FEDERAL COMMUNICATIONS COMMISSION
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OCT 03 2014

HGN Music & Education Foundation
3590 State HWY 146 South
Livingston, TX 77951

Re: KXAX-LP, Shepherd, TX
Facility ID No. 191837
HGN Music & Education Foundation
File No. BPL-20140925AFW

Dear Applicant:

This letter is in reference to the above-captioned minor change application.

An engineering study has revealed that the proposed transmitter site specified in the application fails to meet the minimum spacing requirements of 47 C.F.R. § 73.807. Specifically, the site proposed is located 76.6 kilometers from the licensed facility for KHMR (BLH-20090220ADI) on Channel 282C3 in Lovelady, TX. The required spacing pursuant to § 73.807 is 78 kilometers. The application fails to address this defect.

Accordingly, in light of the above, application BPL-20140925AFW is unacceptable for filing and IS HEREBY DISMISSED. This action is taken pursuant to 47 C.F.R. §§ 0.283 and 73.870(c).

Sincerely,

for James D. Bradshaw
Deputy Chief
Audio Division
Media Bureau