

DOW, LOHNES & ALBERTSON, PLLC
ATTORNEYS AT LAW

MARGARET L. MILLER
DIRECT DIAL 202-776-2914
mmiller@dialaw.com

WASHINGTON, D.C.
1200 NEW HAMPSHIRE AVENUE, N.W. • SUITE 800 • WASHINGTON, D.C. 20036-6802
TELEPHONE 202-776-2000 • FACSIMILE 202-776-2222

ONE RAVINIA DRIVE • SUITE 1600
ATLANTA, GEORGIA 30346-2108
TELEPHONE 770-901-8800
FACSIMILE 770-901-8874

September 28, 1998

Paul Peterson
Manger & Program Director
WCAL-FM
St. Olaf College
1520 St. Olaf Avenue
Northfield, MN 55057

Re: EAS Waivers

Dear Paul:

Enclosed is a copy (finally!) of the FCC's letter decision regarding your request for a waiver of the EAS equipment requirements for your satellite/repeater stations. The FCC has granted you a temporary **three-year waiver** to use one set of EAS equipment at your main network control point for stations. This EAS waiver is permanent for any stations that are in the same EAS operational area as the control point. Oddly enough, the FCC does not have station KMSE on its list of stations in the Rochester area [Southeast Operational Aea]. We assume that this is an FCC error.

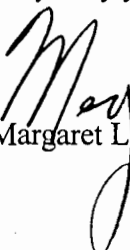
The letter decision contains some specific instructions on EAS Required Weekly Tests and EAS Required Monthly Tests.

A copy of this EAS letter decision should be posted with the licenses of each of your satellite stations.

Many of our clients have received similar letters. Some are planning a challenge to the FCC for denying permanent EAS waivers for satellite/repeater stations. Please let us know if you would be interested in participating in this challenge.

Should you have any questions about this decision, please do not hesitate to call.

Very truly yours,


Margaret L. Miller

MLM/dvw
Enclosure

FEDERAL COMMUNICATIONS COMMISSION
Washington, DC

September 21, 1998

Ms. Christine Newcomb
Counsel for St. Olaf college
Dow, Lohnes & Albertson
Suite 800
1200 New Hampshire Ave. N.W.
Washington, DC 20036-2222

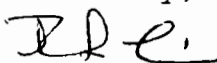
Re: Extension of time/waiver granted for KMSE(FM).

This is in response to your letter requesting an extension of time of the requirement to have Emergency Alert System (EAS) equipment (47 CFR Part 11) at satellite broadcast stations. You are authorized to operate with one set of EAS equipment at the main network control point for the broadcast stations operating as satellites of your network during those times when network programming is being broadcast. For those stations located in the same EAS Local Area as the control point, their equipment waiver is permanent. All of the other stations are granted a three year extension of time for installing EAS equipment beginning with the date of this letter. They may apply for additional time as the extension deadline approaches.

As long as the broadcast stations operating as satellites of the network rebroadcast 100% of the programming of the control point and are located in the same EAS Local Area, one set of EAS equipment at the control point is permitted. If any programming originates from a satellite station, it must install and test EAS equipment within three years of the date of this letter. The EAS Required Weekly Test (RWT) transmitted by the network control point should contain the event code RWT, the location codes for the counties that contain the cities of license of the broadcast stations, and the call sign of the broadcast station which serves as the network control point. The EAS Required Monthly Test (RMT) transmitted by the control point shall be a retransmission of the RMT as received by the control point EAS equipment or shall be conducted according to the State EAS plan.

Any change in the information concerning this matter should be sent to the FCC EAS Staff. This authorization is subject to modification or cancellation at any time without the right to hearing. Please post this letter with the licenses of the satellite stations. If you have any questions, please call the EAS Staff at (202) 418-1226.

Sincerely,



Frank Lucia
Director, Emergency Communications, CIB

BROADCAST STATIONS - SOUTHEAST EAS LOCAL AREA

<u>Callsign</u>	<u>FIPS Code</u>	<u>City Of License</u>	<u>Frequency</u>	<u>Facilities</u>	<u>EAS Designation</u>
KATE	27047	ALBERT LEA	1450	1. KW ND-1 U	PN
KCPI	27047	ALBERT LEA	94.9	3.5 KW 92 Meters	PN
KQPR	27047	ALBERT LEA	96.1	6. KW 100 Meters	PN
K43DH	27099	AUSTIN	CH 43	1.47 KW Meters	PN
K45DF	27099	AUSTIN	CH 45	1.47 KW Meters	PN
K49DB	27099	AUSTIN	CH 49	1.47 KW Meters	PN
K51CY	27099	AUSTIN	CH 51	1.47 KW Meters	PN
K53DI	27099	AUSTIN	CH 53	1.47 KW Meters	PN
K55FJ	27099	AUSTIN	CH 55	1.47 KW Meters	PN
K57EU	27099	AUSTIN	CH 57	1.47 KW Meters	PN
K61EU	27099	AUSTIN	CH 61	1.47 KW Meters	PN
KAAL	27099	AUSTIN	CH 06	100 KW 320 Meters	PN
KAUS	27099	AUSTIN	1480	1.1. KW DA-2 U	PN
					BSPP
KAUS-FM	27099	AUSTIN	99.9	100. KW 283 Meters	PN
KMSK	27099	AUSTIN	91.3	.135 KW 59 Meters	PN
KNFX	27099	AUSTIN	970	0.5/5. KW DA-2 U	PN
KSMQ-TV	27099	AUSTIN	CH 15	1200 KW 116 Meters	PN
KOWZ	27147	BLOOMING PRAIRIE	100.9	100. KW 189 Meters	PN
KBEW	27043	BLUE EARTH	1560	1. KW ND-D D	PN
KBEW-FM	27043	BLUE EARTH	98.1	25. KW 100 Meters	PN
KJLY	27043	BLUE EARTH	104.5	50.0 KW 138 Meters	PN
KHTW	27055	CALEDONIA	94.7	2.1 KW 171 Meters	PN
KDHL	27131	FARIBAULT	920	5.5. KW DA-2 U	PN
KQCL	27131	FARIBAULT	95.9	3.00 KW 100 Meters	PN
K18EY	27043	FROST	CH 18	.875 KW Meters	PN
K27FI	27043	FROST	CH 27	.902 KW Meters	PN
K31EF	27043	FROST	CH 31	1.56 KW Meters	PN
K33EC	27043	FROST	CH 33	1.53 KW Meters	PN
K58FC	27043	FROST	CH 58	1.09 KW Meters	PN
K60FY	27043	FROST	CH 60	1.09 KW Meters	PN
K62FH	27043	FROST	CH 62	1.09 KW Meters	PN
K65FW	27043	FROST	CH 65	1.90 KW Meters	PN
KQEG	27055	LA CRESCENT	102.7	3.1 KW 263 Meters	PN
KQEG-LP	27055	LA CRESCENT	CH 50	7.1 KW Meters	PN
KXLC	27055	LA CRESCENT	91.1	.23 KW 257 Meters	PN
KMFX-FM	27157	LAKE CITY	102.5	9.4 KW 161 Meters	PN
KEEZ-FM	27013	MANKATO	99.1	100. KW 262 Meters	PN
KEYC-TV	27013	MANKATO	CH 12	316 KW 317 Meters	PN
KMSU	27013	MANKATO	89.7	20.0 KW 122 Meters	NN
KTOE	27013	MANKATO	1420	5.5. KW DA-N U	PN
					BSPP
KYSM	27013	MANKATO	1230	1. KW ND-1 U	PN

BROADCAST STATIONS - SOUTHEAST EAS LOCAL AREA

<u>Callsign</u>	<u>FIPS Code</u>	<u>City Of License</u>	<u>Frequency</u>	<u>Facilities</u>	<u>EAS Designation</u>
KYSM-FM	27013	MANKATO	103.5	100. KW 185 Meters	PN
KDOG	27013	NORTH MANKATO	98.7	4.0 KW 198 Meters	PN
KRLX	27131	NORTHFIELD	98.1	.100 KW 5 Meters	PN
KYMN	27131	NORTHFIELD	1080	1. KW ND-D D	PN
WCAL	27131	NORTHFIELD	98.3	100. KW 234 Meters	PN
KRFO	27147	OWATONNA	1390	0.094/0.5 KW ND-1 U	PN
KRFO-FM	27147	OWATONNA	104.9	4.7 KW 53 Meters	PN
KFIL	27045	PRESTON	1080	1. KW ND-D D	PN
KFIL-FM	27045	PRESTON	103.1	3.5 KW 181 Meters	PN
K21FA	27109	ROCHESTER	CH 21	17.7 KW Meters	PN
K80DS	27109	ROCHESTER	CH 80	18.6 KW Meters	PN
KFSI	27109	ROCHESTER	92.9	6.0 KW 97 Meters	PN
KLSE-FM	27109	ROCHESTER	91.7	94. KW 284 Meters	LP-1
KNXR	27109	ROCHESTER	97.5	100. KW 317 Meters	PN
KOLM	27109	ROCHESTER	1520	10. KW ND-D D	PN
KRCH	27109	ROCHESTER	101.7	39. KW 169 Meters	PN
KROC	27109	ROCHESTER	1340	1. KW ND-1 U	PN
					BSPP
KROC-FM	27109	ROCHESTER	106.9	100. KW 338 Meters	LP-2
KRPR	27109	ROCHESTER	89.9	1.00 KW 152 Meters	PN
KTTC	27109	ROCHESTER	CH 10	316 KW 381 Meters	PN
KWEB	27109	ROCHESTER	1270	1.5. KW DA-2 U	PN
KWWK	27109	ROCHESTER	96.5	43. KW 161 Meters	PN
KXLT-TV	27109	ROCHESTER	CH 47	107 KW 104 Meters	PN
KZSE	27109	ROCHESTER	90.7	1.10 KW 259 Meters	PN
KWNO-FM	27045	RUSHFORD	99.3	11.0 KW 151 Meters	PN
KQYB	27045	SPRING GROVE	98.3	33. KW 185 Meters	PN
KVGO	27045	SPRING VALLEY	104.3	2.8 KW 144 Meters	PN
KGAC	27103	ST. PETER	90.5	75. KW 216 Meters	PN
KNGA	27103	ST. PETER	91.5	8.5 KW 183 Meters	PN
KRBI	27103	ST. PETER	1310	0.33/1. KW DA-2 U	PN
KRBI-FM	27103	ST. PETER	105.5	5.3 KW 40 Meters	PN
KYBA	27109	STEWARTVILLE	105.3	50.0 KW 150 Meters	PN
KMFX	27157	WABASHA	1190	1. KW ND-D D	PN
KOWO	27181	WASECA	1170	1. KW ND-D D	PN
KRUE	27181	WASECA	92.1	25. KW 87 Meters	PN
KAGE	27169	WINONA	1380	0.052/4. KW ND-1 U	PN
KAGE-FM	27169	WINONA	95.3	11.0 KW 151 Meters	PN
KHME	27169	WINONA	101.1	2.3 KW 163 Meters	PN
KQAL	27169	WINONA	89.5	1.80 KW 191 Meters	PN
KSMR	27169	WINONA	92.5	.004 KW -43 Meters	PN
KWNO	27169	WINONA	1230	1. KW ND-1 U	PN