March 23, 2005

Secretary
Federal Communications Commission
Washington, DC 20554

RE: Petition to remove LPTV application BNPTT-20000831CMI from Auction 81, Group MX229

Ladies and Gentlemen:

As explained in the attached “Engineering Statement” the subject application was amended during the August 2001 settlement window to clear the conflicts with the other applications in this group.

I believe it is not necessary for my application to be in the auction as there is neither an incoming or outgoing conflict.

Please reclassify my application as a “singleton”.

Respectfully submitted

s/s Ron Titcomb
Translator Coordinator
ENGINEERING STATEMENT IN SUPPORT OF THE PETITION OF SUMMIT COUNTY TO BE REMOVED FROM AUCTION 81, GROUP MX229

Introduction

Application BNPTT-20000831CMI has been included in MX229 in spite of the unilateral engineering changes filed in a settlement window to clear the conflicts with the other applications in this group.

Incoming Interference:
The application contains a statement added in the August 2001 settlement window to the effect that the applicant will accept interference from the other applicants in this group. This amendment was filed on 8/23/2001. See paragraph #4, Conclusion.

Discussion

The applicant by unilateral changes and additions to the application during a settlement window has cleared both outgoing and incoming conflicts. Thus it should not be in an auction with the other applicants in MX229.

Respectfully submitted,

B. W. St. Clair
Engineering Consultant
March 23, 2005
WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 3160(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 563).

Exhibits

Exhibit 1
Description: SECTION III, EXHIBIT 6, M193

THIS APPLICATION MODIFICATION PROVIDES AN EXHIBIT CONTAINING ADDITIONAL INTERFERENCE STUDY INFORMATION RESPONSIVE TO QUESTION 13 IN THE TECH SECTION IN ORDER TO ALLOW IT TO BE REMOVED FROM THE AUCTION GROUP M193, AUCTION 81 AND TREATED AS A SINGLETONE APPLICATION.

Exhibit 6
Description: SECTION III, EXHIBIT 6, M193

ENGINEERING EXHIBIT - INTERFERENCE ANALYSIS IN RE: APPLICATION FOR LOW POWER TELEVISION BROADCAST STATION LICENSES, AUGUST, 2000 WINDOW AUCTION NUMBER 81, ENGINEERING SOLUTION TO SEPARATE THIS APPLICATION FROM MUTUAL EXCLUSIVE GROUP

1. INTRODUCTION
GROUP: M193
APPLICANT: M193 UT 23 WOODLAND & KAMAS SUMMIT COUNTY BNPTT20000831CML

CONFLICTING APPLICATIONS HAVING ONE OR MORE OVERLAPPING PROTECTED/INTERFERING CONTOURS PER PUBLIC NOTICE D-0120:
M193 UT 23 HEBER CITY UTAH COMMUNICATIONS, LL BNPTT20000831AWS
M193 UT 23 PARK CITY AIRWAVES BROADCASTING, BNPTT20000831AC8
M193 UT 23 TOCLE R & D MEDIA GROUP, INC. BNPTT20000831EEL - WITHDRAWN

2. DISCUSSION
ALTHOUGH THERE ARE ONE OR MORE OVERLAPPING PROTECTED V. INTERFERING CONTOURS BETWEEN THIS APPLICATION AND OTHER APPLICATIONS AS SHOWN ABOVE, WITH THE CHANGE OF OFFSET TO 1, THEY WERE SUBJECT TO AN ANALYSIS OF POTENTIAL INTERFERENCE WHICH INCLUDES A LONGLEY-RICE STUDY IN ACCORDANCE WITH OET BULLETIN 69 OF THE ACTUAL PREDICTED INTERFERENCE, INCOMING AND OUTGOING, BETWEEN THIS APPLICATION AND THE IDENTIFIED CONFLICTING APPLICATIONS WITHIN THE SAME AUCTION GROUP. THE FINDINGS ARE SHOWN BELOW.

3. ANALYSIS
INTERFERENCE CAUSED BY THE APPLICANT’S PROPOSED FACILITY TO:

M193 UT 23 HEBER CITY UTAH COMMUNICATIONS/141 BNPTTL20000831AWS

M193 UT 23 PARK CITY AIRWAVES BROADCASTING/ BNPTTL20000085ACB

...0.0

THE APPLICANT HAS ALSO BEEN NOTIFIED THAT
M193 UT 23 TOOLE R&D MEDIA GROUP, INC. BNPTTL20000831EDL IS BEING WITHDRAWN.

4. CONCLUSION
NO INTERFERENCE OR INTERFERENCE TO ZERO PERSONS PER OET BULLETIN 69 IS CAUSED TO THE APPLICANT'S PROPOSAL OR THE OTHER PROPOSALS SHOWN ABOVE WHEN THE LONGLEY-RICE STUDY IS USED AS PART OF THE APPLICATION. IN THE EVENT INTERFERENCE WERE TO BE SHOWN INCOMING TO THE APPLICANT, IT IS BELIEVED TO BE INSIGNIFICANT AND IS ACCEPTABLE TO THE APPLICANT. THUS, THIS APPLICATION IS NO LONGER MUTUALLY EXCLUSIVE WITH ANY OTHER IN ITS AUCTION GROUP. ACCORDINGLY, IT IS REQUESTED THAT IT BE REMOVED FROM THE GROUP AND ALLOWED TO PROCEED FORTHWITH TO THE PERMITTING PROCESS.

THERE HAS BEEN NO PAYMENT OR OTHER CONSIDERATION PROVIDED BY EITHER PARTY IN CONNECTION WITH THIS ENGINEERING SOLUTION AND/OR WITHDRAWAL.

END OF EXHIBIT