

Subject: FW: Waiver on 47 C.F.R. 73.853 Licensing requirements and service
From: Albert Shuldiner <Albert.Shuldiner@fcc.gov>
Date: 5/18/20, 15:04
To: "greg@lvpr.org" <greg@lvpr.org>

Dear Mr. LaPorta - I am responding to your message to the FCC Operations Center. As an LPFM station, KIOF-LP is not permitted to operate commercially. We understand the economic impact the coronavirus pandemic has had on all radio broadcasters, but the low power FM service was created as a noncommercial service. We would not be able to change the regulatory structure governing LPFM stations to permit commercial operation through a simple waiver. I am sorry that we cannot accommodate your request.

Please do not hesitate to contact me if you have further questions or requests in the future.

Albert Shuldiner
Chief, Audio Division

-----Original Message-----

From: Gregory P. LaPorta < >
Sent: Monday, May 18, 2020 1:50 AM
To: FCC Operations Center <FCCOperationCenter@fcc.gov>
Cc: Andy LaPorta <andy@lvpr.org>
Subject: Waiver on 47 C.F.R. 73.853 Licensing requirements and service

FCC Operations,

We're going to need some help on this waiver request during the COVID-19 Pandemic and economic downturn/depression the United States is currently experiencing. Please route this email to the necessary group that would handle this unique request.

With the massive loss of underwriting and general advertising losses many organizations are facing just in our own community, we would like to see if there is some sort of waiver on 47 C.F.R. 73.853 Licensing requirements and service where Low Power FM stations may convert there "non-commercial operations" over to "commercial operation" and then pay a regulatory fee as identified in the "Payment Type Codes and Payment Amounts For FY 2019 Radio Station Regulatory Fees" table in the FM Classes A, B1, & C3 columns:

<https://docs.fcc.gov/public/attachments/DOC-359497A1.pdf>

Considering Las Vegas Public Radio Inc., licensee of KIOF-LP in Las Vegas, Nevada has obtained consecutive denials by the Corporation for Public Broadcasting in years 2016, 2017, 2018 and 2019 for a Community Service Grant, the radio station has had to seek out other support by the U.S. Small Business Administration through SBA EIDL (Economic Injury Disaster Loan) and SBA PPP (Payroll Protection Program) loans. We feel

that some sort of waiver to the 47 C.F.R. 73.853 Licensing requirements and service statute would give us a new opportunity to possibly generate necessary revenue to sustain our broadcast facility and we expect any sort of economic recovery will take several years just in our own community.

If a waiver of 47 C.F.R. 73.853 Licensing requirements and service can be done to support our interest to operate as a "commercial" broadcast facility, we would also need to know where to send a check to for the regulatory fee of \$3,550 for payment to the FCC.

Regards,

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Gregory P. LaPorta

President/CEO

KIOF 97.9 FM

Las Vegas Public Radio Inc.

https://urldefense.proofpoint.com/v2/url?u=http-3A__www.lvpr.org&d=DwIDaQ&c=y0h0omCe0jAUGr4gAQ02Fw&r=Flof6BN0fe2a3BCEpYPf8iqhclFx9KMqV2KyhBAx3xY&m=5Tjt6E0AjSdnwNxSf39sW8N7b34lekW7eUsuBVcCflg&s=0k5rk1wFvVfM2j8zRruhK4boXCvHj7f3fYpOYNdh-k&e=

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