



Federal Communications Commission
Washington, D.C. 20554

April 28, 2008

DA 08-969

In Reply Refer to:

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In re: WGNW-LP, Candler, NC
Facility ID No. 133487
Montmorenci United Methodist Church
File No. BAPL-20070824ABZ

Application for Assignment of License

Informal Objection

Dear Counsel:

We have before us the above-captioned application ("Assignment Application") to assign the license of Station WGNW-LP, Candler, North Carolina ("Station") from Montmorenci United Methodist Church ("MUMC") to WGNW Radio Ministries, Inc. ("WGNW").¹ Also before us is a Petition to Deny the Assignment Application, filed by Mount Pisgah Adventist Educational Media ("Mount Pisgah").² For the reasons stated below, we dismiss the Assignment Application and dismiss the Petition to Deny as moot.

Background. On December 11, 2007, the Commission released a *Third Report and Order and Second Further Notice of Proposed Rulemaking* ("*Third Report and Order*")³ that, among other things, made certain revisions to the Commission's Rules ("Rules") regarding the assignment of LPFM licenses. Under the revised Rules, which went into effect on March 17, 2008,⁴ we now require a three-year holding

¹ See FCC File No. BAPL-20070824ABZ.

² MUMC filed an Opposition on October 11, 2007.

³ See *Creation of a Low Power Service*, Third Report and Order and Second Further Notice of Proposed Rulemaking, 22 FCC Rcd 21912 (2007).

⁴ The final Rules were published in the Federal Register on January 17, 2008, and went into effect on March 17, 2008. *Third Report and Order*, 73 FR 3202 (Jan. 17, 2008).

period from the issuance of an LPFM license, during which a licensee cannot transfer or assign the license, and must operate the station.⁵

MUMC received its license to cover on February 12, 2008.⁶ It therefore has not yet satisfied the three-year holding period requirement. Accordingly, because MUMC currently is not qualified to assign its license, we dismiss the Assignment Application. This finding renders moot all arguments raised by Mount Pisgah in its Petition to Deny the Assignment Application.

Conclusion/Actions. Based on the above, IT IS ORDERED, that the Petition to Deny filed by Mount Pisgah Adventist Educational Media IS DISMISSED AS MOOT, and that the application for approval to assign the license for the license of Station WGNW-LP, Candler, North Carolina (File No. BAPL-20070824ABZ) from Montmorenci United Methodist Church to WGNW Radio Ministries, Inc. IS DISMISSED.

Sincerely,

Peter H. Doyle, Chief
Audio Division
Media Bureau

cc: Montmorenci United Methodist Church

⁵ 47 C.F.R. § 73.865; *Third Report and Order*, 22 FCC Rcd at 21920.

⁶ See FCC File No. BLL-20080109ACN.