

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C 20554

In the Matter of

Applications of Satellite
CD Radio Inc. for authority
to Construct, Launch and
Operate a Digital Audio
Satellite System

) RECEIVED
) FILED
) NOV 9 1992
) MAIL BRANCH
) NOV 17 1992
49/50-DSS-P/LA-90
58/59-DSS-AMEND-90
44-45-DSS-AMEND-92

PETITION TO DENY

OFFICE OF CHIEF
DOMESTIC FACILITIES DIVISION
COMMON CARRIER BUREAU

Opposition Comments of Robert D. Augsburg, President of Southwest Florida Community Radio Inc. pursuant to the Public Notice released October 13, 1992, herewith submits comments in opposition to the allocation of 2310-2360 mhz for satellite broadcast and application of any party for the use of that frequency band including Satellite CD Radio Inc. (CD Radio) which is under consideration by the Commission in the above referenced proceeding. In support, I submit the following:

I ask the Commission to deny the rights of organizations to bring Satellite radio to the consumer because of the tremendous adverse effect it will have on the local broadcaster. In my associations with other broadcasters, there is no question that this technology will greatly hinder and even cause many stations to cease operations.

It is just too difficult to operate a fulltime local broadcast station in todays economy. The addition of Satellite radio signals to homes and automobiles will in my opinion and the opinion of thousands of other broadcasters, will be disastrous. Simply put, localism will not be able to survive with the addition of Satellite delivered CD Radio, particularly in markets where competition is already intense.

Please consider the interests of us small local broadcasters and not the interests of a select few large monopolies who will be the only ones to benefit from Satellite CD Radio. Stations like ours will greatly suffer and perhaps will not be able to survive should Satellite CD Radio come to be a reality. Instead, please channel this new digital technology so it can benefit and enhance the local broadcasting radio station and thereby preserve localism.

cc: All Commissioners

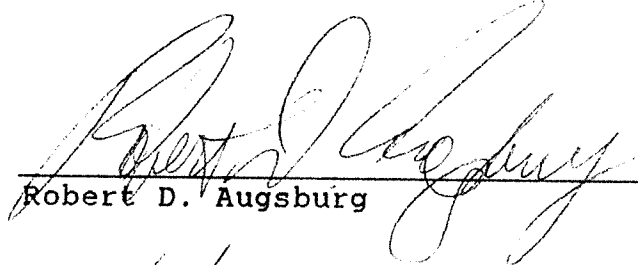
RECEIVED

NOV 9 1992

MAIL BRANCH

AFFADAVIT


I, Robert Augsburg, hereby attest to the accuracy of the allegations of fact contained in the Petition to deny, of which I have personal knowledge.



Robert D. Augsburg

11/5/92

Date



Notary

11-5-92

Date


CERTIFICATE OF SERVICE

I, James Hennessey, in the offices of Robert Augsburg, Southwest Florida Community Radio, Inc., hereby certify that I have mailed by first-class, postage-prepaid, U.S. Mail. this 5th (fifth) day on November, 1992 copies of the foregoing PETITION TO DENY to the following:

Donna Searcy, Secretary
Federal Communications Commission
1919 M Street N.W.
Washington, D.C. 20554

Alfred Sikes, Sherie P. Marshall, James H. Quello, Andrew C. Barrett and Irvin S. Duggan, Commissioners of the F.C.C.
Federal Communications Commission
1919 M Street N.W.
Washington, D.C. 20554
(Individual Copies Sent to All Named Commissioners)

Mr. Robert Briskman, President
Satellite CD Radio, Inc.
1001 22nd St. N.W., Sixth Floor
Washington, D.C. 20037-1817



James Hennessey