

**Harold W. Tegtmeier**  
**c/o MS Communications, LLC**  
**9911 W. Pico Blvd., 8<sup>th</sup> Floor**  
**Los Angeles, CA 90035**  
**310-552-7970**

March 23, 2005

Secretary  
Federal Communications Commission  
Washington, DC 20554

RE: Petition to remove LPTV application BNPTTL-  
20000831AFU from Auction 81, Group MX237

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 Harold W. Tegtmeier  
Applicant

*B. W. St. Clair*

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**ENGINEERING STATEMENT IN SUPPORT OF THE  
PETITION OF HAROLD W. AND/OR LUCILLE C. TEGTMEIER  
TO BE REMOVED FROM AUCTION 81, GROUP MX237**

Introduction

Application BNPTTL-20000831AFU has been included in MX237 in spite of the unilateral engineering changes filed in a settlement window to clear the conflicts with the other applications in this group.

Outgoing Interference:

An amendment was filed to change its offset, thus clearing the interference contour overlap. A copy of the page with this statement as it appears in CDBS is attached See paragraph #2, Discussion.

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 statement appears when this application is viewed on CDBS. 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 MX237.

Respectfully submitted,



B. W. St. Clair  
Engineering Consultant  
March 23, 2005

## Exhibits

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### Exhibit 1

**Description:** SECTION III, EXHIBIT 6, QUESTION 2, M573

THIS APPLICATION AMENDMENT CHANGES OFFSET IN RESPONSE TO QUESTION 2, SECTION III FROM MINUS OFFSET TO ZERO OFFSET AND 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 AUCTION GROUP M573, AUCTION 81 AND TREATED AS A 'SINGLETON' APPLICATION.

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### Attachment 1

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### Exhibit 6

**Description:** ENGINEERING EXHIBIT - INTERFERENCE ANALYSIS

ENGINEERING EXHIBIT - INTERFERENCE ANALYSIS

IN RE: APPLICATION FOR LOW POWER TELEVISION BROADCAST STATION LICENSE, AUGUST, 2000 WINDOW

AUCTION NUMBER 81, ENGINEERING SOLUTION TO SEPARATE THIS APPLICATION FROM MUTUALLY EXCLUSIVE GROUP

#### 1. INTRODUCTION

GROUP: M573

APPLICANT:

M573 TX 58 ALICE                      HAROLD W. AND/OR LUCILLE BNPTTL20000831AFU

CONFLICTING APPLICATIONS HAVING ONE OR MORE OVERLAPPING PROTECTED/INTERFERING CONTOURS PER PUBLIC NOTICE DA-0129:

M573 TX 58 FREER                      SHIGEO MURAKAMI                      BNPTTL20000831AIM

M573 TX 58 ORANGE GROVE                      MEYER H. FELDMAN                      BNPTTL20000831CBX

#### 2. DISCUSSION

ALTHOUGH THERE ARE ONE OR MORE OVERLAPPING PROTECTED V. INTERFERING CONTOURS BETWEEN THIS APPLICATION AND OTHER APPLICATIONS AS SHOWN BELOW, THIS APPLICATION IS TECHNICALLY AMENDED TO THE EXTENT OF CHANGING OFFSET FROM MINUS OFFSET TO ZERO OFFSET. FURTHER, ALL APPLICATIONS IN THE GROUP WERE SUBJECTED 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

M573 TX 58 FREER                      SHIGEO MURAKAMI                      BNPTTL20000831AIM

...0.026WHICH ROUNDS DOWN TO ZERO PERSONS.

M573 TX 58 ORANGE GROVE                      MEYER H. FELDMAN                      BNPTTL20000831CBX

...65.771WHICH APPLICANT FELDMAN HAS PROPOSED AS ACCEPTABLE IN A SEPARATE APPLICATION AMENDMENT FOR BNPTTL20000831CBX.

INTERFERENCE CAUSED BY THE FOLLOWING APPLICATIONS TO THE APPLICANT'S PROPOSED FACILITY IS SHOWN FOLLOWING:

M573 TX 58 FREER                      SHIGEO MURAKAMI                      BNPTTL20000831AIM

...NONE.

M573 TX 58 ORANGE GROVE MEYER H. FELDMAN BNPTTL20000831CBX  
...40.673 WHICH IS ACCEPTABLE TO THIS APPLICANT (BNPTTL20000831AFU).

IF APPLICABLE, THE LONGLEY-RICE STUDY PRINTOUT IS SHOWN IN ITEM #5 BELOW.

#### 4. CONCLUSION

INTERFERENCE TO ALL PROPOSALS IN GROUP M573 IS SHOWN ABOVE AND IN THE LONGLEY-RICE STUDIES BELOW. IN THE EVENT INTERFERENCE WERE TO BE SHOWN INCOMING TO THE APPLICANT, IT 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.