FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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MAR 1 2 2010

WRPX, Inc.
P.O. Box 25130
St. Paul, Minnesota 55125

Re: WRPX, Inc.
WDGY(AM), Hudson, Wisconsin
Facility Identification Number: 6440
File Number: BP-20091203AGF

Dear Applicant:

This letter refers to the above-captioned application for a minor modification of station WDGY(AM), Hudson, Wisconsin to increase daytime operating power.

An engineering review of the application reveals that the proposed daytime 0.025 mV/m groundwave contour would overlap the 0.5 mV/m contour of co-channel station KVOX(AM), Fargo, North Dakota, and the proposed 0.25 contour would overlap the 0.5 mV/m contour of first adjacent channel station KWOA(AM), Worthington, Minnesota, in violation of 47 CFR § 73.37(a) (See attached Exhibit).

In addition, the proposed daytime operation would exceed the permissible critical hours radiation toward co-channel Canadian Class A station CHWO(AM), Toronto, Canada, in violation of US/Canadian AM Broadcasting Agreement. Specifically, at 80° true North, the calculated permissible critical hours radiation is 367 mV/m, and the proposed radiation is 491 mV/m.[1]

Accordingly, the application IS HEREBY DISMISSED. This action is taken pursuant to 47 CFR § 0.283.

In the Public Notice entitled "Commission States Future Policy on Incomplete and Patently Defective AM and FM Construction Permit Applications", FCC 84-366, released August 2, 1984, the Commission indicated that it would reinstate applications nunc pro tunc where the original application was returned and where a relatively minor curative amendment was filed in conjunction with a petition for reconsideration within 30 days of the date of the dismissal. Any amendment filed later than 30 days will be returned as untimely. See 47 U.S.C. § 405, 47 CFR § 1.106(f). In this regard, it should be emphasized

[1] The equation for calculating permissible critical hours radiation is F=0.9D-290.

that the above deficiencies were discerned after a preliminary study of the application. A detailed review was not made of the entire application to determine whether other deficiencies exist which would preclude acceptance for filing or result in a subsequent dismissal. Inasmuch as the applicant will not be afforded a second opportunity to correct another deficiency, the applicant is encouraged to carefully review the entire application.

Sincerely,

Son Nguyen
Supervisory Engineer
Audio Division
Media Bureau

cc: James A. Koerner, Esq.
Mark A. Mueller