§ 73.3512 Where to file; number of copies.

All applications for authorizations required by § 73.3511 shall be filed at the FCC in Washington, DC (Applications requiring fees as set forth at Part 1, Subpart G of this chapter must be filed in accordance with § 0.401(b) of the rules.) The number of copies required for each application is set forth in the FCC Form which is to be used in filing such application.

[52 FR 10231, Mar. 31, 1987]

§ 73.3513 Signing of applications.

(a) Applications, amendments there- to, and related statements of fact re- quired by the FCC must be signed by the following persons:

(1) Individual Applicant. The appli- cant, if the applicant is an individual.

(2) Partnership. One of the partners, if the applicant is a partnership.

(3) Corporation. An officer, if the ap- plicant is a corporation.

(4) Unincorporated Association. A member who is an officer, if the appli- can is an unincorporated association.

(5) Governmental Entity. Such duly elected or appointed officials as may be competent to do so under the law of the applicable jurisdiction, if the applic- ant is an eligible governmental enti- ty, such as a State or Territory of the United States and political subdivi- sions thereof, the District of Columbia, and a unit of local government, includ- ing an unincorporated municipality.

(b) Applications, amendments there- to, and related statements of fact re- quired by the FCC may be signed by the applicant’s attorney in case of the applicant’s physical disability or of his absence from the United States. The attorney shall in that event separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney’s belief only (rather than his knowledge), he shall separately set forth his reasons for be- lieving that such statements are true.

(c) Facsimile signatures are accept- able. Only the original of applications, amendments, or related statements of fact need be signed; copies may be con- formed.

(d) Applications, amendments, and related statements of fact need not be submitted under oath. Willful false statements made therein however, will be considered a violation of § 73.1015, are also punishable by fine and imprison- ment, U.S. Code, Title 18, section 1001, and by appropriate administrative sanctions including revocation of station license pursuant to section 312(a)(1) of the Communications Act.

§ 73.3514 Content of applications.

(a) Each application shall include all information called for by the par- ticular form on which the application is required to be filed, unless the infor- mation called for is inapplicable, in which case this fact shall be indicated.

(b) The FCC may require an applicant to submit such documents and written statements of fact as in its judgment may be necessary. The FCC may also, upon its own motion or upon motion of any party to a proceeding, order the applicant to amend the application so as to make it more definite and cer- tain.

§ 73.3516 Specification of facilities.

(a) An application for facilities in the AM, FM, TV or Class A TV broadcast services, or low power TV service shall be limited to one frequency, or channel, and no application will be accepted for filing if it requests an alternate fre- quency or channel. Applications speci- fying split frequency AM operations using one frequency during daytime hours complemented by a different fre- quency during nighttime hours will not be accepted for filing.

(b) An application for facilities in the experimental and auxiliary broadcast services may request the assignment of more than one frequency if consistent with applicable rules in Part 74. Such
§ 73.3517 Contingent applications.

Contingent applications for new stations and for changes in facilities of existing stations are not acceptable for filing. Contingent applications will be accepted for filing under circumstances described below:

(a) Upon filing of an application for the assignment of a license or construction permit, or for a transfer of control of a licensee or permittee, the proposed assignee or transferee may, upon payment of the processing fee prescribed in Subpart G, Part 1 of this chapter, file applications in its own name for authorization to make changes in the facilities to be assigned or transferred contingent upon approval and consummation of the assignment or transfer. Any application filed pursuant to this paragraph must be accompanied by a written statement from the existing licensee which specifically grants permission to the assignee or permittee to file such application. The processing fee will not be refundable should the assignment or transfer not be approved. The existing licensee or permittee may also file a contingent application in its own name, but fees in such cases also not refundable.

(b) Whenever the FCC determines that processing of any application filed pursuant to paragraph (a) of this section, would be contrary to sound administrative practice or would impose an unwarranted burden on its staff and resources, the FCC may defer processing of such application until the assignment or transfer has been granted and consummated.

(c) Upon payment of the filing fees prescribed in §1.1111 of this chapter, the Commission will accept two or more applications filed by existing AM licensees for modification of facilities that are contingent upon granting of both, if granting such contingent applications will reduce interference to one or more AM stations or will otherwise...