



Federal Communications Commission  
Washington, D.C. 20554

DA 12-1543

September 27, 2012

Mr. Marcus Williams  
Post Newsweek Stations  
550 W. Lafayette Blvd  
Detroit, MI 48226

Call Sign: E120122  
File No.: SES-LIC-20120710-00641

Dear Mr. Williams:

On July 10, 2012, Post Newsweek Stations, Michigan, Inc. (Post Newsweek) filed the above-captioned application to modify its current license for a transmit/receive earth station that operates in the Ku-band frequencies.<sup>1</sup> Pursuant to Section 25.112(a) of the Commission's rules,<sup>2</sup> we dismiss the application as defective without prejudice to refile.<sup>3</sup>

Section 25.112(a) of the Commission's rules requires the Commission to return, as unacceptable for filing, any earth station application that is not substantially complete, contains internal inconsistencies, or does not substantially comply with the Commission's rules.<sup>4</sup> Post Newsweek's application, which does not comply with the Commission's rules, is therefore subject to dismissal. The deficiencies in Post Newsweek's application are as follows:

Section 25.130 (a)(1) of the Commission's rules requires an earth station applicant to provide a detailed description of the service to be provided; and either identify the specific satellites(s) with which it plans to operate, or the eastern and western (E/W) boundaries of the arc it plans to coordinate.<sup>5</sup> Because Post Newsweek's application requested an ALSAT designation rather than identifying specific satellite(s), it must provide information about its E/W arc boundaries, as required by 23.130(a)(1), in item E54/55 of FCC Form 312 Schedule B (Schedule B).<sup>6</sup> Post Newsweek's application did not provide this information.

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<sup>1</sup> The conventional Ku-band frequencies are 11.7-12.2 GHz and 14.0-14.5 GHz.

<sup>2</sup> 47 C.F.R. § 25.112(a)(1-2).

<sup>3</sup> If Post Newsweek refiles an application identical to the one dismissed, with the exception of supplying the corrected information, it need not pay an application fee. *See* 47 C.F.R. § 1.1111(d).

<sup>4</sup> 47 C.F.R. § 25.112(a)(1-2).

<sup>5</sup> 47 C.F.R. 25.130(a)(1).

<sup>6</sup> *Id.*

Finally, we take this opportunity to inform Post Newsweek that, given its stated intent to operate only within a 100 mile radius of Detroit, Michigan, it may conduct its operations in a 55W/136W satellite arc - which is roughly the extent of the Geostationary Satellite (GSO) that it can see from Detroit, Michigan. If Post Newsweek chooses to refile, it should specify these boundaries in its application.

Accordingly, pursuant to Section 25.112 of the Commission's rules, 47 C.F.R. § 25.112 and Section 0.261 of the Commission's rules on delegations of authority, we dismiss the application of Post Newsweek, Inc. as defective.

Sincerely,

Paul E. Blais  
Chief, Systems Analysis Branch  
Satellite Division  
International Bureau