190, 2830 kc., as relay broadcast station, for the period October 1 to October 30, 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.

WJEJ—Hagerstown Broadcasting Co., Hagerstown, Md.—Directed that modification of license to increase hours of operation from daytime to daytime and local sunset to 11 p. m., Tuesdays, Thursdays, Saturdays and Sundays, using 100 watts day and 50 watts night, be issued to WJEJ in conformity with action of September 29, 1936, inasmuch as applicant has complied with proviso contained therein.

NEW—Ann Arbor Broadcasting Co., Inc., Ann Arbor, Mich.—Denied motion to remand for further hearing application for new special broadcast station to use 1550 kc., 1 KW, unlimited. Docket 4178.

WKZO—WKZO, Inc., Kalamazoo, Mich.—Granted extension of 60 days from September 1, 1937, within which to comply with requirement contained in C. P. heretofore granted to build a vertical radiator.

WBEO—The Lake Superior Broadcasting Co., Marquette, Mich.—Granted extension of time to November 15, within which to comply with Rule 131 regarding construction of an antenna system.

KVOD—Colorado Radio Corp., Denver, Colo.—Granted petition for continuance of common hearing date on applications for KVOD (Docket 4527), KFEL (Docket No. 4578), from September 21, 1937, to some future date subsequent to the

receipt of information from the Bureau of Air Commerce regarding the status of the respective sites proposed; and that these applications will be heard in consolidation with application of Scripps-Howard Radio, Inc. (Docket 4559), for new station at Denver to operate on 630 kc., 500 watts night, 1 KW LS, unlimited.

WCHS—Charleston Broadcasting Co., Charleston, W. Va.—Granted petition to intervene in the hearing of application of West Virginia Broadcasting Corp. for new station at Charleston to use 1500 kc., 100 watts, 250 watts LS, unlimited time. Docket 4715.

NEW—S. O. Ward and F. C. Ward, d/b as Louisville Broadcasting Co., Louisville, Ky.—Granted petition to intervene in the proceedings upon the application of WAVE, Inc., Docket 4679.

KFRC—Don Lee Broadcasting System, San Francisco, Calif.—Granted petition to intervene in the hearing on the application of Larry Rhine, San Francisco, for C. P. for new station to use 980 kc., 250 watts, daytime only. Docket 4667.

WCSC—South Carolina Broadcasting Co., Inc., Charleston, S. C.—Granted petition to intervene in the hearing on the application of Y. W. Scarborough and J. W. Orvin, Charleston, S. C., for C. P. to use 1210 kc., 100 watts night, 250 watts LS, unlimited time.

KGNC—Plains Radio Broadcasting Co., Amarillo, Tex.—Granted petition to intervene in the hearing on the application of W. C. Irvin for new station at Amarillo to use 1500 kc., 100 watts, 250 watts LS, unlimited time. Docket 4686.

NEW—Standard Life Insurance Co. of the South, Jackson, Miss.—Granted petition to intervene in the proceedings upon the application of Attala Broadcasting Corp. (WHEF), Kosciusko, Miss., to move station to Jackson, Miss.

NEW—Edwin A. Kraft, Petersburg, Alaska—Denied petition to reconsider action of June 15, 1937, denying application of Edwin A. Kraft for authority to establish a new station at Petersburg, Alaska, and grant same.

WOKO—WOKO, Inc., Albany, N. Y.—Granted petition to intervene in the hearing of the application of Tri-City Broadcasting Co., Inc., for C. P. to erect a station at Schenectady, N. Y., using frequency 950 kc., 1 KW, unlimited time.

NEW—Adirondack Broadcasting Co., Inc., Albany, N. Y.—Granted petition to intervene in the hearing of the application of Tri-City Broadcasting Co., Inc., for C. P. to erect a station at Schenectady, N. Y., using frequency 950 kc., 1 KW, unlimited time.

NEW—Curtis Radiocasting Corp., Richmond, Ind.—Granted petition to intervene in the hearing on the application of Knox Radio Corp. for renewal of license for station WKBV, Richmond, Ind.

WLAP—American Broadcasting Corp. of Kentucky, Lexington, Ky.—Granted motion for continuance of hearing on application for C. P. to change frequency from 1420 kc. to 610 kc. and power from 100 watts, 250 watts LS, to 500 watts, 1 KW, unlimited time, from October 1 to a date early in November.

NEW—Associated Arkansas Newspapers, Inc., and Radio Enterprises, Inc., Hot Springs, Ark.—Granted in part, motion to continue hearing now scheduled for September 27 to a new date after October 15 to be fixed by the Docket Section. These applications involve applications for new stations at Hot Springs, Ark., to operate on 1310 kc., 100 watts, daytime only.

WAIM—Wilton E. Hall, Anderson, S. C.—Granted petition to intervene in the proceedings upon the application of Athens Times, Inc., for new station at Athens, Ga., to use 1210 kc., 100 watts, 250 watts LS, unlimited.

Travelers Broadcasting Service Corp., Hartford, Conn.—Denied petition to reconsider and grant without hearing applications for assignment of license for station WTIC and experimental stations WIXEH, WIXLU, WIXO, WIXT, from the Travelers Broadcasting Service Corp. to The Travelers Broadcasting Co., now scheduled for October 13, 1937.

NEW—Walker & Chapin, Oshkosh, Wis.—Denied petition for continuance of hearing on application for C. P. for new station at Oshkosh, Wis., to operate on frequency 1010 kc., 250 watts, unlimited, now scheduled for September 24, 1937.

KWOS—Tribune Printing Co., Jefferson City, Mo.—Granted petition for a 60-day continuance of hearing now scheduled for September 27, on application for CP to increase power from 100 watts day to 100 watts, 250 watts LS, unlimited time.

NEW—Colonial Broadcasters, Inc., Savannah, Ga.—Granted petition to intervene in the hearing on the application of the Seaboard Broadcasting Corp. for a new station at Savannah, Ga., to use 1310 kc., 100 watts, 250 watts LS, unlimited time.

NEW—Martin R. O'Brien, Aurora, Ill.—Granted petition to intervene in the hearing on the application of Jules J. Rubens for a new station at Aurora, Ill., to use 1040 kc., 250 watts, daytime only.

KFJZ—Fort Worth Broadcasters, Inc., Fort Worth, Texas.—Denied petition requesting reconsideration and grant without a hearing the application for transfer of control of station to Mrs. Ruth G. Roosevelt.

Travelers Broadcasting Service Corp., Hartford, Conn.—Granted petition to accept its Notice of Appearance and Statement of Facts to be proved in re application for voluntary assignment of license (Docket No. 4692).

WSAY—Brown Radio Service & Lab., Rochester, N. Y.—Denied petition of WSAY to strike the issue regarding interference with Canadian stations CJCS and CKCH. WSAY has application for C. P. requesting increase in power and time of operation from 100 watts daytime only, to 100 watts night, 250 watts day, unlimited time.

WCAZ—Superior Broadcasting Service, Inc., Carthage, Ill.—Granted petition to intervene in the hearing on the application of Burlington Broadcasting Co. for new station at Burlington, Iowa, using 1310 kc., 100 watts, unlimited time.

NEW—Harold Thomas, Pittsfield, Mass.—Suspended action of July 2, 1937, granting application for C. P. for new station to operate on 1310 kc., 100 watts night, 250 watts LS, unlimited time, pending determination of the appeal filed by Lawrence K. Miller in the U. S. Court of Appeals for the District of Columbia, in which a Stay Order has been granted.

NEW—Salinas Newspapers, Inc., Salinas, Calif.—Cancelled oral argument scheduled for September 23, 1937, and dismissed with prejudice application for C. P. to use 1390 kc., 250 watts, daytime; also cancelled oral argument in re Monterey Peninsula Broadcasting Co., scheduled for September 23.

EXAMINERS' REPORTS RELEASED SINCE AUGUST 31, 1937

KFNF—Ex. Rep. 1-486: KFNF, Inc., Shenandoah, Ia.—Examiner John P. Bramhall recommended grant of C. P. to increase power from 500 watts, 1 KW-LS, to 1 KW, 5 KW-LS.

NEW—Ex. Rep. 1-487: George W. Taylor Co., Inc., Williamson, W. Va.—Examiner Robert L. Irwin recommended denial of C. P. for new station to operate on 1370 kc., 100 watts, daytime.

KGO—Ex. Rep. 1-488: National Broadcasting Co., Inc., San Francisco, Calif.—Examiner Bramhall recommended grant of C. P. to increase power of station from 7½ KW to 50 KW; 790 kc., unlimited time.

WBNS—Ex. Rep. 1-489: WBNS, Inc., Columbus, Ohio.—Examiner Irwin recommended grant of C. P. to increase power from 500 watts, 1 KW-LS, to 1 KW, 5 KW-LS.

NEW—Ex. Rep. 1-490: Warren B. Worcester, San Diego, Calif.—Examiner Geo. H. Hill recommended denial of C. P. for new station to operate on 1400 kc., 250 watts, 1 KW LS, unlimited.

WWL—Ex. Rep. 1-491: Loyola University, New Orleans, La.—Examiner Hill recommended grant of C. P. to increase power from 10 KW to 50 KW.

NEW—Ex. Rep. 1-492: William F. Maag, Jr., Youngstown, Ohio.—Examiner Bramhall recommended grant of C. P. for new station to operate on 1420 kc., 100 watts, daytime.

NEW—Ex. Rep. 1-493: Abraham Plotkin, Chicago, Ill.—Examiner R. H. Hyde recommended dismissal with prejudice the application for C. P. to use 1570 kc., 1 KW, unlimited time; and

NEW—Phila. Radio Broadcasting Co., Philadelphia, Pa.—Recommended denial of C. P. of the Phila. Radio Broadcasting Co., for the same facilities.

ACTION ON EXAMINER'S REPORT (Taken August 18, 1937)

KRKD—Ex. Rep. 1-457: Frank P. Doherty, Los Angeles, Cal.—Dismissed with prejudice application for authority to transfer central of corporation of Radio Broadcasters, Inc., from Frank P. Doherty to J. F. Burke, Sr., & Loyal K. King.

RATIFICATIONS

The Broadcast Division ratified the following actions taken on the dates shown:

- KSFO—Radio Station KSFO, San Francisco, Cal.—Granted authority to determine power during program test period by direct method. Action taken, 8-28.
- WAGA—Liberty Broadcasting Co., Atlanta, Ga.—Granted extension program test period 30 days from August 29, 1937. Action taken, 8-30.
- WIP—Pennsylvania Broadcasting Co., Philadelphia, Pa.—Granted extension program test period 30 days from September 4. Action taken 8-30.
- WJEJ—Hagerstown Broadcasting Co., Hagerstown, Md.—Same except 30 days from September 5. Action taken 9-2.
- WFLA—Florida West Coast Broadcast Co., Inc., Clearwater, Fla.—Granted extension special temporary authority to close Clearwater studios from September 1 to October 31 inclusive and use Tampa studios on account of summer vacation for employees and in order to continue WFLA during the summer period with reduced experienced personnel. Action taken 8-31.
- KROY—Royal Miller, Sacramento, Calif.—Granted special temporary authority to operate unlimited time from September 3 to 20, inclusive, in order to broadcast events of the California State Fair and Lodi, California, Grape Festival. Action taken 9-2.
- WAYX—Waycross Broadcast Co., Waycross, Ga.—Granted special temporary authority to conduct program tests in accordance with terms of application for modification of C. P., for period of 30 days, pending action on this application. Action taken 9-2.

Granted petition of Constitution Publishing Co to intervene in the proceedings upon the application of Thomas J. Watson for C. P. Action taken 9-1.

Granted petition of Constitution Publishing Co. to intervene in the proceedings upon the application of Citizens Broadcasting Corp., Schenectady, N. Y., for C. P. Action taken 9-1.

Granted petition of The Constitution Publishing Co. to intervene in the proceedings upon the application of William Avera Wynne (WEED), Rocky Mount, N. C., for C. P. Action taken 9-1.

Granted petition of Constitution Publishing Co. to intervene in the proceedings upon the application of The Hampden-Hampshire Corp. for new station at Holyoke, Mass. Action taken 9-1.

Granted petition of Connecticut Valley Broadcasting Co. (WSPR) to intervene in the proceedings upon the application of The Hampden-Hampshire Corp. for new station at Holyoke, Mass. Action taken 9-2.

Granted petition of WPTF Radio Co., Raleigh, N. C., to intervene in the proceedings upon the application of Capitol Broadcasting Co., Inc., Raleigh, N. C., for C. P. Action taken 9-1.

Granted petition of A. Frank Katzentine (WKAT) to intervene in the proceedings upon the application of Nathan N. Bauer, Miami, Fla., for C. P. Action taken 9-1.

Denied petition of George H. Evans & Davis O. Vandivier, d/b as The Chickasha Daily Express, Chickasha, Okla., to withdraw without prejudice their application for C. P. Action taken 9-1.

Denied petition of the Westinghouse E. and M. Co. (KYW) for continuance of the hearing upon its application for C. P., scheduled for September 15. Action taken 8-26.

Denied motion of Brown Radio Service Laboratory (WSAY) for continuance of hearing on its application for C. P. now scheduled for September 13. Action taken 9-2.

Granted petition of Peter Goelet (WGNY) for continuance of hearing on his application for C. P., now scheduled for September 10, until October 26. Action taken 9-2.

Granted petition of C. G. Hill, George D. Walker, and Susan H. Walker (WAIR) for a continuance of the hearing upon their application for C. P., now scheduled for September 10, until October 26, 1937. Action taken 9-2.

Denied petition of Hannibal Broadcasting Co. requesting Commission to extend effective date of decision on its application for C. P., and application of Courier-Post Publishing Co., both of which were denied July 2, 1937, effective August 31. Action taken 8-31.

Denied motion of Continental Radio Co. for postponement of effective date of Commission's decision in the matter of the applications of Continental Radio Co., WALR Broadcasting Corp., and Community Broadcasting Co. Action taken 8-3.

Granted petition of Illinois Broadcasting Corp. (WTAD) for continuance of the hearing on its application for modification of license from September 14 to November 29, 1937. Action taken 9-3.

Granted petition of Allen T. Simmons (WADC) for extension of time to file exceptions to Ex. Rept. 1-476, and directed that said time be extended 15 days. Action taken 9-2.

APPLICATIONS RECEIVED

First Zone

- WLLH—Merrimac Broadcasting Co., Inc., Lowell, Mass.—Modification of special experimental authorization (B1-SA-192) for a satellite station, requesting approval of transmitter site at Cregg Building, Lawrence, Mass.
- W3XDD—Bell Telephone Laboratories, Inc., Whippany, N. J.—Construction permit to install a new transmitter, increase power from 5 KW to 50 KW, and add special emission for high quality transmission.
- NEW—National Broadcasting Co., Inc., Area of New York City and Camden, N. J.—Construction permit for a new television broadcast station on frequencies 175000-180000, 92000 kc., with power—visual 400 watts, aural 100 watts.
- W1XAL—World Wide Broadcasting Corporation, Boston, Mass.—Modification of license to cancel frequencies 6040, 11790, 15250, 21460 kc. and add frequencies 9550, 11730, 15130, 21500 kc., on a temporary provisional basis. Amended to retain the frequencies 6040, 11790, 15250 and 21460 kc.

Second Zone

- WHK—Radio Air Service Corp., Cleveland, Ohio.—Construction 1390 permit to install directional antenna for night use. Amended to make changes in antenna.
- WBCM—Bay Broadcasting Co., Inc., Bay City, Mich.—Voluntary 1410 assignment of license from James E. Davidson to Bay Broadcasting Co., Inc.
- WADA—Charleston Broadcasting Co., Charleston, W. Va.—License to cover construction permit (B2-PRY-59) for a new relay broadcast station.

Third Zone

- WAYX—E. F. Sapp and S. F. Sapp, d/b as Waycross Broadcasting Co., Waycross, Ga.—Modification of construction permit (B3-P-1682) for new equipment and increase in power, further requesting changes in equipment.
- WBHP—Wilton Harvey Pollard, Huntsville, Ala.—License to cover 1200 construction permit (B3-P-840) as modified for a new station. Amended to make changes in antenna.
- NEW—Mittelle Franklin Noble, Anniston, Ala.—Construction permit for a new station to be operated on 1420 kc., 100 watts, daytime.
- KGFI—Eagle Broadcasting Co., Inc., Brownsville, Tex.—License 1500 to cover construction permit (B3-P-1056) as modified for new equipment, antenna and move of station.
- WHEF—Attala Broadcasting Corp., Kosciusko, Miss.—Construction 1500 permit to make changes in antenna; move of transmitter from one mile east of Kosciusko, Miss., to Terry Road, Jackson, Miss., and studio from 212 Washington St., Kosciusko, Miss., to corner of Griffith and Lamar Streets, Jackson, Miss. Amended to give studio site as 133 East Capitol Street, Hotel Heidelberg, Jackson, Miss.
- NEW—Miami Broadcasting Co., Miami, Fla.—Construction permit for a new relay broadcast station to be operated on 31100, 34600, 37600, 40600 kc., 15 watts.
- KAXD—A. H. Belo Corporation, Dallas, Tex.—License to cover construction permit (B3-PRY-54) for a new relay broadcast station.
- W10XHF—Columbia Broadcasting System, Inc., Charlotte, N. C.—License to cover construction permit (B3-PRE-126) for a new relay broadcast station.

Fourth Zone

- KATE—Albert Lea Broadcasting Corp., Albert Lea, Minn.—1420 Modification of construction permit (B4-P-883) as modified for a new station, requesting changes in antenna and move of transmitter 20 feet.
- W9XF—National Broadcasting Co., Inc., Downer's Grove, Ill.—Construction permit to increase power from 10 to 50 KW and add frequencies 9550, 11730, 15130, 21500 kc.
- W9XUX—Head of the Lakes Broadcasting Co., Duluth, Minnesota—License to cover construction permit (B4-PRE-123) for a new relay broadcast station.

NEW—South Bend Tribune, South Bend, Ind.—Construction permit for a new high frequency broadcast station to be operated on 25950 kc., 100 watts. Amended to cancel the frequency 25950 kc. and add 26050 kc.

NEW—South Bend Tribune, South Bend, Indiana—License to cover construction permit above, as amended.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—Construction permit for a new relay broadcast station to be operated on 31100, 34600, 37600, 40600 kes., 1 watt.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—License to cover above.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—Construction permit for a new relay broadcast station to be operated on 31100, 34600, 37600, 40600 kes., 1 watt.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—License to cover above.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—Construction permit for a new relay broadcast

station to be operated on 1606, 2022, 2102, 2758 kes., 25 watts.

NEW—Minnesota Broadcasting Corp., Mobile-Minneapolis-St. Paul area.—Construction permit for a new relay broadcast station to be operated on 1606, 2022, 2102, 2758 kes., 7.5 watts.

Fifth Zone

KMPC—Beverly Hills Broadcasting Corp., Beverly Hills, California—Modification of license to change corporate name from Beverly Hills Broadcasting Corp. to KMPC—The Station of The Stars, Inc.

710

KTFI—Radio Broadcasting Corp., Twin Falls, Idaho—Extension of special experimental authorization to operate with 1 kilowatt power at night for period from 10-1-37 to 1-1-38, pending compliance with Rule 131.

1240

W10XHI—Columbia Broadcasting System, Inc., Chicago, Ill.—License to cover construction permit (B1-PRE-131) for a new relay broadcast station.