



## Platter Turner Developments

From outward appearances the negotiations with respect to jurisdiction over platter turners in NBC and Blue network managed and operated stations are at a stalemate. It is understood that officials of the networks involved and NABET are still discussing the matter while the American Federation of Musicians is standing pat upon its demand that these networks fulfill the terms of the agreement into which they entered last January.

On last Friday (15), Calvin J. Smith, KFAC, Los Angeles, a former member of the NAB Board, acting on his own initiative wired all radio stations as follows:

"Believe Petrillo platter turning issue most vital since ASCAP. Believe same fumbling will result unless immediate stand taken by entire industry. Please wire Harold Ryan immediately expressing willingness or unwillingness to fight issue through and urging NAB and networks take stand upholding NLRB. Station wires can decide this issue."

As a result, NAB President Ryan has received up to this writing 282 telegrams. A study and classification of the wires discloses that they represent a fair cross section of the industry in respect to operating power of stations, geographical location, and network affiliations. As to the latter point the figures are as follows:

NBC .....	36
CBS .....	49
MBS .....	83
Blue .....	65
None .....	49

These messages are unanimous in expressing the view against Petrillo's demands in the platter turner situation and calling for a united stand by the industry. They voice an appeal to the networks involved to respect the validity of the National Labor Relations Board order under which jurisdiction over platter turners in all M & O stations outside of Chicago was awarded to the National Association of Broadcast Engineers and Technicians (NABET), (Continued on page 478)



Merry Christmas



J. H. Ryan, *President* C. E. Arney, Jr., *Secretary-Treasurer*

Robert T. Bartley, *Director of Government Relations*; Lewis H. Avery, *Director of Broadcast Advertising*; Willard D. Egolf, *Director of Public Relations*; Howard S. Frazier, *Director of Engineering*; Paul F. Peter, *Director of Research*; Arthur C. Stringer, *Director of Promotion*; John Morgan Davis, *General Counsel*.

**PLATTER TURNER DEVELOPMENTS**  
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and specifically denied to AFM. Many of the messages emphasize that the industry is now in the best possible position to combat Petrillo's unreasonable demand. They point out that the public, the press and the government, through the NLRB decision, uphold our position against these demands.

The observation is contained in many of the messages that compliance would constitute a violation of a government order and would be an unfair labor practice subjecting network officials to severe penalties under the Wagner Act.

As stated in last week's REPORTS (page 464) President Ryan has maintained daily contact with the situation. On Monday (18) he communicated to each of the networks a complete summary of the industry's views as reflected in 233 telegrams received up to that writing. Today (22) he supplemented this report with one covering the additional wires received. NAB is continuing to render the networks involved every possible assistance in bringing about a solution of the problem growing out of their agreement with Petrillo (see NAB REPORTS page 463).

It is recognized that any concessions which NBC and the Blue may make with respect to the use of AFM platter turners in their managed and operated stations will constitute a precedent upon which Petrillo will seek to extend this practice to other radio stations. This objective was clearly expressed by Mr. Petrillo's communication to his locals in an open letter in the April issue of "International Musician." (See NAB REPORTS page 463.)

It will also be recalled that Mr. Petrillo in his testimony before the sub-committee of the Interstate Commerce Committee of the Senate in response to a question from Senator Tobey (R.-N. H.) himself admitted that the principle underlying the employment of AFM members as platter turners is not sound (see NAB Special AFM Bulletin No. 27).

There is no question in the minds of NAB officers as to the desire of the stations to vigorously resist Petrillo's demands and the networks involved have been so advised.

**DENNY RECOMMENDS REQUIRING UNIFORM SYSTEM OF ACCOUNTS FOR BROADCASTING STATIONS**

The House Select Committee to Investigate the FCC closed its hearings last Saturday night and has until January 2, 1945, to file its Report to the House of Representatives.

The Report will be submitted by its present members, namely: Clarence F. Lea (D), California, Chairman; Edward J. Hart (D), New Jersey; James Percy Priest (D), Tennessee; Richard B. Wigglesworth (R), Massachusetts, and Louis E. Miller (R), Missouri.

In his final appearance before the Committee, Charles R. Denny, General Counsel of the FCC, rec-

**PORTER NAMED CHAIRMAN**

Paul A. Porter was sworn in yesterday (21) as a member of the Federal Communications Commission under a recess appointment. Shortly after taking the oath Mr. Porter was named to the chairmanship of the Commission by President Roosevelt. The recess appointment was made when the Congress adjourned without having given consideration to his nomination which was sent up from the White House on November 16 (see NAB REPORTS page 423).

It is confidently expected that the nomination will be resubmitted to the Senate shortly after the new Congress opens next month. Mr. Porter, former Publicity Director of the Democratic National Committee and prior to that an assistant director of the Office of Price Administration, succeeds James Lawrence Fly in the Chairmanship of the Commission. Mr. Fly retired in mid-November to return to private practice. The term to which Mr. Porter has been appointed expires on June 30, 1949.

commended strongly that legislation be adopted authorizing the Commission to prescribe a uniform system of accounts for broadcasting stations. He also called attention to the Commission's report to the Congress on the question of legislation authorizing the Commission to pass on prices paid for radio stations and on transfers of "minority interests" as well as "control."

The Commission had been asked for the prices paid by Bulova for his stations and the prices he had received for them. It was during Mr. Denny's testimony on this question that he called attention to the Commission's Report regarding "Price" and made his recommendation for a Uniform System of Accounts. That portion of the testimony follows:

"Mr. Denny. You know in general what the prices of those stations were.

"Mr. Barker: But I wanted some facts from the Commission as to what prices Mr. Bulova represented to you and the prices allowed by the Commission.

"Mr. Denny: It is not simply a question of finding out the purchase price of a given station, for example, WPEN, and then finding out the price for which WPEN was sold. That would be easy. But that would be extremely misleading, because in the case of WPEN, when it was purchased for some \$266,000, it was a one-kilowatt station. At the time it was sold for approximately \$625,000, it was a five-kilowatt station, with a frequency modulation station which Bulova had built associated with it.

"Those facts are all important and I would not want to give a statement not including important matters of that kind, because otherwise it would be misleading.

"Mr. Barker: I am sure the Committee would want that information.

"Mr. Denny: That is why it is something that cannot be knocked off in a half hour or so.

"On the question of prices of radio stations, I would like to say a word, Mr. Chairman, on behalf of the Commission and point out something that I think this Committee might want to give attention to.

"The Commission has construed the present Federal Communications Act as not giving it any authority to deal with the prices for which radio stations are sold. As the Commission construes the Act, they cannot fix the price.



The price is a matter for private negotiation between the parties.

"The Commission has reported its construction of the Act to the Congress. That was reported to you as the Chairman of the Interstate Commerce Commission, and to Senator Wheeler as Chairman of the Senate Committee.

"It would be very helpful if the Congress would give some instructions in the form of an amendment to the Communications Act indicating how Congress intends that its administrative agency should deal with a matter of that kind.

"Mr. Wigglesworth: You say the Commission so construes the Act. Does Commissioner Durr share in that construction?

"Mr. Denny: Commissioner Durr does not share in that construction and filed a separate statement of his own at the time that that construction was announced to the Congressional Committees. However, that is the construction of the majority of the Commission, and right or wrong, they have reported their construction and they are awaiting further instructions from the Congress on that point.

"Under the present Act, Congressman Wigglesworth, it would be exceedingly difficult to deal with that problem because you do not have uniform accounts for these radio stations. You have no uniform standards with which to determine what would be the proper basis for placing a price on one of these radio stations.

"Mr. Priest: The situation differs considerably in that respect from a utility, in which the price is used in part as a rate basis?

"Mr. Denny: Very definitely.

"Mr. Priest: There is no rate base element in the matter of a radio station?

"Mr. Denny: No, there is not, Congressman Priest. In the utilities that we regulate the Commission has specific authority from Congress to prescribe a uniform system of accounts, so that we know what every piece of property they have is worth, their original cost, their replacement cost. With respect to radio stations we have no such power. We have not a starting point at which to make a determination as to what the proper price for selling should be.

"I think the Commission does need further instructions from the Congress upon that. I think it was the intention of the Commission, in making the recent report to Congress, to request the Congress to give it further instructions, if the Congress is not satisfied with the present procedure. We are helpless until the Congress acts.

"On the point of a uniform system of accounts, I think there is this further very important point: You have heard Mr. Marks testify that he had to go to the Bulova Watch Company to get the records of a radio station, and that he had to go all over New York to find other records of radio stations. That grows out of the fact that we do not have power to prescribe a system of accounts. We should have specific statutory authority to require all transactions with respect to a radio station to be kept in one uniform book, so that we would never have to go running all over town to find out what was really going on in that station. It would be all in one place and uniform at every station. That would be very desirable.

"Mr. Priest: You would recommend such an amendment?

"Mr. Denny: I would recommend such an amendment, Mr. Congressman. I am speaking on my own now and I am not making a recommendation for the Commission itself. It has not formally voted on it. I take the responsibility, and I am doing it in my role as General Counsel for the Commission.

"Mr. Priest: I appreciate your position. In so far as this investigation is concerned, I felt the need, if possible, to arrive at some of the conclusions with reference to amendments to the Act that will not only be beneficial to the industry but also to the Commission in administrative procedure. I feel that is one point that should be emphasized as we look to the future.

"Mr. Denny: Those two amendments I would recommend, and I would also strongly again recommend a revision of Section 310 (b), a clarification of Section 310 (b) which governs transfers of control of these radio stations."

It will be recalled that the Commission's recommendation for a change in Section 310 (b) of the Communications Act is for the purpose of requiring the Commission to consider "transfers of minority interests" as well as "control" of "license."

## DISTRICT MEETING PLANS PROGRESS

Supplementing the information contained in the NAB REPORTS of December 8, page 453, we are advised of the places at which all of the meetings in the first section of the tour will be held. The list follows:

### First Section

District 6—Memphis, Tennessee, Monday and Tuesday, January 15 and 16, Peabody Hotel.

District 13—Dallas, Texas, Wednesday and Thursday, January 17 and 18, Baker Hotel.

District 16—Los Angeles, California, Monday and Tuesday, January 22 and 23, Biltmore Hotel.

District 15—San Francisco, California, Thursday and Friday, January 25 and 26, Fairmont Hotel.

District 17—Portland, Oregon, Monday and Tuesday, January 29 and 30, Benson Hotel.

District 14—Salt Lake City, Utah, Thursday and Friday, February 1 and 2, Utah Hotel.

Districts 10-12—Kansas City, Missouri, Wednesday and Thursday, February 7 and 8, Muehlebach Hotel.

District 11—Minneapolis, Minnesota, Monday and Tuesday, February 12 and 13, Nicollet Hotel.

District 3—Pittsburgh, Pennsylvania, Thursday and Friday, February 15 and 16, William Penn Hotel.

### Second Section

District 1—Boston, Massachusetts, Monday and Tuesday, March 5 and 6, Statler Hotel.

District 2—New York, New York, Thursday and Friday, March 8 and 9.

District 5—Jacksonville, Florida, Monday and Tuesday, March 12 and 13.

District 4—Hot Springs, Virginia, Friday and Saturday, March 16 and 17, Homestead Hotel.

District 7—Cincinnati, Ohio, Monday and Tuesday, March 19 and 20, Gibson Hotel.

Districts 8-9—Chicago, Illinois, Wednesday and Thursday, March 21 and 22.

No further information with reference to the places of meetings in the second section is yet available, but this will be covered in a later REPORTS.

As previously announced, in addition to President Ryan, Lewis H. Avery, Director of Broadcast Advertising, will attend all of the meetings. It is probable that John Morgan Davis, NAB General Counsel and acting Labor Relations Director, will attend most of the meetings. Miss Helen Cornelius, NAB staff member in charge of Retail Radio Advertising, also will attend several of the sessions. It is probable that one other member of the NAB staff will be on hand.

The Broadcast Measurement Bureau which completed its organization in New York last week, has announced that it will have a duly authorized representative at all meetings to thoroughly explain the Bureau's plans to the industry and to encourage the support of the project by the individual stations. Complete information regarding this aspect of the agenda will be contained in an early edition of the REPORTS.



### ARMY HOUR TO INCORPORATE RADIO'S TWENTY-FIFTH ANNIVERSARY THEME DEC. 31

The Army Hour, NBC, 3:30 P.M., EWT, Sunday, December 31, will recognize Radio's Twenty-fifth Anniversary, it was announced by the War Department this week.

Use of radio in the war will be highlighted in the portion of the program devoted to the industry's Anniversary observance, the Radio Branch, Bureau of Public Relations, stated.

Tentative arrangements include the appearance of Brigadier-General David Sarnoff, on leave as President of RCA.

### MOTION PICTURE INDUSTRY SALUTES RADIO'S TWENTY-FIFTH ANNIVERSARY

In a special edition of Hollywood Reporter, motion picture trade paper, December 29, officials and stars of the motion picture industry will pay tribute to the radio industry on the eve of its twenty-fifth anniversary year observance.

First industry organ to announce such plans, Hollywood Reporter editors predicted approximately one hundred pages would be required to carry congratulatory messages, articles and a twenty-five year resume of broadcasting in America. A silver motif, indicative of the silver anniversary, will predominate.

#### Lee deForest Article Featured

Prominent feature of the Special Edition is an article by Dr. Lee deForest, inventor of the three element vacuum tube which is the basis of all modern radio and communications equipment.

Other articles and photos will cover the origin and development of radio in this country.

Karl Sands, Radio Editor of Hollywood Reporter, was in Washington and New York this week, gathering material and making plans for added distribution of the Special Edition commemorating a quarter century of American broadcasting.

### ANTI-PETRILLO BILL DIES

Congress adjourned on Tuesday without the House having passed the Vandenberg bill designed to prohibit Petrillo's American Federation of Musicians from interfering with the broadcasting of non-commercial cultural or educational programs. (NAB REPORTS, page 191.)

The Senate Committee on Interstate Commerce reported the bill out in late November (NAB REPORTS, page 440). It was passed quickly by the Senate but the House did not take action on it. The legislation grew out of Petrillo's cancellation of a broadcast by the National High School Symphony Orchestra from the National Musical Camp at Interlocken, Mich.

### NAB NEWS COMMITTEE TO MEET

The NAB News Committee is to hold its first 1945 meeting on Wednesday, January 24, at the Palmer House, Chicago, according to announcement by Karl Koerper of KMBC, committee chairman. In addition to Mr. Koerper, the News Committee consists of:

William Brooks, NBC, New York  
H. K. Carpenter, WHK, Cleveland  
Rex G. Howell, KFXJ, Grand Junction  
L. Spencer Mitchell, WDAE, Tampa  
E. R. Vadeboncoeur, WSyr, Syracuse  
Paul White, CBS, New York

### Council on Radio Journalism

Messrs. Brooks, Koerper, Vadeboncoeur, White and Arthur Stringer, NAB, as industry representatives, will meet on Thursday (25) at the LaSalle Hotel, with a group of five educators to establish the "Council on Radio Journalism".

Educator members of the Council will be:

Floyd Baskette, Emory University, Atlanta.  
Mitchell Charnley, University of Minnesota, Minneapolis.  
Wilbur Schramm, State University of Iowa, Iowa City.  
F. S. Siebert, University of Illinois, Urbana; president, American Association of Schools and Departments of Journalism.  
I. Keith Tyler, Ohio State University, Columbus.

Council organization marks the formal alliance of educators and broadcasters for the definite purpose of searching out and inaugurating ways and means for improvements in radio news reporting, writing, editing and news-casting. Also involved is the establishment of acceptable minimum standards for education in radio journalism. Council organization follows almost two years of study and planning.

### "LET'S GO TO TOWN" DEVELOPMENTS

Following are completed "Let's Go to Town" transcriptions recently shipped to Armed Forces Radio Service:

Hartford area, L. J. Patricelli, WTIC, \*TFC.  
Columbia area, G. Richard Shafto, WIS, \*TFC.  
Elmira area, Dale Taylor, WENY, \*TFC.  
Mobile area, W. O. Pape, WALA, \*TFC.  
Norfolk, Newport News, Portsmouth area, Henry C. Whitehead, WTAR, \*TFC.  
Waterbury area, Erwin J. Frey, WBRY, \*TFC.

A number of NAB districts scored sharp advances in the number of programs definitely listed for completion.

Texas, District XIII, jumped from a score of .125 with one program scheduled, to .625 with five out of a total of eight allocations scheduled. District XI, Minnesota, North and South Dakota and part of Wisconsin, advanced from .500 to .833. When one more allocation is registered with NAB, this district will join the "Hundred Per Centers," Districts II, IV, IX and XII. New Task Force Commander of the Sioux Falls-Yankton area is Gene P. Loffler, program director, WNAX.

### District Completion Standing

District IV holds top place for completed programs shipped to Los Angeles with 7; District IX holds second place with 5; while Districts II and V have each shipped 4 shows.

\* Task Force Commander.



## BANNERMAN ARTICLE

(The following article by Glen Bannerman, President and General Manager of the Canadian Association of Broadcasters, appears in the December 9 issue of *The Canadian Broadcaster*. It carries a message which we believe will be of great interest to all American broadcasters. It follows in full.)

### Beyond the New Horizons Broadcasting Wields Its Power

Christmas 1939! That first war Christmas, way back in the thirties, seems a long time ago, as Christmas 1944—and may we hope the last wartime Christmas—looms into view. It is a long time for the world to be torn with ruthlessness and unspeakable cruelties. Yet through these years man has reached unheard of heights of bravery and courage. Countless human beings have laid down their lives that their fellow men and women may live in freedom, and learn anew what freedom means and is.

Those of us who have been privileged to work with and be a part of the great and ever-growing medium of broadcasting owe it to those who have been, and are fighting for freedom to be unceasingly vigilant to the end that no one shall ever be able to harness the power of radio to selfish purposes. We must stand perpetual guard over the portals of this medium against one-sidedness from special interests and pressure groups, no matter from what strata of our social world they may come.

The broadcasting medium must always be a sounding board where controversy rings out in many voices, to be judged by all Canadian citizens as to what, out of it all, is best for our democratic way of living.

As we look beyond the horizon of this war-torn world, and catch glimpses of the rays of hope heralding a new dawning of peaceful days every man and woman who is a part of the broadcasting system—operator, artist or technician—has an obligation to make certain that the maximum of pleasure, help and usefulness is provided for all Canadian listeners—not just the favored few, but all Canadians in their many walks of life.

If this obligation is taken, and lived up to, then, and only then, will the new horizons reveal themselves in splendor, and broadcasting wield its power as a great medium for freedom and the democratic ideal.

Some there are who become restive and intimidated under the white light of public criticism to which radio broadcasting is daily subjected. Can they not realize that this very criticism is at once radio's badge of importance and a hope for the future? People do not criticize things that are lifeless and of no importance.

Compare the programs of the day in this year of 1944 with those of 1924. In twenty years, under the lash of public desire and criticism, some constructive, some destructive—radio programming has come a long way. Given freedom of progress—to learn by its mistakes—it will go much further in serving its only true master, the listening public.

Today is a testing time for both publicly owned and privately owned broadcasting systems. If either or both lose touch with the fundamental requirements of the great mass of the listening public for relaxation and entertainment, for the music they love and the information they desire, then radio will fail to play its rightful part in the life of the nation. On the other hand, if it strives continuously to serve its master truly, radio broadcasting will be a bulwark for freedom and democracy. Then it will wield a power and influence little dreamed of even today by its most ardent attendants.

As we near the sixth war time Christmas, as we look back through time and see the contribution that radio has

made towards helping to win the war, as we see its mistakes and its successes, let all, who serve in broadcasting, turn and look beyond the new horizon with a dedication in their hearts to bring new laurels to the medium in terms of greater service to humanity.

## Federal Communications Commission Docket

### HEARINGS

The following broadcast hearings are scheduled to be heard before the Commission during the week beginning Monday, December 25. They are subject to change.

#### Thursday, December 28

##### Further Consolidated Hearing

NEW—Marietta Broadcasting Co. (Virgil V. Evans, owner), Marietta, Ga.—C. P. for a new station. 1230 kc., 250 watts, unlimited.

NEW—Fred B. Wilson and Channing Cope, d/b as Chattahoochee Broadcasters, Marietta, Ga.—C. P. for a new station. 1230 kc., 250 watts, unlimited.

#### Friday, December 29

NEW—Harold H. Thoms, Durham, N. C.—C. P., 1580 kc., 1 KW, unlimited.

## Federal Communications Commission Action

### APPLICATIONS GRANTED

KROW—Educational Broadcasting Corp. (assignor), KROW, Inc. (assignee), Oakland, Calif.—Granted consent to voluntary assignment of license of station KROW from Educational Broadcasting Corp., assignor, to KROW, Inc., assignee, for a consideration of \$250,000 plus. (B5-AL-458)

WGGA—Austin F. Dean (transferor), Charles Smithgall (transferee), Blue Ridge Broadcasting Co. (licensee), Gainesville, Ga.—Granted consent to acquisition of control of Blue Ridge Broadcasting Co., licensee of station WGGA, by the sale of 20 shares or 11.43 per cent of its outstanding capital stock by Austin F. Dean to Charles Smithgall (who at present owns 40 per cent) for a total consideration of \$5,375. (B3-TC-410)

H. Ross Perkins and J. Eric Williams, d/b as New Haven Broadcasters, New Haven, Conn.—Granted petition, in part, to reinstate application for construction permit for new standard station to operate on 1170 kc., 1000 watts, daytime only, and designated said application for hearing. (B1-P-3216)

KGCU—J. K. Kennelly, et al. (transferors), W. S. Russell, et al. (transferees), Mandan Radio Association (licensee), Mandan, N. Dak.—Granted consent to voluntary transfer of control of Mandan Radio Association, licensee of station KGCU, from J. K. Kennelly and T. G. C. Kennelly (joint owners), J. K. Kennelly and Palace Theatre Company, by the transfer of 146 2/3 shares, or 66 2/3 per cent of the outstanding capital stock of license to W. S., H. S. and W. R. Russell, H. W. Lanterman, A. M. Femrite, W. H. Walton and F. M. Foster for a consideration of \$3,667. (B4-TC-415)

WJZ—Blue Network Company, Inc., New York City, N. Y.—Adopted order denying petition for rehearing filed by WJZ, directed against the order of the Commission on November 9, 1944, granting Century Broadcasting Co. (KWBU), Corpus Christi, Texas, a special service authori-

zation to operate on 1030 kc., 50 KW power, directional antenna, during the hours of local sunrise to local sunset at Corpus Christi.

**WJZ**—Blue Network Company, Inc., New York City, N. Y.—Adopted Order denying petition filed by WJZ requesting reconsideration of the Commission's order of October 9, 1944, granting in part its motion for enlargement of issues in the hearing on applications of Albuquerque Broadcasting Co. (KOB) for modification of construction permit, for license to cover construction permit as modified, and authority to determine operating power by direct measurement (Dockets 6584 and 6585).

**KNOE**—KNOE, Inc. (assignor), James A. Noe (assignee), Monroe, La.—Granted consent to voluntary assignment of license of station KNOE, from KNOE, Inc., to James A. Noe; no monetary consideration involved. (B3-AL-461)

**WNOE**—WNOE, Inc. (assignor), James A. Noe (assignee), New Orleans, La.—Granted consent to voluntary assignment of license of station WNOE, from WNOE, Inc., to James A. Noe; no monetary consideration involved. (B3-AL-462)

**WILM**—J. Hale Steinman and John F. Steinman (transferors), Alfred G. Hill (transferee), Delaware Broadcasting Co. (licensee), Wilmington, Dela.—Granted transfer of control of Delaware Broadcasting Co., licensee of station WILM, from J. Hale Steinman and John F. Steinman, by the sale of 404 shares, or 66 2/3 per cent, of the voting stock, and 68 shares, or 66 2/3 per cent of non-voting preferred stock, to Alfred G. Hill for a consideration of \$125,000. Commissioners Walker and Durr voted for a hearing. (B1-TC-403)

**WAGF**—John T. Hubbard, Julian C. Smith, Fred S. Moseley and Horace Hall, d/b as Dothan Broadcasting Co., Dothan, Ala.—Granted modification of license to change hours of operation from daytime to unlimited time. (B3-ML-1203)

**WJZ-WENR-KGO-KECA**—Blue Network, Inc. (assignor), American Broadcasting Co., Inc. (assignee)—Granted consent to voluntary assignment of licenses of stations WJZ, New York, N. Y., WENR, Chicago, Ill., KGO, San Francisco, Calif., and KECA, Los Angeles, Calif., and 4 associated relay stations, from Blue Network, Inc., to American Broadcasting Co., Inc.; no monetary consideration involved. (B1-AL-451 through 454)

**Granite District Radio Broadcasting Co.**, Salt Lake City, Utah—Granted extension of time, to January 13, 1945, within which to comply with the procedural conditions attached to a conditional grant for a new standard broadcast station. (B5-P-2750)

**KRBC**—Reporter Broadcasting Co., Abilene, Texas; H. C. Cockburn, tr/as San Jacinto Broadcasting Co., Houston, Texas; KPLC, Calcasieu Broadcasting Co. (T. B. Lanford, R. M. Dean and L. M. Sepaugh), Lake Charles, La.—Granted petition to reinstate application for construction permit to change frequency from 1450 to 1470 kc., increase power from 250 watts to 1 KW, and make changes in directional antenna, and designated said application for consolidated hearing (B3-P-2553; Docket 5968); to be heard with application of San Jacinto Broadcasting Company for construction permit for new station at Houston to operate on 1470 kc., 1 KW, unlimited time (B3-P-3661); and with application of KPLC to change its operating assignment from 1490 kc., 250 watts, unlimited time, to 1470 kc., 1 KW, unlimited time, to install new transmitter and make changes in antenna (B3-P-3623, Docket 6664).

**Zenith Radio Corp.**, Chicago, Ill.—Granted construction permit for new experimental television broadcast station to operate with 250 watts visual (1 KW peak), aural 1 KW, unlimited time, frequency to be assigned by FCC Chief Engineer. (B4-PVB-125)

**Farnsworth Television & Radio Corp.**, Ft. Wayne, Indiana—Granted construction permit for new experimental television broadcast station to operate with 4 KW (peak), visual; aural, 4 KW to 6 KW, unlimited time, frequency to be assigned by FCC Chief Engineer. (B4-PVB-112)

**Intermountain Broadcasting Corp.**, Salt Lake City, Utah—Granted construction permit for new experimental television broadcast station to operate with 400 watts peak, visual; 200 watts aural, unlimited time, frequency to be assigned by FCC Chief Engineer. (B5-PVB-98)

**Evansville on the Air, Inc.**, Glenwood, Indiana—Granted application for construction permit for new developmental broadcast station to operate with 1 KW power, unlimited time,

special emission for FM, on frequency to be assigned by FCC Chief Engineer. (P4-PEX-52)

## DESIGNATED FOR HEARING

**Fred Weber, E. A. Stephens and William H. Talbot**, d/b as Texas Broadcasters, Houston, Texas.—Designated for hearing application for construction permit for new standard broadcast station to operate on 1580 kc., 1 KW day, 500 watts night, unlimited time (B3-P-3648).

**Herbert W. Brown and David A. Brown**, d/b as Central Valley Radio, Lodi, Calif.; **Myron E. Kluge, Earle E. Williams and C. Harvey Hass**, d/b as Valley Broadcasting Co., Pomona, Calif.—Designated for consolidated hearing, application of Central Valley Radio for construction permit for new standard broadcast station to operate on 1600 kc., 250 watts, unlimited time, at Lodi, Calif. (B3-P-3693); to be heard with application of Valley Broadcasting Co. for construction permit for a new standard broadcast station at Pomona, Calif., to operate on 1600 kc., 500 watts, unlimited time (B5-P-3610; Docket 6633).

## LICENSE RENEWALS

**WSPA**—Spartanburg Advertising Co., Spartanburg, S. C.—Granted renewal of license of station WSPA for regular period. (B3-S-775)

**KTSM**—Tri-State Broadcasting Co., Inc., El Paso, Texas—Granted renewal of license for the period ending not later than November 1, 1947.

**WCSC**—John M. Rivers, Charleston, S. C.—Granted renewal of license for the period ending not later than November 1, 1947.

Granted further extension of licenses of following stations upon a temporary basis only, pending determination upon application for renewal of license, in no event later than March 1, 1945: **KEX**, Portland, Ore.; **KGW**, Portland, Ore.; **WBT**, Charlotte, N. C.

**KECA**—Blue Network Company, Inc., Los Angeles, Calif.—Granted renewal of license of station KECA on a regular basis. (B5-R-50)

## MISCELLANEOUS

**Herman Anderson and Robert Franklin**, Tulare, Calif.—The Commission adopted an order setting aside its action of December 5, pending further examination of the application and related matters, concerning the grant of the petition of Herman Anderson requesting the Commission's consent to the withdrawal of Robert Franklin as a party to the application for a new station, and that Herman Anderson be deemed to be the sole party applicant, and granted without hearing, application for a new station to use 1240 kc., 250 watts, unlimited time.

**KECA**—Blue Network Co., Inc., Los Angeles, Calif.—Petition for forthwith grant without a hearing of application (B5-P-3783) to change frequency from 790 kc. to 770 kc., increase power from 5 to 50 KW, install new transmitter and DA for day and night use, and local move of transmitter and studio, was denied insofar as it requests immediate action on this application.

**KECA**—Blue Network Co., Inc., Los Angeles, Calif.—Denied petition to consolidate hearings on applications of KOB, Albuquerque, for modification of construction permit and license to cover permit as modified, to change frequency from 1180 kc. to 770 kc., and authority to determine operating power, now scheduled for January 2, with hearing on application of KXA, American Radio Telephone Co., Seattle, Wash., with a hearing on KECA's application (B5-P-3783), and the request in the alternative to intervene in the hearing on the above entitled applications, was dismissed.

**KXA**—American Radio Telephone Co., Seattle, Wash.—Granted in part petition for leave to amend application for modification of license, and the application as amended, was removed from the hearing docket and hearing now scheduled for January 18 cancelled.

**WOPI**—Radiophone Broadcasting Station WOPI, Inc., Bristol, Tenn.—Granted motion for continuance of hearing on application for construction permit to change frequency and



increase power, now set for January 3, continued to March 5, 1945.

KWKH—International Broadcasting Corp., Shreveport, La.—Granted motion to intervene in the hearing on application of WDGY, Minneapolis, for modification of license.

WEUU—Berks Broadcasting Co., Reading, Pa.—Granted in part motion for continuance of hearing now set for December 18 on application for renewal of license, and postponed same to February 19, 1945.

KOB—Albuquerque Broadcasting Co., Albuquerque, N. Mex.—Denied motion to strike issue No. 7 of designation in KOB case filed as part of KOB's opposition to various and sundry motions.

Ernest E. Forbes, Jr., tr/as Magic City Broadcasting Co., Birmingham, Ala.—Granted authority to take depositions in the consolidated hearing now scheduled for January 10, in re applications for new stations at Birmingham.

Earle C. Anthony, Inc.—Adopted order dismissing the application of Earle C. Anthony, Inc., for renewal of license of Station KECA, which was pending in Docket 6602.

## APPLICATIONS FILED AT FCC

### 770 Kilocycles

KXA—American Radio Telephone Co., Seattle, Wash.—Modification of license to change hours of operation from limited time to unlimited time. Amended to change to a construction permit to increase power from 1 KW to 10 KW, change hours of operation from limited to unlimited, install new transmitter and directional antenna for night use and move transmitter.

### 930 Kilocycles

WKY—WKY Radiophone Co., Oklahoma City, Okla.—Modification of construction permit (B3-P-3114 as modified, which authorized increase in power, move of transmitter and installation of directional antenna for night use) for extension of completion date from 1-20-45 to 4-20-45.

### 1020 Kilocycles

KFVD—Standard Broadcasting Co., Los Angeles, Calif.—Construction permit to install a new transmitter, increase power from 1 KW to 5 KW, change transmitter location from Palms, Los Angeles, Calif., to Lynwood, Calif.

### 1060 Kilocycles

NEW—Myles H. Johns, Milwaukee, Wis.—Construction permit for a new standard broadcast station to be operated on 1060 ke., power of 1 KW and daytime hours of operation.

### 1070 Kilocycles

NEW—Central Broadcasting Co., Madison, Wis.—Construction permit for a new standard broadcast station to be operated on 1070 ke., power of 1 KW and daytime hours of operation.

### 1090 Kilocycles

KTHS—Radio Broadcasting, Inc., Hot Springs National Park, Ark.—Construction permit to increase power from 1 KW night, 10 KW daytime to 25 KW night and 50 KW daytime, install new transmitter and directional antenna for night use, move transmitter to near Narion, Ark., and move studio to a site to be determined, Memphis, Tenn.

### 1230 Kilocycles

WJEF—John E. Fetzer and Rhea Y. Fetzer d/b as Fetzer Broadcasting Company, Grand Rapids, Mich.—Modification of construction permit (B2-P-3590 which authorized construction of a new station) for extension of completion date from 12-31-44 to 3-31-45.

WCOL—Lloyd A. Pixley, Martha P. Pixley, Milton A. Pixley and Grace M. Pixley, partners d/b as The Pixleys, Columbus, Ohio.—Construction permit to install new transmitter and vertical antenna and change transmitter location.

### 1240 Kilocycles

NEW—Norfolk Broadcasting Corp., Norfolk, Va.—Construction permit for a new standard broadcast station to be operated on 1240 ke., power of 250 watts and unlimited hours of operation.

NEW—Frederic LeMieux, 3rd, and Mrs. Edna Capo LeMieux, d/b as Teche Broadcasting Co., New Iberia, La.—Construction permit for a new standard broadcast station to be operated on 1240 ke., power of 250 watts and unlimited hours of operation.

NEW—Midwestern Broadcasting Co., Cadillac, Mich.—Construction permit for a new standard broadcast station to be operated on 1240 ke., power of 250 watts and unlimited hours of operation.

### 1340 Kilocycles

WLAK—S. O. Ward tr/as Radio Station WLAK, Lakeland, Fla.—Authority to determine operating power by direct measurement of antenna power.

WRHI—Ernest H. Carroll, Virginia B. Carroll, James S. Beaty, Jr., and William C. Beaty, d/b as York County Broadcasting Co., Rock Hill, S. C.—License to cover construction permit (B3-P-3591, as modified), for a new station.

WRHI—Ernest H. Carroll, Virginia B. Carroll, James S. Beaty, Jr., and William C. Beaty, d/b as York County Broadcasting Co., Rock Hill, S. C.—Authority to determine operating power by direct measurement of antenna power.

### 1350 Kilocycles

NEW—Edgar T. Bell, Peoria, Ill.—Construction permit for a new standard broadcast station to be operated on 1350 ke., power of 1 KW, unlimited hours of operation and employing directional antenna day and night.

### 1450 Kilocycles

NEW—Hugh G. Shurtliff, Charles A. Shurtliff, Mereby Cardella (Della) Shurtliff, and Cleo Agnes Center, Santa Maria, Calif.—Construction permit for a new standard broadcast station to be operated on 1450 ke., power of 250 watts and unlimited hours of operation.

KNOE—Knoe, Inc., Monroe, La.—Voluntary assignment of license to James A. Noe.

WNOE—WNOE, Inc., New Orleans, La.—Voluntary assignment of license to James A. Noe.

NEW—Ventura Broadcasters, Inc., Ventura, Calif.—Construction permit for a new standard broadcast station to be operated on 1450 ke., power of 250 watts and unlimited hours of operation.

### 1490 Kilocycles

NEW—Jas. A. Brown, Ronald C. Johnson, Elbert B. Griffiths, Bert Graulich, Chas. H. Johnson, Wm. A. Johnson, Jas. E. Brooker, Chas. E. Cross, Alden J. Woodworth, Frank E. Sater and Frank J. Beougher, d/b as Atlantic Shores Broadcasting, Ltd., Coral Gables, Fla.—Construction permit for a new standard broadcast station to be operated on 1490 ke., power of 250 watts and unlimited hours of operation. Amended re change in transmitter site.

### 1550 Kilocycles

WSOC—Radio Station WSOC, Inc., Charlotte, N. C.—Construction permit to change frequency from 1240 ke. to 1550 ke.

WSOC—Radio Station WSOC, Inc., Charlotte, N. C.—Construction permit to change frequency from 1240 ke. to 1550 ke., increase power from 250 watts to 10 KW, install new transmitter and directional antenna for night use and change transmitter location.

NEW—Associated Broadcasters, Inc., Indianapolis, Ind.—Construction permit for a new standard broadcast station to be operated on 1550 ke., power of 250 watts and daytime hours of operation.

### 1560 Kilocycles

NEW—Mid-State Broadcasting Co., Peoria, Ill.—Construction permit for a new standard broadcast station to be operated on 1560 ke., power of 1 KW and unlimited hours of operation.

## FM APPLICATIONS

- NEW—Josh L. Horne, Rocky Mount, N. C.—Construction permit for a new high frequency (FM) broadcast station to be operated on 47700 kc. with coverage of 7,250 square miles.
- NEW—Inland Broadcasting Co., Omaha, Nebr.—Construction permit for a new high frequency (FM) broadcast station to be operated on 44500 kc. with coverage of 9,950 square miles.

## TELEVISION APPLICATIONS

- NEW—Television Productions, Inc., area of El Paso, Texas.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #9 and 10 (180000-192000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of El Paso, Texas.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #11 and 12 (204000-216000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Des Moines, Iowa.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #9 and 10 (180000-192000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Des Moines, Iowa.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #11 and 12 (204000-216000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Chicago, Ill.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #9 and 10 (180000-192000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Chicago, Ill.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #11 and 12 (204000-216000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Peru Mountain, Vt.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #13 and 14 (230000-242000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Peru Mountain, Vt.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #15 and 16 (258000-270000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of New York, N. Y.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #13 and 14 (230000-242000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of New York, N. Y.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #15 and 16 (258000-270000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Buffalo, N. Y.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #13 and 14 (230000-242000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Buffalo, N. Y.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #15 and 16 (258000-270000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Detroit, Mich.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #13 and 14 (230000-242000 kc.), A5 and special emission, power of 100 watts.
- NEW—Television Productions, Inc., area of Detroit, Mich.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #15 and 16 (258000-270000 kc.), A5 and special emission, power of 100 watts.

NEW—Times-World Corporation, Roanoke, Va.—Construction permit for a new high frequency (FM) broadcast station to be operated on 45300 kc. with coverage of 30,340 square miles.

NEW—Star-Times Publishing Co., St. Louis, Mo.—Construction permit for a new commercial television broadcast station to be operated on Channel #2 (60000-66000 kc.).

NEW—Television Productions, Inc., area of Los Angeles, Calif.—Construction permit for a new experimental television relay broadcast station to be operated on Channels #11 and 12 (204000-216000 kc.), A5 and special emission, power of 100 watts.

## MISCELLANEOUS APPLICATION

KGGF—Hugh J. Powell, Coffeyville, Kans.—License to use formerly licensed W.E. 106-B transmitter as an auxiliary with power of 500 watts night and 1 KW daytime.

## Federal Trade Commission Docket

### COMPLAINT

The Federal Trade Commission has alleged unfair competition against the following firm. The respondent will be given an opportunity to show cause why a cease and desist order should not be issued against it.

**American Flag Company**—A complaint has been issued charging American Flag Company, 73 Mercer Street, New York, manufacturer of flags, banners and pennants, with failing to disclose, and with misrepresenting, the fiber content of certain articles of its merchandise, in violation of the Federal Trade Commission Act, and with misbranding others, in violation of the Wool Products Labeling Act. (5261)

### CEASE AND DESIST ORDER

The Commission issued the following cease and desist order last week:

**Hastings Manufacturing Company**, Hastings, Michigan, has been ordered to cease and desist from the use of certain unfair trade practices directed toward acquiring new and exclusive jobber outlets for selling and distributing Hastings piston rings to the replacement trade. (4437)

### STIPULATIONS

During the past week the Commission has announced the following stipulations:

**Champion Company**, 1154 North Western Avenue, Los Angeles, has entered into a stipulation to discontinue certain misrepresentations in connection with the sale of a storage battery designated "Champion Battery Service." (3930)

**E. R. Davis Prescription Co.**, Blaine, Wash., selling a medicinal preparation called "Davis Formula No. 7895," stipulated that he will cease and desist from disseminating any advertisement which fails to reveal that the preparation is potentially harmful and should not be used in cases of tuberculosis or goitre; provided, however, that such advertisements need contain only the statement,



"CAUTION: Use Only as Directed," if the directions for use on the label or in the labeling contain a warning to the same effect. (03238)

**Frank & Meyer Neckwear Company**—A stipulation to discontinue misrepresenting the method of manufacture of neckties has been entered into by Frank & Meyer Neckwear Co., 1130 Washington Ave., St. Louis. After accepting the stipulation, the Commission closed without prejudice the case growing out of the complaint it has issued against the respondent company. (5229)

**Manhattan Auto & Radio Co.**, 1706 Seventh St., N. W., Washington, D. C., entered into a stipulation to discontinue misrepresenting certain radio receiving sets with respect to the number of tubes they contain. (03239)

**Nelson-Hall Company**, 1319 South Wabash Avenue, Chicago, stipulated that in connection with the sale of books containing instruction in jujitsu methods he will cease and desist from:

(1) Using any statement that tends to convey the belief that a person can become proficient in jujitsu without personal instruction, exercises, or practicing the various methods of attack and defenses involved in jujitsu training.

(2) Representing that a person can become proficient in jujitsu within ten days or any other period of time less than that actually required.

(3) Representing that as a result of reading his books entitled "Super Ju Jitsu" an individual can defeat armed persons and persons twice his size with only his bare hands, will be helped mentally, will be without fear or hesitation, and will be enabled to think clearly with split-second speed.

(4) Publishing any testimonials containing statements or assertions contrary to the terms of the stipulation. (3931)

**Sachs Cigars, Inc.**, 5435 Myrtle Ave., Brooklyn, stipulated that it will discontinue misrepresenting the quality, price and construction of certain pipes it sells in interstate commerce. (3934)

**VioBin Corp.**, Monticello, Ill., manufacturer of cereal products, has entered into a stipulation to cease and desist from misrepresenting the therapeutic properties of a defatted toasted wheat germ preparation it sells under the name "Life of Wheat." (3933)

**Yankee Leather Goods Co.**, 208 Greene St., New York, stipulated that in connection with the sale of belts made of split leather he will cease and desist from use of the words "Genuine Selected Cowhide" as descriptive of a product not made of top grain bovine leather. He also agrees to discontinue use of the word "cowhide," or other words connoting leather, in any manner tending to convey the belief that the belt or other product so designated is made of top grain leather. (3935)