

Before the
Federal Communications Commission
Washington, DC 20554

In re: Application of

SOUTHEASTERN OHIO BROADCASTING)	BNPFT-20170726AHJ
SYSTEM, INC.)	
)	
For a Construction Permit for a New FM Translator)	
on Channel 275, Zanesville, Ohio)	
)	
WLOH RADIO COMPANY)	BNFT-20170726AQK
)	
For a Construction Permit for a New FM Translator)	
on Channel 275, Somerset, Ohio)	

To: Media Bureau

**JOINT REQUEST FOR APPROVAL OF
SETTLEMENT AGREEMENT**

Southeastern Ohio Broadcasting System, inc. (“WHIZ”) and WLOH Radio Company (“WLOH”) (hereafter collectively, the “Parties”), by their attorney, and pursuant to 47 USC 311(c), 47 C.F.R. 73.3525(a), and FCC Public Notice, *Settlement Period Announced For Cross-Service FM Translator Mutually Exclusive Applications For Auction 99*, DA 17-935 released September 28, 2017, hereby respectfully submit their Joint Request for Approval of Settlement Agreement.

1. Each of the Parties filed an application in the cross-service FM translator Auction 99 filing window. The proposals are listed in Attachment A to the September 28, 2017 Public Notice as the two applications in Group 57. The two mutually

WLOH(AM), in Somerset, Ohio, which will enhance the service of both AM stations.

6. As has been demonstrated herein and in the attached Agreement and attached Affidavits, this proposed settlement of the mutually exclusive applications in Group 57 meets the requirements of the Communications Act and the Commission's Rules. Approval of the Agreement will allow both AM stations to provide enhanced service to their communities and meet the aim of the Commission to enhance the viability of the AM broadcast service.

WHEREFORE, it is urged that this Joint Request for Approval of Settlement Agreement BE GRANTED, and that the consideration contemplated by the proffered Settlement Agreement BE APPROVED.

Respectfully submitted,

J. Richard Carr,
Counsel

J. Richard Carr, Esq.
5528 Trent Street
Chevy Chase, MD 20815

Affidavit of Henry C. Littick

I am President of Southeastern Ohio Broadcasting System, Inc., ("WHIZ"), and General Manager of WHIZ(AM), Zanesville, Ohio.

WHIZ filed an Auction 99 application for a new cross-service FM Translator application to retransmit the signal of WHIZ in Zanesville, Ohio. WLOH Radio Company filed an Auction 99 application for a new cross-service FM translator to retransmit the signal of WLOH, Somerset, Ohio. The two applications are shown as mutually exclusive in Group 57.

In order to eliminate the mutual exclusivity between the WHIZ application and the WLOH application, the parties have entered into an Agreement that calls for engineering changes in the two proposals that will eliminate the mutual exclusivity and permit the grant of both applications.

Under the agreement, WHIZ will change its proposal from Channel 275 to Channel 272, install a different antenna that originally proposed, and reduce its proposed antenna height AGL from 130 meters to 128 meters. WLOH will reduce its proposed antenna height AGL approximately 15 meters from 100 meters to 85 meters, and, reimburse WHIZ for one half of WHIZ's Minor Modification Application costs, and for one half of WHIZ's cost of purchasing its new antenna.

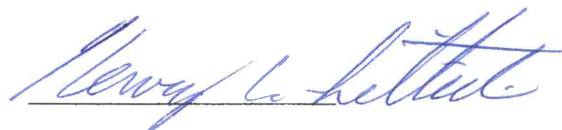
The estimated costs that will be shared by the parties are: (1) Minor Modification Application engineering \$1,625.00, and (2) Legal expenses for amendment and Joint Request for Approval of Agreement with two affidavits \$3,760.00, and (3) New proposed antenna \$16,730.22.

The approval of the settlement agreement will permit a grant of both applications which will enable both AM stations to construct an FM Translator that will enhance the local service of both AM stations in their respective service areas.

The WHIZ Translator application was not filed for the purpose of reaching any settlement agreement or carrying out the terms of any settlement agreement.

Neither WHIZ nor its principals have received any money or other consideration in excess of the legitimate and prudent expenses set forth above.

I hereby declare, under penalty of perjury, that the facts set forth above are true and correct to the best of my knowledge and belief.



Henry C. Littick

11-15-2017