

## THE WEEK IN WASHINGTON

*My Sister and I*, new BMI tune, is headed toward becoming an outstanding hit of 1941. Twelve of the most-played tunes on the networks are BMI's own. (p. 332)

Isaac Levy, WCAU, and J. H. Ryan, WSPD, were elected to the NAB Board of Directors for 1941-43 at recent district meetings. (p. 333)

The NAB advises members to comply with Secretary Knox' request about broadcasting information as to the arrival and departure of British warships. (p. 334)

District 4 sales managers met in Raleigh, N. C., where special merchandising demands from advertisers was the chief topic of discussion. (p. 334)

Advertisers were impressed by the industry's promotion in connection with frequency allocation. (p. 335)

A conference to study interference has been slated for May 10 at the University of Illinois. (p. 336)

The FCC issued a number of orders in connection with FM construction and operation. Gerald C. Gross was appointed assistant chief engineer at the FCC to succeed Andrew D. Ring. The FCC ordered a hearing on communications problems in the Gulf Coast area. (p. 337)

## NAB Convention

### REGISTRATION FEE

As in past years the registration fee for the convention will again be \$10. This fee will cover luncheon and banquet tickets. Ladies registration fee will be the customary \$5. Although each year the convention luncheons and banquet are becoming more and more attractive, it has been found possible to maintain the modest registration fees above noted.

## PROMOTIONAL DISPLAY AND EXHIBITS

The display of promotional material by the various stations is attracting widespread attention. A most complete showing of material from stations of all sizes is assured. The Crystal Room immediately adjoining the Ivory Room of the Jefferson Hotel in which the business sessions will be held, has been assigned for this exhibit. Many stations have indicated a desire to display motion pictures, for which a special room and facilities have been provided.

The associate members are now planning their exhibits which will be held in private rooms throughout the hotel. Most of the transcription companies, as well as many equipment manufacturers, now an integral part of NAB through associate membership, will be on hand.

## GOLF TOURNAMENT

The golf tournament which is to be held on Monday afternoon, May 12, is assured of a splendid entry list. Robert Richardson, Jr., KWK and J. Roy Stockton, KSD, who constitute the St. Louis committee on arrangements have perfected their plans and everything indicates a rousing and interesting tournament. In addition to the trophy provided by *Broadcasting* magazine, additional prizes will be awarded the successful contestants. The tournament has been so set as to time so as not to interfere with any of the business or committee sessions.

## LADIES INVITED

The St. Louis broadcasters, cooperating with the Convention and Publicity Bureau of St. Louis, are making plans for the proper entertainment of all ladies who attend the convention. The exact nature of these plans is

(Continued on page 332)

**You Can't Afford to Miss the NAB Convention**

**May 12, 13, 14, 15**

**New Jefferson Hotel**

**St. Louis**

Neville Miller, President C. E. Arney, Jr., Assistant to President

Edward M. Kirby, Director of Public Relations; Joseph L. Miller, Director of Labor Relations; Frank E. Pellegrin, Director of Broadcast Advertising; Paul F. Peter, Director of Research; Russell P. Place, Counsel; Lynne C. Smeby, Director of Engineering

## NAB CONVENTION

(Continued from page 331)

not yet ready for disclosure but suffice it to say that they will be most interestingly entertained throughout the convention.

## NON-MEMBER STATIONS

NAB member stations are urged to extend a cordial invitation to the officials of non-member NAB stations to be present at the convention in St. Louis. While this is an NAB convention, it is the meeting at which the industry discusses important policies and the more broadcasters present, the better. Then too, attendance at the convention may encourage membership. Be sure to invite all broadcasters.

## BMI

### NEW BMI SONG MAKES HIT

*My Sister and I*, the song based on the best-selling book by the same title, is rapidly fulfilling the predictions that it would become one of the outstanding hits of 1941. It is being featured by Jimmy Dorsey and his orchestra in the stage show at the Strand Theatre in New York beginning April 11, with Ray Eberle singing the words which were inspired by the diary of the twelve-year-old Dutch refugee. During the same week Don Baker, organist at New York's Paramount Theatre, will make a special feature of the number with Sydney Lane singing. Joan Whitney, one of the writers of the song, will sing it in Wheeling, West Virginia, at a British War Relief concert to which she is giving her services along with Madeleine Carroll, Boake Carter, and other famous figures of the radio and entertainment world. Two days later, on April 27, Miss Whitney will sing the song on the Wheeling Steel program over the network of the Mutual Broadcasting System.

Phonograph records of the song by Bob Chester, Benny Goodman, Dick Jurgens, and Bea Wain have already been released. One by Leo Reisman is to be released within the week and four more are scheduled for the near future.

The song is the work of Miss Whitney, Alex Kramer,

## BMI FEATURE TUNES

April 14-21

1. WALKIN' BY THE RIVER
2. WISE OLD OWL, THE
3. MY SISTER AND I
4. FRIENDLY TAVERN POLKA
5. G'BYE NOW
6. WHAT D'YA HEAR FROM YOUR HEART
7. HIGH ON A WINDY HILL
8. YOU WALK BY
9. HERE'S MY HEART
10. IT ALL COMES BACK TO ME NOW
11. MAY I NEVER LOVE AGAIN
12. LOAFING ON A LAZY DAY
13. TALKING TO THE WIND
14. BREAKFAST FOR TWO
15. WITH A TWIST OF THE WRIST
16. WHERE'S THE CAPTAIN'S HAT

and Hy Zaret, writers of *So You're the One, It All Comes Back to Me Now*, and numerous other BMI hits. Miss Whitney and Mr. Kramer also wrote *High on a Windy Hill* and Mr. Zaret did the lyrics for *There I Go*.

## DEMAND FOR BMI MUSIC

In its issue for December 4, 1940 *Variety* dropped the box in which for years it had listed the tunes most played on the air, with an announcement that the box would be omitted "until the music situation is settled one way or the other, as between ASCAP and BMI . . . *Variety* will resume publication of 'Most Played' recaps as soon as something like comparative focus is possible."

With its issue of April 9th *Variety* resumes its box with the following comment: "Dropped for some months, persistent trade demand prompted resumption of the plug's breakdown even though ASCAP tunes obviously can't be logged." On the list for this week there are twenty-seven numbers headed by *You Walk By*, with *Georgia on My Mind* and *It All Comes Back to Me Now* pressing close in second and third places respectively. Of the total list, twelve numbers are BMI's own publications; six are Marks; four are Southern; and Campbell, Warren, Embassy, Stevens, and Porgie have one each.

*Billboard* also discontinued its plug list for a short time but quickly resumed it in response to demands. The *Billboard* list, compiled from a somewhat more restricted number of hours and calculated for the week ending Thursday instead of the week ending Sunday, lists twenty numbers, also headed by *You Walk By*, and showing nine BMI publications, four Marks, three Southern, and one each for Embassy, Melody Lane, Campbell, and Stevens.



On the *Billboard* list of biggest money makers in the coin machines, the top six are all published or licensed by BMI.

Among the fifteen sheet music best sellers *Variety* shows ten, *Billboard* thirteen, from BMI and its affiliated publishers.

### BMI MUSIC BOOMS "POT O' GOLD"

BMI is cooperating with the distributors and local theatres in the promotion of the James Roosevelt motion picture, *Pot O' Gold*, starring James Stewart and Paulette Goddard and featuring the Horace Heidt band and Charles Winninger. The BMI tunes—*Hi, Cy, What's a Cookin'*, *Pete the Piper*, and *Broadway Caballero*—as announced in the distributors' advance publicity release to the theatres, "are all the bases of the biggest production numbers in *Pot O' Gold*." When the picture was being shown at the Roxy Theatre in New York City the BMI office put displays advertising both music and picture not only in the theatre itself but also in various music shops around the city.

BMI member stations, in towns where the picture is scheduled, are being given advance notice of the theatre dates for their localities so that they may have the opportunity to feature the BMI numbers from the film in advance of its showing. The work which the BMI stations do in this way to advertise the picture is returned to BMI through the build-up which the picture gives to the BMI tunes.

The Horace Heidt record of *Broadway Caballero* (backed by *Friendly Tavern Polka*) has already been released—Columbia record No. 36006. The Heidt record of *Pete the Piper*, Columbia record No. 36053, will be released within a few days, and a Heidt recording of *Hi, Cy, What's a Cookin'* is scheduled for the near future.

### LULLABY LANE IS ROAD TO SUCCESS

This is no Horatio Alger story. Neither is the theme "from rags to riches" nor "how to make a million dollars writing songs." It concerns two young men, Bob Warren of Brookline, Mass., and Bob Carleton of New York City, the writers of *No. 10 Lullaby Lane*, now among the ten best-selling songs in the country. You may be hearing it on the Hit Parade any week now.

To date more than 50,000 copies have been sold by Bob Warren, working alone from his bachelor apartment on East 49th Street, New York, far from the melodies of Tin Pan Alley. Warren does all his own typing, answers all mail and telephone calls, and hands out professional copies and orchestrations of his songs.

Warren, the scion of a wealthy family residing in swanky Brookline, a Boston suburb, came to New York last spring and in collaboration with Bob Carleton, who holds a responsible position in a New York bank, wrote

*No. 10 Lullaby Lane*. The song was offered to several ASCAP publishers, who for one reason or another passed it up, the main excuse being that they had too many songs to exploit from their regular staff writers to give a newcomer a chance. Fortunately Warren and Carleton had enough money to finance publication of their own tune. When an author or songwriter spends his own money for publication, the results generally are not at all satisfactory. But this case was different. Warren and Carleton give full credit to Broadcast Music, Inc., through whose facilities the song was made available to 670 stations. Almost immediately after the break between ASCAP and BMI the song, originally written in an ASCAP publisher's office, attained widespread popularity.

*No. 10 Lullaby Lane* has already been recorded by such top-notch orchestras as Eddy Duchin, Joe Reichman, Tony Pastor, Guy Lombardo, Tommy Tucker, and the sensational young vocalist Dinah Shore, now featured on Eddie Cantor's network program.

The moral of this story, if any, might well be that even a rich boy with an idea may be a successful composer if he keeps everlastingly at it.

## District Meetings

### DISTRICT 3

Third District broadcasters, embracing stations in Pennsylvania, New Jersey and Delaware, met at Philadelphia on Monday, April 7. District Director Clifford M. Chafey, WEEU, Reading, presided.

Following a discussion of the music problem and a presentation of the BMI situation by Carl Haverlin, station relations manager, the following resolution was unanimously adopted:

BE IT RESOLVED—That members of the National Association of Broadcasters of the Third District, in meeting assembled at Philadelphia, Pennsylvania today, hereby affirm our allegiance to Broadcast Music, Incorporated—that we congratulate this corporation on making possible such a large and complete catalogue of music which has been so universally accepted by the radio public, as indicated in surveys. We restate our contention that—to maintain a high standard of program service it is imperative that a free and competitive music market be maintained and that the open-door policy to opportunity for creative talent of the men and women of America be continued and inaugurated by Broadcast Music, Incorporated—that we will never become a party to any arrangement which does not definitely assure the continued development and perpetuation of Broadcast Music, Incorporated.

Joseph L. Miller, NAB Labor Relations Director, discussed the labor and Wages and Hours situation. He was followed by Frank E. Pellegrin, newly appointed Director of the Department of Broadcast Advertising. C. E. Arney, Jr., covered other phases of NAB's activities.

Following the noon luncheon, the election of District Director for the ensuing two-year term was held and

Isaac Levy, WCAU, Philadelphia, was unanimously chosen.

The following were present:

James P. Begley, KYW; Leonard Kapner, WCAE; Leon Levy, WCAU; A. W. Dannenbaum Jr., WDAS; Clifford M. Chafey, Robert G. Magee, WEEU; Roy F. Thompson, WFBG; Roger Clipp, WFIL; Clair R. McCollough, C. G. Moss, J. Robert Gulick, WGAL; George D. Coleman, R. E. McDowell, WGBI; Milton Laughlin, WHAT; A. K. Redmond, WHP; Edward D. Clerf, WIBG; Benedict Gimbel, Jr., WIP; J. Gorman Walsh, WILM; J. C. Tully, WJAC; Melvin Lahr, WKOK; J. C. Burwell, WMBS; Joseph M. Nassau, WMRF; Arthur Simon, WPEN; George E. Joy, T. W. Metzger, W. V. Person, WRAK; Raymond A. Gaul, WRAW; B. Bryan Musselman, WSAW; Howard S. Frazier, WSNJ; John Mayo, Associated Music Publishers, Inc.; Carl Haverlin, BMI; G. I. Jones, Graybar Electric Co.; R. C. Wentworth, Pierre Weis, Lang-Worth Feature Programs, Inc.; Willis B. Parson, NBC Radio Recording Division; Leonard D. Callahan, SESAC, Inc.; Alex Sherwood, Standard Radio; A. B. Sambrook, World Broadcasting System; C. E. Arney, Jr., Joseph L. Miller, and Frank E. Pellegrin, NAB.

### DISTRICT 7

J. H. Ryan, WSPD, Toledo, Ohio, was reelected director at a District 7 meeting April 4 in Cincinnati.

Neville Miller and Carl Haverlin, BMI station relations director, discussed the music situation at length, and Senator Burton K. Wheeler, in Cincinnati for another meeting, told the broadcasters about his opposition to federal operation of stations.

### THE "MALAYA" MATTER

Several weeks ago, Secretary Knox of the Navy Department, sent out a memorandum to press associations, newspapers and radio stations, pointing out that British warships from time to time would be coming to the United States for repair. He asked that no mention be made of their arrival or departure.

On Sunday, April 6, *H. M. S. Malaya* steamed into New York harbor, a hole in her side, for repairs at the Brooklyn Navy Yard. Thousands of persons witnessed her arrival. That night, hundreds of British sailors, their uniforms designating their ship, were seen on New York streets.

Some newspapers printed the story. Some did not. A great deal of discussion of the matter followed in press and radio quarters.

The next day, Secretary Knox publicly commended those who did not use the story. At his Tuesday press conference, President Roosevelt did the same, and added that he thought no "censorship" would be needed. On Wednesday Stephen Early, White House secretary, reiterated that the Government had no intention of establishing a domestic press censorship, but emphasized the fact that James L. Fly, chairman of the Federal Communications Commission, was chairman of a committee studying means of controlling international cable and radio messages so that defense secrets would not be transmitted abroad.

The matter came up when a reporter asked what value

there was in a voluntary suppression by newspapers of news of the movement of foreign and domestic war vessels if news about them could be sent abroad by foreign agents legitimately in this country. Outright censorship of cablegrams, radiograms and mail going abroad is widely expected in case this country becomes involved in war.

Mr. Early remarked that there was one point he wished that President Roosevelt had mentioned yesterday. Some newspapers, Mr. Early said, called the present voluntary system an imposed censorship, whereas "it is an attempt to avoid a censorship."

"Doesn't that imply that if the voluntary system is not followed a formal censorship will be imposed?" a reporter asked.

"This will work out on voluntary grounds," Mr. Early answered. "It has got to work out on voluntary grounds. We don't want censorship; the newspapers don't want censorship; the President doesn't want it, I don't want it and Lowell Mellett (director of the Office of Government Reports) doesn't want it."

Mr. Early said that the situation which grew out of the publication by some newspapers of the recent arrival in New York of a British battleship had a certain "educational" value. Newspapers would suppress such news voluntarily, he felt sure.

"Ships are not going inland," he remarked. "All you have to do is educate the newspapers along the coast and the press associations. If you do that, and I think it can be done on a voluntary basis, you have no problem."

The NAB is of the opinion that broadcasting stations should respect Secretary Knox' request.

## Sales

### FOURTH DISTRICT SALES MANAGERS

Increasing demands by advertisers for special merchandising services, and the possibility of establishing standards of merchandising practice for NAB stations highlighted the meeting of the Sales Managers' Division of the Fourth District, held March 28 at Raleigh, N. C.

By unanimous vote, delegates agreed to file with Chairman J. H. Field, Jr., a list of merchandising services made available to advertisers by each station, as a first approach to the problem. In this study it was urged that each station differentiate between "merchandising" and "station promotion", the latter to include those activities designed to publicize the station itself.

A later resolution, failing of unanimity by one vote, provided "that the Fourth District request that the NAB take the position that merchandising policies should occupy the same ethical position as other services offered



on the rate card, and that this policy should be made available in printed form by each individual station and adhered to."

The case for smaller stations was presented by John Thayer of WWNC, who pointed out that competition with larger stations sometimes necessitated extra merchandising efforts. Several delegates took issue with the practicability of establishing rigid standards, but it was generally agreed that serious steps must be taken to curb the increasing demands on the part of agencies buying national spots.

Principal luncheon speaker was E. N. Pope, advertising manager of the Carolina Power and Light Company, who discussed power for industry and national defense.

Other topics discussed included an inter-station program and idea exchange and various commercial program ideas. Manager Richard Mason of WPTF and Chairman Field were hosts to the group at luncheon.

Others attending were Barron Howard, WRVA, Richmond; Henry Nigrelli, Graham Poyner, Richard Mason and Ollie Carpenter, WPTF, Raleigh; John E. Thayer, WWNC, Asheville; W. C. Irwin, WSOC, Charlotte; Harold Essex, WSJS, Winston-Salem; E. S. Whitlock, WRNL, Richmond; John Moorhead and Knox Massey, Harvey-Massengale Co.; Frank Jarman and Lewis Brown, WDNC, Durham; Royal Penny, WBT, Charlotte; E. E. Reed, Carolina Sales Co.; Dudley Saumenig, WIS, Columbia; Leslie H. Peard, Jr., WBAL, Baltimore; Frank M. Stearns, WRAL, Raleigh; Pat Taylor, WMFR, High Point; E. N. Pope, Carolina Power & Light Co.; Bert Hanauer and Robert S. Maslin, WFBR, Baltimore; John New and Travis Barnes, WTAR, Norfolk, and John H. Dodge, WRC-WMAL, Washington.

### ADVERTISER THREATENS SUIT

An object lesson in why NAB member stations should refuse to enter into per-inquiry or contingent deals with advertisers is shown by a recent exchange of correspondence between one member station and an advertiser, the Mendenhall Manufacturing Co., whose request for per-inquiry deals had received previous publicity in NAB REPORTS.

The station believed it had a straight card-rate contract and carried the announcements. The advertiser paid for the first four "test" announcements, but because returns did not meet the inquiry cost he set, refused further payment and wrote the station as follows:

"I will demand that you make correct and recall your letter to the National Association of Broadcasters, and I contend that I do not owe you anything. The agreement was that you were to pull 4 returns for every dollar or cancel the announcements promptly.

"You can either do the above or the matter will go to

my attorney, and I will enter suit against you for damages. . . ."

Unless all stations cooperate in presenting a united front to advertisers such as the above, they encourage such practices in the future on the part of others. This again emphasizes the need for a uniform policy on the part of stations with respect to this type of business.

### PER-INQUIRY OFFER

Made by Rogers & Smith Advertising Agency, Chicago, on behalf of an unnamed nursery account.

That agencies and advertisers are becoming increasingly aware of the attitude of NAB member stations towards deals of this kind may be indicated by a statement in the Rogers & Smith letter: "All matters pertaining to any agreement that we may reach will be held in strictest confidence." It is the opinion of the NAB Department of Broadcast Advertising that legitimate advertising proposals can afford to stand the light of day.

We have written this advertiser assuring him that radio, when properly used, is an effective advertising medium and can be profitably purchased at regular card rates, and we have invited him to use it on that basis.

### COOPERATIVE ADVERTISING APPROVED

Dealer-cooperative advertising has been approved in the rayon yarn field by the American Bemberg Corporation, under a plan whereby the company will contribute one cent per pound for the promotion of Bemberg rayon provided weavers or dealers contribute an equal amount for 50-50 promotion.

Cooperative advertising in the rayon field was discontinued several years ago because of abuses of advertising allowances. This action by the Bemberg company is expected to restore this type of revenue to radio and other media, and it is likely that the plan will be later expanded to include other fabrics.

## Promotion

### "56 DAYS" SUCCESSFUL

The twelve-page brochure, "56 Days," mailed all stations and agencies, has apparently done the job for which it was intended. Its purpose was to reassure agencies and their clients by pointing out the vast amount of promotion and education which stations sponsored in order to move listeners to new dial positions.

The net result of station activity was as prophesied—listeners were successfully moved and listening increased.

It will be some time before all the push-button sets

are changed over and stations are urged to keep telling listeners to have this job done by their servicemen.

## PUBLIC RELATIONS JOB

Otherwise listeners will frequently or infrequently forget their manual tuning, push a button and get a wrong station. This in turn will cause a momentary outburst of indignation, unfortunately not against the forgetful listener, but against the station.

Getting all push buttons changed is a public relations job of the first magnitude.

Things which make "56 Days" a mighty under-statement of industry effort are typified by letters and enclosures from stations.

WJTN, for example, sent full page tear sheets from the Jamestown (N. Y.) *Post* and the Jamestown *Evening Journal*. WSB, Atlanta, sent a package of tear sheet advertising copy from the *Atlanta Journal*.

Craig Rogers, publicity director, KYDL, on behalf of all the stations in Utah, wrote that committees from all stations held conferences and mapped out the campaign that was to inform the radio public of the change-over. It was so complete, he said, that a telephone survey throughout the State indicates that all listeners are happily moved.

W. H. Summerville, general manager, WWL, New Orleans, distributed, on April 7, a brochure which illustrated promotion undertaken by that station throughout its entire service area.

## THE MORAL

"The moral of it is," said Edney Ridge, director, WBIG, Greensboro, N. C., "that if a blind hog keeps on rooting he is obliged to get an acorn occasionally!" The Major's observation is the result of his being notified by *Billboard* that WBIG had been awarded third place in the magazine's fourth annual exploitation survey.

# Engineering

## INTERFERENCE CONFERENCE

A conference for the purpose of discussing interference to the reception of radio broadcasting signals has been scheduled by the University of Illinois at Urbana on May 10, 1941.

The conference will be conducted under the management of A. James Ebel, chief engineer of the University's broadcast station, WILL. The one-day conference will be opened with a word of welcome from President A. C. Willard of the university. Closing the conference will be a banquet at which Dr. L. P. Wheeler of the FCC

will address the members of the conference on the subject "The Commission's Place In The Interference Problem." The balance of the program is as follows:

The Generation of Combination Frequencies In A Non-Linear Element, Professor H. J. Reich, University of Illinois; Multiple Response In Receivers In Strong Radio Frequency Fields, R. M. Planck, Radio Manufacturing Engineers; Panel Discussion on Amateur-Broadcast Interference, Larry Bargarrye, W9Q1, a radio amateur, and Ted Giles, WMBD, a broadcast engineer; A Message From the National Association of Broadcasters, Lynne C. Smeby, Director of Engineering, NAB; Detection and Analysis of Damped Wave Radio Interference, Leon Podolsky, Sprague Products Company; Case Histories in Interference Trouble Shooting and Public Relations in Interference Work, Professor M. A. Faucett, University of Illinois and Representatives of Public Service Companies; Interference Reducing Antenna Systems, Alfred Crossley and Nickolas Hogenbirk, Belden Manufacturing Company; The Design and Adjustment of Transmitters to Eliminate Spurious Radiations, Dana Pratt, RCA Manufacturing Company.

The date of the conference falls on the Saturday before the opening of the NAB Annual Convention in St. Louis and therefore, a stop-over in Urbana on the way to the convention, will allow attendance at this important conference.

A registration fee will not be charged for the conference and it has been announced that the price of the banquet tickets will be nominal. For further details and registration, communicate with A. James Ebel, Radio Station WILL, University of Illinois, Urbana, Illinois.

## WEATHER STATIONS

Modern developments in the field of radio transmission have made it possible to devise an automatic weather station capable of unattended operation for periods up to one month—and possibly three months in the future—at isolated locations, such as mountains and islands, according to the Department of Commerce.

The Aerological Division of the Bureau of Aeronautics, Navy Department, pioneered in this field. To meet the requirements of the Navy aerologists, the National Bureau of Standards, Department of Commerce, developed an ingenious but simple transmitting apparatus for use in such stations.

The automatic radio weather station is an outgrowth of the radio-sonde used for making weather measurements at stratospheric altitudes and now in general and successful daily operation. The radio-sonde also was developed by the Bureau of Standards, in cooperation with the Navy and the Weather Bureau.

For years weather measurements have been made and transmitted automatically by the use of wire lines and



received and interpreted at central and field stations. The new mechanism worked out for the Navy represents a modification of methods already devised for wire lines to accommodate their use to radio and make them more adaptable to radio technique.

An automatic weather station may be equipped to make and transmit measurements of barometric pressure, ambient temperature and relative humidity, wind velocity and direction, rainfall, and probably other factors.

Each of the measurements noted may be indicated at a remote point by radio through the simple process of converting the deflection of the measuring instrument into a corresponding variation of electrical resistance and translating the resistance variation into the variation of a modulation frequency on the emitted carrier wave.

Such a station permits the use of standard radio transmitting and receiving equipment and of standard weather instruments with but slight modification. The modulation and control equipment, however, is special.

## FEDERAL LEGISLATION

### HOUSE

H. R. 4206 (KEOGH, D-N. Y.) DAYLIGHT SAVING TIME—To provide daylight saving between the last Sunday in April and the last Sunday in October in each year. Referred to Committee on Interstate and Foreign Commerce.

## STATE LEGISLATION

### NEBRASKA:

Bill No. 504 (BEVINS) STATE EMPLOYMENT AGENCY—To amend Sec. 48-604 C. S. Supp., 1939, relating to labor and the establishment of rules for the commissioner of labor in referring employees to certain organizations for employment.

### PENNSYLVANIA:

H. 1127 (CORRIGAN) EMPLOYMENT AGENCIES—Providing for the registration and licensing of employment agencies; providing for suspension and revocation of licenses and reinstatement after appeal; providing penalties and repealing existing laws. Referred to Committee on State Government.

### RHODE ISLAND:

H. 852 (HORGAN) OPTOMETRISTS AND OPTICIANS—Amending sections 1, 2, 3, 5, 9, 11, 12 and 13 of chapter 277 of the general laws of 1938, entitled "Licensing and regulation of optometrists and opticians," as amended. Referred to Committee on Finance.

## FEDERAL COMMUNICATIONS COMMISSION

The FCC has announced that various applications by newspaper interests for FM (Frequency Modulation) authorizations have, pursuant to Order No. 79 and related announcements, been acted upon as follows:

Gordon Gray, Winston-Salem, N. C.—Ordered issuance of construction permit under the last proviso of Order No. 79, upon finding that public interest, convenience and necessity will be served by construction at this time.

South Bend Tribune, South Bend, Ind.—Ordered issuance of construction permit with condition that no construction facilities shall be undertaken or completed until the Commission has acted on the general newspaper-ownership question.

Evening News Assn., Detroit, Mich.—Like action.

Milwaukee Journal, Milwaukee, Wis.—Like action.

Walker & Downing Radio Corp., Pittsburgh, Pa.—Like action.

Baton Rouge Broadcasting Co., Baton Rouge, La.—Like action.

WBNS, Inc., Columbus, Ohio.—Like action.

WGN, Inc., Chicago, Ill.—Placed in pending file, application for modification of construction permit previously granted.

Rockford Broadcasters, Inc., Rockford, Ill.—Like action.

The foregoing action was without prejudice to the provision in Order 79 that newspaper interests whose applications for FM stations had already been acted upon could come in and make a special showing that they should be allowed to go ahead immediately.

A. S. Abell Co., Baltimore, Md.—Placed in pending file, application for construction permit to cover 6,040 square miles on 46,300 kilocycles.

Mercer Broadcasting Co., Near Trenton, N. J.—Placed in pending file, application for construction permit to cover 3,200 square miles on 44,700 kilocycles.

News Syndicate Co., Inc., New York, N. Y.—Placed in pending file, application for construction permit to cover 8,500 square miles on 44,700 kilocycles.

The Commission also granted special temporary authorization to the Milwaukee Journal to operate commercially for a period of 60 days its FM experimental station. The grant was made subject to any rules and regulations which might later be adopted by the Commission in the newspaper investigation.

## FM APPLICATIONS

Pending the determination of what policy or rules, if any, should be promulgated with respect to newspaper operation of broadcast stations, the FCC has adopted a procedure of holding in its pending files all applications by newspaper interests for FM (frequency modulation) authorizations not acted upon before March 19, when Order No. 79 was issued looking to the inquiry which will consider the policy to be followed in all such cases.

This procedure will enable these applications to be considered as a group on the basis of Commission findings as the result of contemplated public hearings on the general question.

As provided in Order No. 79, newspaper interests announced as eligible for FM construction permits prior to the March 19th inquiry action are being issued such permits subject to the condition that no construction shall be undertaken until the Commission has taken action on the newspaper-ownership matter. Meanwhile, if any such newspaper interest can show to the satisfaction of the Commission that it should be allowed to go ahead immediately, it will be permitted to do so.

## GROSS HEADS ENGINEERING DIVISION

Appointment of Gerald C. Gross as Assistant Chief Engineer and Chief of the Broadcast Division of the FCC Engineering Department was announced today. Mr. Gross will succeed Andrew D. Ring, resigned. George P. Adair was named Assistant Chief of the Engineering Department's Broadcast Division and received

a promotion in grade. Philip F. Siling was appointed Chief of the International Division, Engineering Department, succeeding Mr. Gross.

Mr. Gross participated in the formation of the Engineering Division of the Federal Radio Commission in 1928, and for some time past has served as Chief of the International Division of the present Commission's Engineering Department. He has represented the Government at 21 international conferences on communications, and has served since 1933 as Secretary of the Interdepartment Radio Advisory Committee.

Born in New York City on December 27, 1903, Mr. Gross obtained his elementary schooling in France, and was graduated from Haverford College, Haverford, Pa., in 1926 with a B.S. degree. At Haverford he was instrumental in setting up one of the first college broadcasting stations in the United States. He later served as radio and communications officer on a number of ships in the American Merchant Marine. Since 1932 he has held a commission in the Naval Reserve.

Formerly on the staff of the Bureau of Standards, Mr. Gross specialized in communications engineering. He contributed to the development of the present aviation interlocking aural beacon, and was also in charge of the standard frequency transmissions.

A native of Texas, being born at Rancho on December 8, 1903, Mr. Adair obtained his B. S. in electrical engineering from Texas A. & M. College. After varied experience in the field of electrical engineering he entered Federal service through the Federal Radio Commission in 1931.

Mr. Siling was born in East Orange, N. J., August 14, 1897, and was graduated from Yale University in 1917 with a Ph.B degree in electrical engineering. He was associated with the American Telephone and Telegraph Company in various capacities from 1917 to 1929 and with the International Telephone and Telegraph Corporation as Outside Plant Engineer and Acting Plant Operations Engineer from 1929 to 1933. He was Assistant Deputy Administrator with the National Recovery Administration from 1933 to 1935. In 1935 he joined the Federal Communications Commission as a Telephone Engineer and in 1937 was appointed Assistant Chief of the International Division of the Engineering Department, a position he has held to date.

The following additional appointments were made in the Broadcast Division, Engineering Department:

John A. Willoughby, Chief, Standard Broadcast Applications Section.

Robert M. Silliman, Assistant Chief, Standard Broadcast Application Section.

William C. Boese, Chief, Non-Standard Broadcast Application Section.

Cyril M. Braum, Assistant Chief, Non-Standard Broadcast Application Section.

Clure H. Owen, Chief, Hearing Section.

H. Underwood Graham, Chief, Allocation Section.

James E. Barr, Assistant Chief, Allocation Section.  
A. L. Kreis, Chief, Monitoring Equipment Section.  
Maxine Colonna, Chief Clerk, Records Section.

## FCC ORDERS HEARING

The FCC announced an informal public hearing for the purpose of obtaining information relative to certain communication problems that have arisen in the Mississippi delta and the Gulf Coast area of southeastern Texas. The hearing will take place in the Texas State Hotel, Houston, beginning 10 a.m. on May 1, 1941, before Commissioner Paul A. Walker.

Complaints have been received of interference on maritime frequencies due to the excessive use of these frequencies in connection with operations of the oil industry in the coastal waters and marshes of Louisiana and Texas. These operations, which are a development of recent years, present a unique problem because of the difficult conditions under which they are conducted.

A large portion of the area is of such a swampy nature as to make construction and maintenance of wire lines impossible, or impractical. Some oil operations are conducted in shallow open water under conditions that require the removal of crews upon the approach of a storm from the Gulf. Consequently, the oil industry has resorted to, and depends upon, radio to a considerable degree for communication purposes.

The Commission will also seek information with respect to the communication needs of vessels navigating the canals and inland waters in the area between New Orleans and Houston.

## "MONOPOLY" REPORT

At a press conference early this week, FCC Chairman James Lawrence Fly answering a question regarding the status of the monopoly report of the Commission said that the Commission had two meetings last week on the report and expects to have two meetings this week. While Mr. Fly did not make any statement regarding it, there has been a story around the Commission for sometime that it is pointing toward April 15 as the date to complete its work on the report.

Chairman Fly was asked at the conference if any Fifth Columnists were being unearthed by the Commission's new listening post set up. Mr. Fly explained that this new division is not primarily intended to deal with Fifth Columnists' activities but in the main is to analyze propaganda as distinguished from subversive conduct of individuals. Mr. Fly told the conference that there has been much difficulty in getting the top men for this new work, explaining that men so qualified by training and experience are few. He said he hoped to have an announcement on this subject in the near future.



## FROM THE FCC MAIL BAG

"Radio news reporters all say 'quote' but only one reporter always says 'unquote' . . . How are we to know what the quotation is if the reporters do not say 'unquote'? Issue an order and enforce it."

Thus a Californian writes the Federal Communications Commission.

A New Hampshire listener wants the Commission to require that newscasts be "free of advertising."

An Illinois fan seeks a ban on advertising on the radio on Sundays.

A Houston resident objects to news rebroadcasts from Berlin as propaganda; a Los Angeles resident objects to rebroadcasts from London on the same ground.

To such suggestions the Commission reiterates that it has no power of censorship over radio artists or programs, and that responsibility for the selection of both rests with the individual station licensees, who are required to operate in the public interest. Under such circumstances, complaints about particular programs should more properly be addressed to the station or network involved.

A letter from Berkeley, Calif., expresses apprehension that certain radio programs incite rebellion of children against parental supervision, while a communication from Newark, N. J., urges "a tightening of the controls on the part of a duly constituted Federal agency with respect to radio programs designed for children." Pointing out, again, that the Communications Act does not give the Commission authority to pass upon individual programs, the Commission suggests that both inquirers may be interested in the results of a nation-wide survey of children's programs now being conducted by the Radio Council on Children's Programs in cooperation with the National Association of Broadcasters.

A Los Angeles woman deplors the advertising of wines over the radio. Neither the Communications Act nor the Commission's rules and regulations preclude liquor advertising on the air. However, the code of ethics of the National Association of Broadcasters frowns on advertising of "hard or spirituous liquors," and it is the policy of certain networks to decline programs sponsored by liquor interests.

Radio interference is bothersome to a District of Columbia woman. The Commission advises:

"Ordinarily, a frequency separation of 50 kilocycles or more, such as is employed in Washington, is sufficient to prevent objectionable cross-talk interference even when the receiver is operated at a location in the immediate vicinity of the transmitter. Unfortunately, receivers of certain designs, when operated near the transmitter of one station, are not capable of separating the signals of that station from those of another station even when the latter is 50 kilocycles removed. The performance of such sets so located may be improved materially by employing a 'wave trap', a simple and inexpensive device which is easily installed and operated."

An Austin, Texas, firm is informed that the Communications Act requires an announcement in the case of any sponsored program sufficient to disclose the identity of the sponsor and that the program is sponsored. The identity of the actual sponsor rather than the advertising agency making arrangements for time, must be disclosed. However, no particular form of making such announcement is prescribed.

To a Mississippi request for Commission views as to whether the owner and operator of a broadcast station could be properly classed in a national defense industry for the purpose of the Selective Service Act, the Commission writes:

"Inasmuch as the Selective Service Act prohibits occupational deferments as such, and leaves the decision in individual cases to the sound discretion of the local draft boards, it is not the Com-

mission's policy to issue statements such as that requested in your letter. Matters of general policy in making determinations are for consideration by Selective Service Headquarters, and your letter is being referred to the Director of the Selective Service for his consideration. You will understand that the Commission's policy is not based upon any failure on its part to appreciate the national importance of the contributions of the personnel of the broadcasting industry but rather upon basic considerations of an orderly administration."

## FEDERAL COMMUNICATIONS COMMISSION DOCKET

Following hearings are scheduled to be heard before the Commission in broadcast and television cases during the week beginning Monday, April 14. They are subject to change.

### Monday, April 14

To be Heard Before Commissioner Paul A. Walker, in Ocala, Fla.  
WTMC—Ocala Broadcasting Company, Inc., Ocala, Fla.—In the Matter of Revocation of License of Station.

In Washington, D. C.

NEW—Western Massachusetts Broadcasting Co., Pittsfield, Mass.—C. P., 1500 kc. (1490 kc. under NARA); 100 watts; unlimited.

### Tuesday, April 15

#### Television

W1XG—General Television Corporation, Boston, Mass.—Modification of license (considered as construction permit); 50000-56000 kc., 500 watts visual emission A-5, Sec. 4.4 (a). Present assignment: 42000-56000, 60000-86000 kc., 500 watts visual emission A-5, Sec. 4.4(a).

W1XG—General Television Corporation, Boston, Mass.—C. P., 42000-56000, 60000-86000 kc., 500 watts aural and visual, emission A-3 and A-5, Sec. 4.4(a). Present assignment: 42000-56000, 60000-86000 kc., 500 watts visual only, emission A-5, Sec. 4.4(a).

### Wednesday, April 16

WNAX—South Dakota Broadcasting Corp. (Transferor) and Iowa Broadcasting Co. (Transferee), Yankton, S. D.—Transfer of control of Station WNAX, 570 kc.; 1 KW night, 5 KW day; unlimited.

KFNF—KFNF, Incorporated, Shenandoah, Iowa.—Renewal of license, 890 kc.; 500 watts night; 1 KW day; SH-KUSD.

### Thursday, April 17

To Be Heard Before Commissioner Paul A. Walker, in the Court Room of the County Court House, at Panama City, Florida.

WDLP—Panama City Broadcasting Company, Panama City, Fla. In the matter of revocation of license of station.

### Friday, April 18

NEW—J. Leslie Doss, Bessemer, Ala.—C. P., 1370 kc.; 250 watts; unlimited.

## FEDERAL COMMUNICATIONS COMMISSION ACTION

### APPLICATIONS GRANTED

WCNW—Arthur Faske, Brooklyn, N. Y.—Granted modification of temporary authorization to increase night power from

100 to 250 watts; operating on **1600 kc.** (NARBA); specified hours (B1-ML-681).

WLAC—WLAC Broadcasting Service, Nashville, Tenn.—Granted amended construction permit to increase power from 5 to 50 KW, move transmitter from 5 miles from city limits to 7 miles north of center of Nashville on Dickerson Pike, install new transmitter and directional array for night use; **1510 kc.** (NARBA), unlimited time (B3-P-1250).

WOMI—Owensboro Publishing Co., Inc. (Transferor), L. W. Hager, W. B. Hager, and G. M. Fuqua (Transferees).—Granted consent to the transfer of control of Owensboro Broadcasting Co., licensee of station WOMI, from the Owensboro Publishing Co. to L. W. Hager, W. B. Hager, and George M. Fuqua, representing 191 of the 200 shares issued and outstanding capital stock of the Owensboro Broadcasting Co., Inc., for a consideration of \$19,100. Station operates on **1490 kc.** (NARBA), 250 watts, unlimited time (B2-TC-246).

WSAN—Lehigh Valley Broadcasting Co., Allentown, Pa.—Granted amended construction permit to increase power from 500 watts to 5 KW, install new transmitting equipment and directional antenna for both day and night time use; **1440 kc.** (NARBA), shares-WCBA (B2-P-2637).

KCRC—Enid Radiophone Co., Enid, Okla.—Granted construction permit to install directional antenna for night and day use, install new transmitter and increase power from 250 watts to 1 KW, **1390 kc.** (NARBA) frequency, unlimited time (B3-P-2810).

WGAU—J. K. Patrick, Earl B. Braswell, Tate Wright, C. A. Rowland, and A. Lynne Brannen, d/b as J. K. Patrick and Company (Assignor), J. K. Patrick, Earl B. Braswell, Tate Wright, C. A. Rowland, d/b as J. K. Patrick and Company (Assignee), Athens, Ga.—Granted voluntary assignment of license of station WGAU from J. K. Patrick, Earl B. Braswell, Tate Wright, C. A. Rowland and A. Lynne Brannen, d/b as J. K. Patrick & Co., to J. K. Patrick, Earl B. Braswell, Tate Wright and C. A. Rowland, d/b as J. K. Patrick & Co.; **1340 kc.** (NARBA); 250 watts; unlimited time (B3-AL-284).

KWJJ—KWJJ Broadcast Co., Inc., Portland, Ore.—Granted modification of construction permit to use directional antenna day and night and approval of present site (Oak Park, Portland, Ore.); **1080 kc.**; 1 KW night and day; unlimited time (B5-MP-1190).

WCAO—The Monumental Radio Co., Baltimore, Md.—Granted construction permit to increase day and night power from 500 watts night, 1 KW day to 5 KW day and night, move transmitter to east side of Park Heights Ave., 1.2 miles northwest from city boundaries, near Baltimore, Md., install new transmitter and directional antenna for day and night use; **600 kc.**; unlimited time (B1-P-3024).

W 49 BN—Howitt-Wood Radio Co., Inc. (Assignor), Wylie B. Jones Advertising Agency (Assignee), Binghamton, N. Y.—Granted consent to assignment of construction permit for FM broadcast station from Howitt-Wood Radio Co., Inc., to its parent company, Wylie B. Jones Advertising Agency, **4490 kc.**; coverage: 6,500 square miles (B1-APH-1).

WLWO—The Crosley Corp., Cincinnati, Ohio.—Granted modification of international broadcast station license to increase power from 50 to 75 KW (B2-MLIB-40).

W3XPY—Bell Telephone Labs., Inc., Whippany, N. J.—Granted modification of developmental broadcast station license to change frequencies to **43500** and **49100 kc.** on an experimental basis conditionally (B1-MLEX-11).

## DESIGNATED FOR HEARING

WTMV—Mississippi Valley Broadcasting Co., Inc., E. St. Louis, Ill.—Application for construction permit to change frequency from 1490 to 1540 (under NARBA), increase night power from 250 to 500 watts, day power from 250 watts to 1 KW; move transmitter locally to 1 mile southeast of city limits at Golden Gardens, St. Clair Co., Ill.; install new equipment and vertical antenna, conditional to no interference to Cuba (B4-P-2832).

WREN—WREN Broadcasting Co., Inc., Lawrence, Kans.—Adopted order designating for hearing the amended application filed by WREN (B4-P-2272) requesting authority to increase nighttime power from 1 to 5 KW, install a directional antenna for day and night use, and move transmitter from Tonganoxie, Kans., to a site within the metropolitan

area of Kansas City, Kans., and to move main studio from Lawrence, Kans., to a site to be determined in Kansas City, the studio at Lawrence to be continued for auxiliary purposes. The issues are: "To determine whether a fair, efficient and equitable distribution of radio service among the several states and communities can be better achieved by continued operation of WREN with its main studio at Lawrence, Kans., and its transmitter at Tonganoxie, Kans., or by its operation with both its main studio and transmitter at Kansas City, Kans., as proposed in its application." The Commission's Order of February 26, 1941, granting the application in part, is vacated.

KPAC—Port Arthur College, Port Arthur, Tex.—Application for modification of license to increase night power from 500 watts to 1 KW and make changes in directional antenna; 500 watts day, unlimited time, directional antenna nighttime; **1250 kc.** (B3-ML-956).

The Constitution Broadcasting Co., Atlanta, Ga.—Application for construction permit for new station to operate on **550 kc.**, 1 KW night, 5 KW day, unlimited time; directional antenna at night; studio site to be determined at Atlanta, Ga. (B3-P-2905).

WCAO—Lewis M. Milbourne and Clarence W. Miles (as voting trustees under a voting trust agreement of April 15, 1931) (Transferors), Lewis M. Milbourne, Clarence W. Miles and L. Waters Milbourne (as voting trustees of a new voting trust agreement) (Transferees), The Monumental Radio Co., Baltimore, Md.—Application for consent to transfer control of The Monumental Radio Co., licensee of Radio Station WCAO, from Lewis M. Milbourne and Clarence W. Miles (as voting trustees under a voting trust agreement of April 15, 1931) to themselves and L. Waters Milbourne (as voting trustees of a new voting trust agreement); **600 kc.**; 500 watts night; 1 KW day; unlimited time (B1-TC-263).

## MISCELLANEOUS

KCRO—Enid Radiophone Co., Enid, Okla.—Granted request to dismiss its petition for rehearing directed against the action of the Commission, October 22, 1940, granting the application of KLPM, Minot, N. D., for modification of license to increase power from 500 watts night, 1 KW day, unlimited time on frequency **1360 kc.** to 1 KW unlimited time on same frequency, and dismissed said petition for rehearing (B4-ML-651).

KCRC—Enid Radiophone Co., Enid, Okla.—Granted request to dismiss petition for rehearing directed against the action of the Commission October 22, 1940, granting the application of WTJS, Jackson, Tenn., for construction permit to change frequency from **1310** to **1360 kc.**, install new equipment and DA for nighttime use, and increase power from 250 watts to 1 KW, unlimited time, and adopted order dismissing said petition for rehearing (B3-P-2525).

WCBA—Lehigh Valley Broadcasting Co., Allentown, Pa.—Dismissed with consent of applicant, application for construction permit to increase power from 500 watts to 5 KW, install new transmitting equipment and directional antenna for both day and nighttime use (B2-P-2636).

WGST—Georgia School of Technology, Atlanta, Ga.—The hearing on renewal of license for station WGST now scheduled to be heard in Washington, D. C., on May 1, 1941, will be heard instead in Atlanta on that date.

KRBC—Reporter Broadcasting Co., Abilene, Texas.—Adopted order denying petition for reconsideration and grant without a hearing the application for construction permit to change frequency to **940 kc.**, increase power to 1 KW, and install new transmitter and DA for day and night use; and amended the notice of hearing to specify the following issues: (1) to determine the extent and effect of any interference which the proposed operation of station KRBC on the frequency **970 kc.** would cause to the operation of station XEJ, Ciudad Juarez, Chihuahua, and station XEO, Matamores, Tams., operating on the same frequency, with particular reference to the provisions of the NARBA; (2) to determine (a) the area and population now served by station KRBC, and (b) the area and population which would be served by station operating on **970 kc.**

WCNW—Arthur Faske, Brooklyn, N. Y.—Dismissed petition for reconsideration of "Proposed Findings of Fact and Conclusions" of the Commission (Docket N. 5323), et al.

WMRF—Lewistown Broadcasting Co., Lewistown, Pa.—Granted



- modification of construction permit which authorized new standard broadcast station to be operated on **1500 kc.**, 250 watts, unlimited, for authority to change frequency to **1490 kc.** in accordance with NARBA.
- KPOW—Albert Joseph Meyer, Powell, Wyo.—Granted modification of construction permit which authorized new standard broadcast station to operate on **1200 kc.**, 250 watts, unlimited, for change of frequency to **1230 kc.** in accordance with NARBA.
- KLS—S. W. Warner & E. N. Warner, d/b as Warner Bros., Oakland, Calif.—Granted modification of construction permit which authorized increase in power from 250 watts to 1 KW, new transmitter and changes in antenna, for change in frequency from **1280** to **1310 kc.** in accordance with NARBA.
- KFMB—Worcester Broadcasting Corp., San Diego, Calif.—Granted modification of construction permit which authorized new standard broadcast station to operate on **1420 kc.**, 250 watts, unlimited, to change frequency to **1450 kc.** in accordance with NARBA.
- WSOC—Radio Station WSOC, Inc., Charlotte, N. C.—Granted modification of construction permit which authorized installation of new antenna, move studio and transmitter, install new transmitter and increase power from 100 watts night, 250 watts LS, to 250 watts, for change in frequency from **1210** to **1240 kc.** in accordance with NARBA.
- W9XBK—Balaban & Katz Corp., Chicago, Ill.—Granted extension of special temporary authority to operate two transmitter units to be installed and operated from the State-Lake Bldg., Chicago; Link Transmitter Type No. 50-UTX with 100 watts power for visual and Link Transmitter Type No. 25-UBX, 25 watts aural; temporary steel tower to be used on roof of said building, in order to conduct tests for period April 19 to not later than May 18, 1941, in accordance with construction permit.
- WLWO—The Crosley Corp., Cincinnati, Ohio.—Granted extension of special temporary authority to operate the equipment of International Broadcast Station WLWO with a power input to the final stage of 100 KW for the period April 1, 1941, to not later than April 30, 1941, in order to obtain data requested in connection with application.
- W39B—The Yankee Network, Inc., Boston, Mass.—Granted special temporary authority to rebroadcast programs of High Frequency Station W1XOJ for the period ending in no event later than May 17, 1941.
- WARM—Union Broadcasting Co., Scranton, Pa.—Dismissed as unnecessary the motion for leave to amend application for license to cover construction permit for **1370 kc.**, 250 watts, unlimited time.
- KWBG—W. B. Greenwald (Transferor) and O. L. Taylor, William Wyse, and Wesley E. Brown (Transferees), Hutchinson, Kans.—Granted petition for leave to amend application for transfer of control of KWBG to substitute Stanley Marsh for O. L. Taylor as one of transferees, and removed application from hearing docket.
- King-Trendle Broadcasting Corp., Pontiac, Mich.—Granted motion to dismiss application for construction permit to operate on **1440 kc.**, 250 watts, unlimited time.
- KUSD—University of So. Dak., Vermillion, S. Dak.—Granted motion to withdraw without prejudice application for construction permit to change frequency from **890 kc.** to **630 kc.**, and change hours of operation from S-KFNF to full daytime on 500 watts (B4-P-2724).
- WSNJ—Eastern States Broadcasting Corp., Camden, N. J.—Granted motion to dismiss without prejudice application for construction permit for Class IV station to be synchronized with WSNJ, located at Camden, N. J. (B1-P-2914).
- KOWH—World Publishing Co., Omaha, Nebr.—Granted petition for dismissal without prejudice application for construction permit to change frequency from **660 kc.** to **890 kc.**, increase power and change hours of operation from 500 watts daytime to 5 KW unlimited, directional antenna night (B4-P-2728).
- WRBL—The Columbus Broadcasting Co., Inc., Columbus, Ga.—Granted special temporary authority to rebroadcast transmissions received from transmitter in Army scout car, **2220 kc.**, 75 watts, and transmitter in Army bomber plane, **7460 kc.**, 75 watts on April 7, 1941, in connection with Army Day program.
- WMBG—Havens and Martin, Inc., Richmond, Va.—Granted special temporary authority to rebroadcast a program to be received from U. S. Navy Plane 1322, Naval Air Station, Anacostia, on April 6, 1941, in the interest of Navy recruiting.
- National Broadcasting Co., Inc., New York, N. Y.—Granted special temporary authority to rebroadcast Army Day program over Radio Station WEAJ and WJZ and the combined Red and Blue networks program material supplied over U. S. Army radio facilities from airplanes flying in the vicinity of New York City and San Francisco on April 5, 1941; the signals from the Army planes will be picked up at these locations by NBC.
- Columbia Broadcasting System, Inc., Boston, Mass.—Granted motion to grant amendments to change frequency from **41100** to **43500 kc.**, and change transmitter site in re application for new television station.
- Columbia Broadcasting System, Inc., Boston, Mass.—Denied motion for consolidation of hearing on applications of The Yankee Network, Worcester Telegraph Publishing Co., Inc., and Columbia Broadcasting System, Inc., applications for new television station, and the Commission on its own motion continued the hearing on the application of Worcester Telegram Publishing Co., Inc., indefinitely, from April 21.
- Columbia Broadcasting System, Inc., Boston, Mass.—Denied petition for intervention in the hearing on application of The Outlet Co., Providence, R. I., for a new television station.
- WJAR—The Outlet Co., Providence, R. I.—Dismissed petition for leave to intervene in the hearing on application of The Yankee Network, Inc., Boston, and Worcester Telegram Publishing Co., Inc., Worcester, Mass., for new television station and granted petition as to enlargement of issues, and on its own motion the Commission consolidated the hearing on the application of WJAR and The Yankee Network, Inc.
- WAGA—Liberty Broadcasting Corp., Atlanta, Ga.—Granted motion for leave to amend application so as to request 5 KW, day and night, and to specify directional antenna, in re application for construction permit to change frequency and increase power. Application removed from hearing docket.
- WQBC—Delta Broadcasting Co., Inc., Vicksburg, Miss.—Dismissed motion to withhold further action on application for modification of construction permit to increase power and change hours of operation, pending filing of amendments.
- WAPI—Alabama Polytechnic Institute, University of Alabama and Alabama College, Birmingham, Ala.—Granted temporary extension of license of Station WAPI on the frequency **1170 kc.**, 1 KW night, 5 KW LS, simultaneously daytime and sharing time at night with Station KVOO, pending consideration of application to change frequency to **1070 kc.**
- W4XA—National Life & Accident Insurance Co., Nashville, Tenn.—Granted extension of license of High Frequency Experimental Broadcast Station W4XA for a period of 30 days, on a temporary basis.
- WWDC—Capital Broadcasting Co., Washington, D. C.—Granted modification of construction permit (B1-P-2679, which authorized a new station) for **1450 kc.** under NARBA, make changes in synchronous amplifier equipment and antenna, and extend commencement date to 30 days after grant and completion date to 180 days thereafter (B1-MP-1163).
- KHJ—Don Lee Broadcasting System, Los Angeles, Cal.—Granted modification of construction permit (B5-P-2843, as modified, which authorized increase in power, installation of directional antenna for day and night use, make changes in equipment and move transmitter) for changes in directional antenna on **930 kc.** under NARBA, and extension of commencement date to 1 day after grant, and completion date to 180 days thereafter respectively (B5-MP-1238).
- WHDF—Flint Broadcasting Co., Flint, Mich.—Granted modification of construction permit (B2-P-2451, which authorized installation of new transmitter and DA for day and night use, increase in power, change of frequency, and move of transmitter), for extension of completion date to June 14 (B2-MP-1228).
- WBIG—North Carolina Broadcasting Co., Inc., Greensboro, N. C.—Granted modification of construction permit (B3-MP-833, for increase in power, installation of DA for night use), for **1470 kc.** under NARBA and changes in DA (B3-MP-1235).
- KOAC—Oregon State Agricultural College, Corvallis, Ore.—Granted modification of construction permit (B5-P-2422, for new transmitter, installation of DA for day and night use, move of transmitter and increase in power) for extension of completion date to July 14 (B3-MP-1241).
- WJAR—The Outlet Company, Providence, R. I.—Granted modification of construction permit (B1-P-2192, for changes in

- directional antenna, increase in power, move of transmitter) for **920 kc.** under NARBA, changes in directional antenna and installation of new transmitter, and extension of completion date to 80 days after grant (B1-MP-1233).
- KWSC—State College of Washington, Pullman, Wash.—Granted modification of construction permit (B5-P-2911 authorizing changes in equipment) for authority to extend completion date to Oct. 9/41 (B5-MP-1239).
- KFGQ—Boone Biblical College, Boone, Iowa.—Granted special temporary authority to operate from 12 midnight to 6 a.m. on April 1, 1941, in order to broadcast religious program celebrating the Fifty-fifth anniversary of the Boone Biblical College and Associated Institutions, only.
- WEAU—Central Broadcasting Co., Eau Claire, Wisc.—Granted special temporary authority to operate from sign-off (March 6:30 p.m., CST) to 9 p.m., CST, on March 29, 1941, in order to hold audience and to broadcast the Jackson Day dinner speech of President Roosevelt.
- WCNW—Arthur Faske, Brooklyn, N. Y.—Granted special temporary authority to operate with power of 250 watts from 8:30 p. m. to 9:30 p. m., Est, March 28, 1941, for broadcast of special forum of Brooklyn law enforcement officials, only.
- WIBG—Seaboard Radio Broadcasting Corp., Glenside, Pa.—Granted special temporary authority to operate from local sunrise, Glenside, Pa., to local sunset, Knoxville, Tenn. (WNOX), instead of daytime as stipulated in reallocation for the period March 29, 1941 to not later than April 27, 1941, pending action on formal application for such authority.
- WHBF—Rock Island Broadcasting Co., Rock Island, Ill.—Granted modification of construction permit (B4-P-2568, which authorized installation of new transmitter, and increase in power, directional antenna day and night) to change type of transmitter, make changes in directional antenna for day and night use, extend completion date to 180 days after grant, and for **1270 kc.**, under NARBA (B4-MP-1215).
- WPTF—WPTF Radio Company, Raleigh, N. C.—Granted modification of construction permit (B3-P-2216, for new equipment, increase in power, changes in antenna system), for extension of completion date to June 1, 1941 (B3-MP-1243).
- WGEO—General Electric Co., So. Schenectady, N. Y.—Granted construction permit to install new transmitter in International Broadcast station (B1-PIB-32).
- The KANS Broadcasting Co., Portable-Mobile (Area of Wichita, Kans.).—Granted construction permit for new relay broadcast station to be used with applicant's standard broadcast station KANS; **36820, 33740, 35820, 37980 kc.**; 2 watts (B4-PRE-388).
- WELT—Racine Broadcasting Corp., Racine, Wisc.—Granted license to cover construction permit (B4-PRE-355, for new relay broadcast station; frequencies **36820, 33740, 35820, 37980 kc.**; 10 watts; to be used with applicant's standard broadcast station WRJN (B4-LRE-344).
- KNET—The Palestine Broadcasting Association, Palestine, Tex.—Granted authority to install automatic frequency control equipment, **1450 kc.** under NARBA (B3-F-194).
- WHB—WHB Broadcasting Co., Kansas City, Mo.—Granted authority to make changes in automatic frequency control equipment on **880 kc.** under NARBA (B4-F-196).
- WHLN—Blanfox Radio Co., Inc., Harlan, Ky.—Granted modification of construction permit (B2-P-2885, which authorized a new station) for approval of transmitter site at Harlan, and approval of antenna; **1450 kc.**, NARBA (B2-MP-1205).
- KSWO—William Carver & Byrne Ross, Lawton, Okla.—Granted modification of construction permit (B3-P-2664, which authorized a new station) for authority to install new transmitter, approval of antenna, approval of studio site at 1303 Summit St., Lawton, and transmitter site at Block bounded by 20th and 21st Sts., between E and F Avenues, Lawton, and for **1150 kc.** under NARBA (B3-MP-1196).
- WABC—Columbia Broadcasting System, Inc., New York City.—Granted modification of construction permit (B1-P-2855, which authorized new transmitting equipment, new antenna, and move of transmitter) for extension of completion date to Oct. 25/41 (B1-MP-1220).
- WABC—Columbia Broadcasting System, Inc., New York City.—Granted modification of construction permit (B1-P-2975, for new auxiliary transmitter with 5 KW power to be used for emergency only, located at Little Pea Island, New Rochelle, N. Y.), for extension of completion date to Oct. 25/41 (B1-MP-1221).
- WTMJ—The Journal Company (The Milwaukee Journal), Milwaukee, Wisc.—Granted modification of construction permit (B4-P-2696, for installation of directional antenna for night use, increase power from 1 KW night, 5 day to 5 KW day and night) for extension of completion date to May 6 (B4-MP-1219).
- WPAY—Vee Bee Corp., Portsmouth, Ohio.—Granted modification of construction permit (B2-P-2685, for changes in transmitting equipment, antenna changes, increase in power to 250 watts and move of transmitter), for extension of completion date to Oct. 15/41 (B2-MP-1218). The grant of this application is on a temporary basis, conditionally.
- KFBK—McClatchy Broadcasting Co., Sacramento, Cal.—Granted authority to determine operating power by direct measurement of antenna power on **1530 kc.** under NARBA (B5-Z-727).
- KDFN—Donald Lewis Hathaway, Casper, Wyo.—Granted authority to determine operating power by direct measurement of antenna power on **1470 kc.** under NARBA.
- KIT—Carl E. Haymond, Yakima, Wash.—Granted authority to install automatic frequency control equipment on **1280 kc.** under NARBA (B5-F-203).
- KALE—KALE, Inc., Portland, Ore.—Granted authority to install automatic frequency control equipment on **1330 kc.** under NARBA (B5-F-206).
- KOIN—KOIN, Inc., Portland, Ore.—Granted authority to install automatic frequency control equipment on **970 kc.** under NARBA (B5-F-204).
- WPIC—Sharon Herald Broadcasting Co., Sharon, Pa.—Granted authority to determine operating power by direct measurement of antenna power on **790 kc.** under NARBA (B2-Z-723).
- WINX—Lawrence J. Heller, Washington, D. C.—Granted license to cover construction permit (B1-P-2546 which authorized a new station; **1340 kc.** under NARBA, 250 watts, unlimited time) (B1-L-1301). Also granted license to cover construction permit for new 50-watt amplifier station (B1-I-1302); also granted authority to determine operating power by direct measurement of antenna input, main transmitter and amplifier (B1-Z-621 and B1-Z-622).
- WORC—Alfred Frank Kleindienst, Worcester, Mass.—Granted license to cover construction permit (B1-P-2563, which authorized changes in equipment and increase in power to 1 KW); **1310 kc.** under NARBA (B1-L-1307); also granted authority to determine operating power by direct measurement of antenna input on **1310 ks.** under NARBA B1-Z-628).
- KABR—Aberdeen Broadcast Co., Aberdeen, S. Dak.—Granted authority to determine operating power by direct measurement of antenna input (B4-Z-726).
- WKWK—Community Broadcasting, Inc., Wheeling, W. Va.—Granted modification of construction permit (B2-P-2967, for new broadcast station) for approval of antenna, and approval of studio and transmitter site at corner Market & 16th Sts., Wheeling; **1400 kc.** under NARBA (B2-MP-1229).
- WIXG—General Television Corp., Boston, Mass.—Granted petition for 30 day extension of temporary authorization to operate experimentally visual and aural television transmitters (Dockets 5988-5989).
- WKZO—WKZO, Inc., Kalamazoo, Mich.—Adopted order vacating Commission action of March 4, 1941, granting in part the application of WKZO to increase daytime power to 5 KW, etc., and designated the application for construction permit (B2-P-2898) for hearing.
- KORN—Nebraska Broadcasting Corp., Fremont, Nebr.—Designated for hearing application of KORN for renewal of license; application for transfer of control (B4-TC-244) of corporation from Clark Standiford to A. C. Sidner, C. J. Malmsten, S. S. Sidner and Arthur Baldwin; and application (B4-TC-250) to transfer control of corporation from A. C. Sidner, C. J. Malmsten, S. S. Sidner, Arthur Baldwin, and E. J. Lee to John F. Palmquist and Paul Boyer.
- WARM—Union Broadcasting Co., Scranton, Pa.—Granted modification of construction permit which authorized a new standard broadcast station to be operated on **1370 kc.**, 250 watts, unlimited hours, for authority to change frequency to **1400 kc.** in accordance with NARBA.



WBOS—Westinghouse Radio Stations, Inc., Hull, Mass.—Granted special temporary authority to operate International Broadcast Station WBOS with a power of 50 KW using two WL-895R tubes in lieu of tubes specified in construction permit application File No. B1-PIB-23, pending the filing and action on application for license to cover construction permit for period April 12, 1941 to not later than May 11, 1941.

WSAZ, Inc., Huntington, W. Va.—Granted special temporary authority to operate equipment licensed to the Charleston Broadcasting Co. at Relay Station WADA, 1622, 2058, 2150, 2790 kc., power 40 watts, in order to relay broadcast special event programs as described in letter dated April 1, 1941, on April 4, 11, 18, and 25, 1941, to Radio Station WSAZ.

KRJF—Star Printing Co., Miles City, Okla.—Granted modification of construction permit which authorized new broadcast station to operate on 1310 kc., 250 watts, unlimited hours, for change in frequency to 1340 kc. in accordance with NARBA.

WAPI—Voice of Alabama, Inc., Birmingham, Ala.—Granted special temporary authority to rebroadcast U. S. Army Day program from 106th Observation Plane Transmitter on 2478, 3332.5, 6460 kc., at 10 a. m., April 5, 1941.

KECA—Earl C. Anthony, Inc., Los Angeles, Cal.—Granted authority to install new automatic frequency control equipment on 790 kc. under NARBA for auxiliary transmitter (B5-F-197).

WIBA—Badger Broadcasting Co., Inc., Madison, Wisc.—Granted authority to install automatic frequency control equipment on 1310 kc. under NARBA (B4-F-201).

WCAM—City of Camden, Camden, N. J.—Granted authority to install automatic frequency control equipment on 1310 kc. under NARBA, on temporary basis, conditionally (B1-F-199).

KMO—Carl E. Haymond, Tacoma, Wash.—Granted authority to install automatic frequency control on 1360 kc. under NARBA (B5-F-200).

WHN—Marcus Loew Booking Agency, New York City.—Granted authority to install automatic frequency control. On 1950 kc. under NARBA (B1-F-198).

KHSL—Golden Empire Broadcasting Co., Chico, Calif.—Granted authority to determine operating power by direct measurement of antenna power on 1290 kc. under NARBA (B5-Z-731).

KVCV—Golden Empire Broadcasting Co., So. of Redding, Calif.—Granted authority to determine operating power by direct measurement of antenna power on 1230 kc. under NARBA (B5-Z-731).

KFRO—Voice of Longview, Longview, Tex.—Adopted order amending notice of hearing in re application for modification of construction permit to increase power to 5 KW, to specify the following additional issue: "To determine the extent and effect of any interference which the proposed operation of Station KFRO on the frequency 1370 kc. would cause to the operation of stations XEMR, Monterey, N. L., XEAF, Nogales, Son., and XEHL, Guadalajara, Jal., operating on the same frequency, with particular reference to the provisions of the NARBA (Appendix II, Table I)."

KDYL—Intermountain Broadcasting Corp., Salt Lake City, Utah.—Granted special temporary authority to rebroadcast transmission from Army Bomber in connection with Army Day celebration April 7 (B5-S-133).

KABR—Aberdeen Broadcast Co., Aberdeen, S. Dak.—Granted license to cover construction permit for increase in power from 500 watts night, 1 KW LS, to 5 KW day and night; make equipment changes and changes in DA; 1420 kc.; 5 KW DA-N (B4-L-1352).

WWRL—Long Island Broadcasting Corp., Woodside, L. I.—Granted special temporary authority to operate from midnight to 2 a. m., EST, on April 26, in order to broadcast Greek War Relief Fund program only (B1-S-271).

KOIL—Central States Broadcasting Co., Omaha, Neb.—Granted special temporary authority to rebroadcast program from plane over Ft. Crook on Army Day, April 7, from 4 to 4:15 a. m., CST (B4-S-516).

KROD—Dorrance D. Roderick, El Paso, Tex.—Granted special temporary authority to rebroadcast Army Day Program from Army Plane from 9:15 to 9:45 p. m., MST, April 7, 1941 (B3-S-1064).

WBNY—Roy L. Albertson, Buffalo, N. Y.—Granted special temporary authority to operate from 8:30 to 10 a. m., EST, April 10, 11, 12, 13, 14, 17, 18, 19, 20, 1941, in order to broadcast sustaining musical programs as described in letter, (provided WSVS remains silent) (B1-S-879).

WSVS—Board of Education, City of Buffalo, N. Y.—Granted special temporary authority to remain silent for the period April 10 to April 20, in order to observe Easter Vacation; May 30 to observe Memorial Day, and from June 16 to Sept. 8, to observe Summer vacation (B1-S-225).

KIDW—Lamar Broadcasting Co., Lamar, Colo.—Granted special temporary authority to broadcast special Easter program from 8 to 9:30 p. m., MST, April 6 and 7, provided KGIW remains silent (B5-S-809).

## APPLICATIONS FILED AT FCC

### 600 Kilocycles

WSJS—Piedmont Publishing Co., Winston-Salem, N. Car.—Modification of construction permit (B3-P-2814) requesting increase in power from 1 KW to 5 KW, install new transmitter, changes in directional antenna for day and night use, move transmitter and extension of commencement and completion dates.

WSJS—Piedmont Publishing Co., Winston-Salem, N. Car.—Transfer of control of corporation from Gordon Gray to 87 individuals.

### 710 Kilocycles

NEW—Park Cities Broadcasting Corp., Dallas, Tex.—Construction permit for new standard broadcast station to be operated on 710 kc., 5 KW power, unlimited time. Amended re stock ownership and finances.

### 750 Kilocycles

KMMJ—KMMJ, Inc., Grand Island, Nebr.—Authority to transfer control of corporation from Don Searle, H. A. Searle, Jr., Helen Searle Blanchard and Herbert Hollister to Grand Island Independent Publishing Co. by sale of 250 shares common stock.

### 790 Kilocycles

KECA—Earle C. Anthony, Inc., Los Angeles, Calif.—Modification of construction permit (B5-P-2698) for changes in directional antenna for night use and 790 kc. under NARBA.

WEAN—The Yankee Network, Inc., Providence, R. I.—Modification of construction permit (B1-P-2037) requesting changes in directional antenna and 790 kc. under NARBA.

### 850 Kilocycles

WHDH—Matheson Radio Co., Inc., Boston, Mass.—Authority to install automatic frequency control equipment.

### 880 Kilocycles

WABC—Columbia Broadcasting System, Inc., New York, N. Y.—Authority to determine operating power by direct measurement of antenna power.

### 920 Kilocycles

WBAA—Purdue University, West Lafayette, Ind.—Modification of construction permit (B4-P-2604) requesting change in type of transmitter. Amended to make changes in directional antenna for night use and specify 920 kc. under NARBA.

### 950 Kilocycles

KPRC—Houston Printing Corp., Houston, Tex.—Modification of construction permit (B3-P-2791) for changes in directional antenna system, 950 kc. under NARBA and extension of completion date.

### 960 Kilocycles

KROW—Educational Broadcasting Corp.—Construction permit to increase power from 1 KW to 5 KW, install new equipment, directional antenna for night use, move transmitter. Amended to specify 960 kc. under NARBA.

### 990 Kilocycles

WNOX—Scripps-Howard Radio, Inc., Knoxville, Tenn.—Authority to install automatic frequency control equipment.

### 1000 Kilocycles

WINS—Hearst Radio, Inc., New York, N. Y.—Modification of construction permit (B1-P-3026) for approval of directional antenna system and approval of present licensed transmitter site.

### 1030 Kilocycles

KOB—Albuquerque Broadcasting Co., Albuquerque, N. Mex.—Authority to determine operating power by direct measurement of antenna power.

### 1060 Kilocycles

KYW—Westinghouse Radio Stations, Inc., Philadelphia, Pa.—Construction permit to make changes in directional antenna system on **1060 kc.** under NARBA.

### 1090 Kilocycles

WBAL—The WBAL Broadcasting Co., Baltimore, Md.—Modification of construction permit (B1-P-2200) as modified requesting changes in directional antenna for night use, **1090 kc.** under NARBA and extension of completion date.

### 1130 Kilocycles

WDGY—Dr. Geo. W. Young, Minneapolis, Minn.—Authority to determine operating power by direct measurement of antenna power.

### 1150 Kilocycles

KSAL—KSAL, Inc., Salina, Kansas.—License to cover construction permit (B4-P-2765) for increase in night power and changes in directional antenna.

KSAL—KSAL, Inc., Salina, Kansas.—Authority to determine operating power by direct measurement of antenna power.

KFIO—Spokane Broadcasting Corp., Spokane, Wash.—Construction permit to install new transmitter, make changes in antenna, change frequency from **1150 kc.** to **1230 kc.**, increase power from 100 watts to 250 watts and hours of operation from daytime to unlimited.

### 1180 Kilocycles

WHAM—Stromberg-Carlson Telephone Manufacturing Co., Rochester, N. Y.—Authority to determine operating power by direct measurement of antenna power.

### 1190 Kilocycles

WOWO—Westinghouse Radio Stations, Inc., Fort Wayne, Ind.—Construction permit to make changes in equipment, install directional antenna for day and night use, increase power from 10 to 50 KW and hours of operation to unlimited. Amended to specify **1190 kc.** under NARBA and changes in directional antenna.

### 1230 Kilocycles

WJOB—O. E. Richardson and Fred L. Adair, Hammond, Ind.—Construction permit to make changes in transmitting equipment and increase power from 100 watts to 250 watts.

KHAS—Nebraska Broadcasting Co., Hastings, Nebr.—Authority to determine operating power by direct measurement of antenna power.

WLOF—Hazelwood, Inc., Orlando, Fla.—Authority to determine operating power by direct measurement of antenna power.

KPHO—M. C. Reese, Phoenix, Ariz.—License to cover (B5-P-3092) for installation of new transmitter.

KPHO—M. C. Reese, Phoenix, Ariz.—Authority to determine operating power by direct measurement of antenna power.

### 1240 Kilocycles

KWIL—Central Willamette Broadcasting Co., Albany, Oregon.—Authority to determine operating power by direct measurement of antenna power.

KWLC—Luther College, Decorah, Iowa.—Modification of construction permit (B4-P-3003) requesting **1240 kc.** under

NARBA and extension of commencement and completion dates.

WPAX—H. Wimpy, Thomasville, Ga.—Authority to determine operating power by direct measurement of antenna power.

### 1250 Kilocycles

WTMA—Atlantic Coast Broadcasting Co., Charleston, S. Car.—Modification of construction permit (B3-P-2985) for changes in directional antenna system, **1250 kc.** under NARBA, and extension of commencement and completion dates.

KTMS—News-Press Publishing Co., Santa Barbara, Calif.—Authority to determine operating power by direct measurement of antenna power.

### 1310 Kilocycles

KFBB—Buttrey Broadcast, Inc., Great Falls, Mont.—Modification of construction permit (B5-P-2920) for changes in directional antenna for night use and **1310 kc.** under NARBA.

### 1320 Kilocycles

WEBC—Head of the Lakes Broadcasting Co., Duluth, Minn.—Modification of construction permit (B4-P-2821) for changes in directional antenna system for night use and request **1320 kc.** under NARBA.

### 1330 Kilocycles

WHBL—Press Publishing Co., Sheboygan, Wis.—Construction permit to increase power from 250 watts night, 1 KW daytime to 1 KW day and night and install directional antenna for night use. Amended: To request **1330 kc.** under NARBA and changes in directional antenna.

### 1340 Kilocycles

KHMO—The Courier-Post Publishing Co., Hannibal, Mo.—Modification of construction permit (B4-P-1011) requesting approval of transmitter and studio sites and antenna.

WIZE—Radio Voice of Springfield, Inc., Springfield, Ohio.—Authority to determine operating power by direct measurement of antenna power.

WCLS—WCLS, Inc., Joliet, Ill.—License to cover construction permit (B4-MP-824) for changes in equipment and increase in power on **1340 kc.**

### 1350 Kilocycles

NEW—Rock Hill Broadcasting Corp., Rock Hill, S. Car.—Construction permit for new standard broadcast station to be operated on **1350 kc.**, 250 watts, daytime hours of operation.

### 1360 Kilocycles

KGB—Don Lee Broadcasting System, Inc., Los Angeles, Calif.—Authority to determine operating power by direct measurement of antenna power.

KMO—Carl E. Haymond, Tacoma, Wash.—Modification of construction permit (B5-P-2707) to install new transmitter, make changes in antenna, specify **1360 kc.** under NARBA and extend commencement and completion dates.

### 1370 Kilocycles

WFEA—New Hampshire Broadcasting Co., Manchester, N. H.—Modification of construction permit (B1-P-2730) for changes in directional antenna and **1370 kc.** under NARBA.

### 1380 Kilocycles

WTSP—Pinellas Broadcasting Co., St. Petersburg, Fla.—Authority to determine operating power by direct measurement of antenna power.

### 1400 Kilocycles

WDWS—The Champaign News-Gazette, Inc., Champaign, Ill.—Authority to determine operating power by direct measurement of antenna power.

KFRU—KFRU, Inc., Columbia, Mo.—Authority to determine operating power by direct measurement of antenna power.



KMAC—W. W. McAllister and Howard W. Davis d/b as Walmac Co., San Antonio, Texas.—Authority to determine operating power by direct measurement of antenna power.

KICA—Western Broadcasters, Inc., Clovis, N. Mex.—Construction permit to change frequency from **1370 kc.** to **1210 kc.**, increase power from 100 watts to 250 watts and install new equipment. Amended: To request that application be contingent on grant of KFYO's application (B5-P-2455).

KENO—Nevada Broadcasting Co., Las Vegas, Nevada.—Construction permit to move transmitter and studio to El Rancho Vegas, Las Vegas, Nevada.

WHYN—The Hampden-Hampshire Corp., Holyoke, Mass.—License to cover construction permit (B1-P-1701) as modified for new standard broadcast station.

WHYN—The Hampden-Hampshire Corp., Holyoke, Mass.—Authority to determine operating power by direct measurement of antenna power

KORN—Nebraska Broadcasting Corp., Fremont, Nebr.—Modification of license to move main studio locally.

WDAS—WDAS Broadcasting Station, Inc., Philadelphia, Penna.—Authority to determine operating power by direct measurement of antenna power.

WBNY—Roy L. Albertson, Buffalo, N. Y.—Authority to determine operating power by direct measurement of antenna power.

KONO—Eugene J. Roth, tr. as Mission Broadcasting Co., San Antonio, Texas.—Authority to determine operating power by direct measurement of antenna power.

#### 1410 Kilocycles

WKHB—WKHB, Inc., LaCrosse, Wisc.—Modification of construction permit (B4-P-2733) to install new transmitter, make changes in directional antenna system specify **1410 kc.** under NARBA and extend commencement and completion dates.

NEW—Nashville Radio Corp., Nashville, Tenn.—Construction permit for new standard broadcast station to be operated on **1380 kc.**, 1 KW, unlimited time, directional antenna. Amended to request **1410 kc.** under NARBA and changes in directional antenna.

#### 1450 Kilocycles

WCBS—WCBS, Inc., Springfield, Ill.—Construction permit to change frequency from **1450 kc.** to **1170 kc.**, increase power from 250 watts to 1 KW night, 5 KW daytime, install new transmitter, directional antenna for day and night use and move transmitter to near Springfield, Ill.

KWAL—Chester Howarth and Clarence Berger, Wallace, Idaho.—Voluntary assignment of license to Silver Broadcasting Co.

WNOE—WNOE, Inc., New Orleans, La.—Authority to determine operating power by direct measurement of antenna power.

KRLH—Clarence Scharbauer, Midland, Tex.—Modification of construction permit (B3-P-2981) to change frequency from **1450 kc.** to **1230 kc.** and extend commencement and completion dates.

WKIP—Poughkeepsie Broadcasting Corp., Poughkeepsie, N. Y.—Authority to determine operating power by direct measurement of antenna power.

WFPG—Neptune Broadcasting Corp., Atlantic City, N. J.—Authority to determine operating power by direct measurement of antenna power.

KFIZ—Reporter Printing Co., Fond du Lac, Wisc.—Construction permit to install new transmitter and increase power from 100 watts to 250 watts. Amended re changes in antenna.

#### 1490 Kilocycles

KDB—Santa Barbara Broadcasters, Inc., Santa Barbara, Calif.—Authority to determine operating power by direct measurement of antenna power.

WOPI—Radiophone Broadcasting Station WOPI, Inc., Bristol, Tenn.—Authority to determine operating power by direct measurement of antenna power.

WWSW—Walker & Downing Radio Corp., Pittsburgh, Pa.—Authority to install automatic frequency control equipment in auxiliary transmitter.

#### 1520 Kilocycles

KOMA—KOMA, Inc., Oklahoma City, Okla.—Authority to determine operating power by direct measurement of antenna power.

KOMA—KOMA, Inc., Oklahoma City, Okla.—Authority to install automatic frequency control equipment.

#### 1590 Kilocycles

NEW—Hugh McClung, Fresno, Calif.—Construction permit for new standard broadcast station to be operated on **1590 kc.**, 5 KW, unlimited time.

#### 1600 Kilocycles

WCNW—Arthur Faske, Brooklyn, N. Y.—Authority to install automatic frequency control equipment.

### FM APPLICATION

NEW—Boston Edison Co., Boston, Mass.—Construction permit for a new high frequency broadcast station to be operated on **44700 kc.**, coverage 6,930 square miles, population 3,075,927.

### MISCELLANEOUS APPLICATIONS

NEW—Capitol Broadcasting Co., Inc., Schenectady, N. Y.—Construction permit for a new STL broadcast station to be operated on **331000 kc.**, 50 watts, special emission for frequency modulation. To be used with W47A.

KGEI—General Electric Co., San Francisco, Calif.—Modification of construction permit (B5-PIB-24) requesting change in transmitter site to near Belmont, Calif., and extension of commencement and completion dates.

KRCO—Columbia Broadcasting System, Inc., Portable-Mobile, in area of Los Angeles, Calif.—License to cover construction permit (B5-PRE-377) for a new relay broadcast station.

## FEDERAL TRADE COMMISSION ACTION

### COMPLAINTS

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

**Bengor Products Company**—Charging misrepresentation in the sale of medicinal preparations, a complaint has been issued against Ben Gordon and Louis Gordon, trading as Bengor Products Co. and as Golf Products Co., 878 Broadway, New York. The respondents sell two preparations, one known as "Dupree Pills" and as "Dr. Gordon's Single Strength Pills", and the other as "Dupree Pills Double Strength" and "Dr. Gordon's Double Strength Pills".

According to the complaint, the respondents, in catalogs and advertising matter circulated in various States, represented their preparations as constituting competent treatments for amenorrhea and dysmenorrhea, when such are not the facts.

The complaint further alleges that the respondents disseminated false advertisements in that they failed to reveal therein that use of their preparations under customary conditions or under conditions prescribed in the advertisements, may result in serious injury to health.

According to the complaint, the respondents' preparations contain certain drugs in such quantity that use of the preparations under the customary or prescribed conditions may result in gastrointestinal disturbances and other conditions leading to serious injury. (4479)

**Green Supply Company**—Complaints charging the use of lottery methods in the sale of merchandise have been issued against Perce P. Green and Howard Rand, trading as Green Supply Co.,

National Merchandising Co. and National Supply Co., 282 Sexton Building, Minneapolis, and against Little Rock Tent & Awning Co., a corporation also trading as Tuf-Nut Garment Manufacturing Co., Little Rock, Ark.

The complaint against the Minneapolis respondents Green and Rand charges them with furnishing devices and plans involving lottery methods for use in connection with the sale and distribution of their products. According to the complaint, the respondents sell fishing tackle, silverware, rifles, garments, blankets, radios and other merchandise.

The Little Rock Tent & Awning Co., according to the complaint, is a manufacturer of work garments which it allegedly has sold to dealers by means of a method which involves the use of a lottery scheme when the garments are sold and distributed to consumers. (4480-4481)

## CEASE AND DESIST ORDERS

The Commission has issued the following cease and desist orders:

**Fink & Co., Inc.**, 151 West Fortieth St., New York, has been ordered to cease and desist from misrepresentations in the sale of vitamin preparations designated "Mi-Vit-Ine" and "Vi-Min-Ex", and "Muriel Joan Beautifier", a cosmetic preparation.

The Commission order directs the respondent to cease disseminating advertisements which represent that Mi-Vit-Ine is a cure, remedy, or competent treatment for lowered vigor and vitality, constipation, colitis, stomach disorders, neuritis, or nerve disorders; that it is a dietary corrective or is composed of a different kind of wheat germ, or that the preparation has any therapeutic value in the treatment of alcoholism in excess of stimulating the appetite, which may have been affected by reason of overindulgence.

The respondent is further ordered to cease representing that Vi-Min-Ex is a cure, remedy or competent treatment for colds, constipation, spastic colitis, digestive disorders, neuritis, nerve disorders, anemia, loss of appetite and weight, lowered vigor and vitality, or tooth decay, or that this preparation, under conditions of use, will supply all the essential vitamins and minerals required by the body, or that it constitutes the best source for the supply of such minerals and vitamins.

The order also directs that the respondent discontinue representing that Muriel Joan Beautifier will beautify or transform the face, cause skin blemishes, pimples or blackheads to disappear, or bring about a beautiful complexion, or that this preparation has any properties which would cause blemishes or other skin conditions to disappear, or have any other permanent effect upon any skin condition. (3890)

**Hubinger Co.**, Keokuk, Iowa, has been ordered to cease and desist from price discriminations in violation of the Robinson-Patman Act in the sale of glucose or corn syrup unmixed, one of the principal raw materials used in making candy, and in the sale of gluten feed, a corn syrup by-product.

Between July 25, 1937, and the present time, according to Commission findings, the respondent sold corn syrup in certain cities other than Chicago at higher delivered prices per hundredweight than it sold such syrup in containers of like size and type to Chicago purchasers.

The Commission findings include several tables illustrating the extent to which price differentials made more than due allowance for differences in cost of delivery. These tables show, for example, that although the freight rate from the respondent's plant at Keokuk, Iowa, to Zion, Ill., was five cents more per hundredweight than the rate from Keokuk to Chicago, purchasers at Zion were charged eight cents more per hundredweight for syrup than were Chicago purchasers. Likewise, according to the tables, the freight rate from Keokuk to Fort Worth, Tex., was 53½ cents per hundredweight greater than from Keokuk to Chicago but Fort Worth purchasers were charged 80 cents more per hundredweight for syrup than were Chicago purchasers.

According to findings, the respondent also discriminated by selling syrup to certain Chicago and Muskogee, Okla., customers at prices lower than its prevailing price to other purchasers in those cities. Also, the findings continue, the respondent, after increasing its price to the trade generally, discriminated by selling syrup to some purchasers, mostly large-scale buyers in Chicago, at the

former and lower price while concurrently selling syrup of like grade and quality to others at the new and higher price.

According to findings, the respondent discriminated by selling and delivering corn syrup to purchasers in several types and sizes of containers at prices per hundredweight which increase over the tank car price per hundredweight according to the size and type of container. Such increases over the tank car price, the findings continue, vary from 10 cents per hundredweight in the case of tank wagons, to \$1.08 per hundredweight in five-gallon kegs.

Gluten feed, according to findings, has been sold by the respondent since January 1, 1939, to nine purchasers at 50 cents a ton less than the concurrent price which it charged all others for feed of like grade and quality.

The Commission order directs the respondent to cease and desist from the discriminations as found, or from similar discriminations. (3801)

**Zeen Chemical Company**—David H. Goldman, trading as Zeen Chemical Co., 1311 West 11th St., Cleveland, has been ordered to cease and desist from making misleading representations in the sale of "Zeen Dry Cleaner".

Commission findings are that prior to issuance of complaint in the proceeding, the respondent advertised that Zeen Dry Cleaner "will moth-proof or de-moth woolen materials in upholstery or rugs with one operation", when in fact the product does not reach deep-seated infestations of moths, unless used according to complete and specific directions, which were not provided.

Further findings are that the product will not moth-proof fabrics, and that while it possesses moth-repellent properties, such properties, due to evaporation, are gradually diminished and then lost unless repeated applications are made.

The Commission order directs the respondent to cease representing that its preparation will reach deep-seated infestations of moths, unless directions accompany such representation which will enable the user to bring the preparation in contact with the moths; that the product will moth-proof fabrics or materials; and that it will de-moth materials in upholstery or rugs, unless such representation is accompanied by the explanation that such result is of temporary duration only and must be repeated at proper intervals.

The order also prohibits the representations that Zeen Dry Cleaner cleans and removes all types of spots, stains and all foreign matter; that it is non-explosive, except that the respondent is not prohibited from representing that its preparation is non-explosive if kept away from fire or flame, and that the product is used exclusively by leading furniture and department stores everywhere. (3995)

**Vitaphore Appliances, Inc.**, South Bend, Ind., has been ordered to cease and desist from misrepresentation in the sale of "Vibratherm", a heat and massage device.

The Commission order directs the respondent to cease disseminating advertisements which represent that the use of Vibratherm constitutes a cure or remedy for prostatitis, or that the device has therapeutic value in treating prostatitis in excess of furnishing temporary relief from the symptoms of pain where the local application of heat is indicated.

The respondent is further ordered to desist from representing that use of the device constitutes a remedy or effective treatment for bladder weakness, backache, headache, arm, leg or foot pains, or nervousness; has therapeutic value in the treatment of hemorrhoids, constipation, or sexual decline, or provides a cure or remedy for certain women's disorders or has therapeutic value in their treatment. (3884)

## STIPULATIONS

Following stipulations have been entered into during the past week by the Commission:

**American Ozone Company**—Chris F. DeJonge, trading as American Ozone Co., Zeeland, Mich., has entered into a stipulation to cease and desist from certain representations in the sale of so-called ozone generating machines.

According to the stipulation, the respondent assembles parts obtained from the manufacturers into the completed machines of



three different models, two of which are designed for use in hatchery or poultry houses.

The respondent stipulates that he will cease employing any representation the effect of which tends to convey the impression that use of any one of the machines in poultry houses would contribute to the development and health of the birds therein or that the machine would generate sufficient ozone to have any germicidal effect. (3055)

**Baldwin Music Company**—C. J. Richardson, trading as Baldwin Music Co., Shreveport, La., has entered into a stipulation in which he agrees to cease making certain representations in the sale of pianos. The respondent agrees to desist from representing that new or used pianos, which are not in fact repossessed, are instruments which, having been previously sold under deferred payment or other plan, have been repossessed because of inability of the purchasers to meet the payments thereon or for any other reason, or that such instruments are being sacrificed for balances due or at reduced prices. (3058)

**Fairystone Manufacturing Co.**—Ray G. Maloney, trading as Fairystone Manufacturing Co., and Willard J. Dungan and Arthur E. Maloney, trading as Fairystone Distributing Co., 626 United Artists Building, Detroit, have entered into stipulations in which they agree to cease representing that their emollient cream "Fairystone" is an "absolute sunburn protection" and that it filters out the burning or ultra-violet rays of the sun and permits other sun rays to gain access to the skin. The respondents also agree to cease representing, unqualifiedly, that their preparation will effectively cover or conceal scars, birthmarks or other skin blemishes, and to discontinue representing that by its application users will look years younger. The respondents further stipulate that they will cease making statements tending to create the impression that their preparation is an effective treatment or competent remedy for pimpled or blotched skin. (3057)

**Grace McLendon's Hair Products**—Trading as Grace McLendon's Hair Products, Grace McLendon, 904 Wesley Ave., Pleasantville, N. J., entered into a stipulation in which she agrees to cease advertising that "Mme. Grace McLendon's Hair Grower" will stop falling hair, remove dandruff, prevent hair from turning gray, restore gray hair to its natural color, or cause hair to grow. The respondent also stipulates that she will desist from representing by use of the words "Hair Grower" in the designation of her preparation, that it will grow hair. (02761)

**Handcraft Bedding Corporation**, 887-889 Niagara St., Buffalo, mattress manufacturer, stipulated that it will cease using or sup-

plying to others for their use labels which bear any fictitious or misleading price representation purporting to be the retail sales price of a product but which, in fact, is in excess of the customary retail price. According to the stipulation, the respondent labeled certain mattresses sold to retailers with the price of \$22.50 which was much in excess of the usual retail price. (3054)

**Reliable Mattress Co.**, 2028 Walnut St., St. Louis, has entered into a stipulation in which it agrees to cease making certain representations in the sale of mattresses.

The respondent corporation agrees to cease representing by use of the words "New Materials" or other words of similar meaning, that a mattress or mattress filling made in whole or in part from old, used or second-hand materials is new or is made entirely from new materials. The stipulation provides that if the mattress or filling is composed in substantial part of new materials the word "new", if used as descriptive of such new materials, shall be accompanied by other words in conspicuous type to indicate clearly that the mattress or filling is not made entirely from new materials.

The respondent further stipulates that it will discontinue employing the term "100% Cotton Linters" as descriptive of a mattress the filling of which is not made wholly from cotton linters. The respondent agrees to cease stating, when a mattress is made in whole or in part from old, used or second-hand material, but that fact is not properly disclosed, that such mattress complies with any State law requiring such disclosure. (3059)

**L. Soaneborn Sons, Inc.**, 88 Lexington Ave., New York, entered into a stipulation in which it agrees to cease making certain representations concerning its product "Lignophol", designed to be used as a wood finish and preservative. The respondent agrees to cease making representations, pictorial or otherwise, the effect of which tends to convey the impression that the product's penetrative quality, when applied to a wood surface, is in excess of what is actually the fact. According to the stipulation, the respondent's preparation, when applied over the surface of wood flooring, would not penetrate practically therethrough, as indicated in the respondent's advertising illustration. (3056)

**St. Clair Company**—V. H. Bean and M. C. Bean, trading as St. Clair Co., Findlay, Ohio, have entered into a stipulation in which they agree to cease representing that "Shur-Deth", a rat-killing preparation, will drive rats and mice outside to die; is the most effective raticide known; is the original preparation of rat foods in combination with red squill, and is recommended by the United States Department of Agriculture. The stipulation recites that the respondents' representations are not in accord with the facts. (02760)