

### Schafitz Favored for Ohio Am; Five Other Radio Grants Made

AN INITIAL decision favoring grant of Sanford A. Schafitz' application for a new am station in Lorain, Ohio, was issued last week by an FCC hearing examiner. At the same time the Commission approved five uncontested am grants.

Hearing Examiner Hugh B. Hutchison recommended granting Mr. Schafitz the Lorain outlet on 1380 kc, 500 w daytime, in spite of probable interference in some areas now served by WTTT Port Huron, Mich., and WSPD Toledo, Ohio. He held that the need of primary service in Lorain outweighed the interference to be suffered by WTTT and WSPD. Mr. Hutchison also found Mr. Schafitz financially qualified. His financial ability had been questioned by the Port Huron and Toledo objectors.

New ams granted by the Commission went to:

Phoenix, Ariz.—Q Broadcasting Co., 740 kc, 1 kw daytime, directional antenna. Frank S. Barc Jr., former manager of KRUX Glendale, Ariz., is president-50.2% owner of the new facility. His father, retired newspaperman, owns 8.3%; Stanley Worlund, former KRUX salesman, 8.3%; Katherine Boos 16.6%, and Carmon Myrick, electrical contractor, 16.6%.

Palmdale, Calif.—Palmdale Broadcasters, 1470 kc, 1 kw daytime. Sole owner Harold C. Singleton also owns KRTV Hillsboro, Ore., 52% of KTEL Walla Walla, Wash., and 14%, KITI Chehalis, Wash.

Cowan, Tenn.—Cumberland Broadcasting Co., 1440 kc, 1 kw day. Equal partners are James F. Spencer, engineer, WCDD Winchester, Tenn.; Frank Pearson Jr., automobile dealer, and Arthur D. Smith Jr., owner of WMTS Murfreesboro, Tenn.

St. George, Utah—St. George Broadcasting Co., 1450 kc, 250 w day. Jeanette B. Arment, sole owner, is a commercial artist.

Ripon, Wis.—Central Wisconsin Co., 1600 kc, 5 kw day directional. Principals are President Miriam B. Monroe, 6.25%; John F. Monroe Jr. 31.25%, Mary Ellen M. Schmitz 31.25% and Margaret Joanne Monroe 31.25%.

### Holtz Named Assoc. Gen. Counsel at FCC; Henley to Justice Dept.

EDGAR W. HOLTZ, assistant chief of the FCC Office of Opinions and Review, will become associate general counsel of the Commission Dec. 21. He succeeds J. Smith Henley, resigning to join the Dept. of Justice [CLOSED CIRCUIT Dec. 3].

Mr. Henley's assignment at the Justice Dept. is to head a new office set up to study and coordinate administrative procedure of government agencies.

### FCC Switched Policy in Miami, Ch. 7 Losers Charge in Court

DID the FCC switch on its diversification policy when it granted Miami, Fla., ch. 7 last January to a combination of Cox-Knight newspaper-radio interests plus Niles Trammell former NBC president? That was the question argued before a Washington federal court last week.

Unsuccessful applicants Sunbeam Television Corp., East Coast Corp. and South Florida Television Corp. charged the FCC with reversing its long-time policy of favoring non-newspaper owned applicants. The FCC and WCKT (TV) argued that the competing applicants received full credit for not being affiliated with other media of communications, but that the Cox-Knight-Trammell group was awarded major preferences in other areas which outweighed its disability on the diversification issues. The WCKT principals own separately the *Miami News* (Cox) and the *Miami Herald* (Knight). They also individually owned standard broadcast stations WIOD (now WCKR) and WQAM respectively. WQAM was sold to Todd Storz last summer for \$850,000—since the licensee of WCKR-WCKT (TV) could not own two stations in the same market under the FCC's duopoly rule.

The argument was heard by Circuit Judges Wilbur K. Miller, Charles Fahy and George T. Washington.

### Kaiser Gets Honolulu Ch. 13; New Mexico Translator Okayed

IN TWO television actions by the FCC last week Kaiser Hawaiian Village Television Inc. was granted ch. 13 in Honolulu, and Triple "S" Tv & Radio Clinic, Tucumcari, N. M., was authorized for a translator on ch. 80. The Tucumcari grant, protested by a local community tv cable firm, marked the Commission's first denial of objections by cable interests to translator service.

Still pending are objections to translator applications in Palm Springs, Calif., by a community tv system, and in Lewiston, Idaho, by a booster station.

The Honolulu firm is owned 75% by Henry J. Kaiser, industrialist, and 25% by Hal Lewis, Honolulu advertising representative and disc jockey, who will be executive vice president of the television firm. The new facility will operate with 12.9 kw visual power and cost an estimated \$133,653 to put on the air.

Triple "S" will use ch. 80 to rebroadcast ch. 4 KGNC-TV Amarillo, Tex., to an estimated 11,000 population.

### Webster to 'Doria' Committee

COMMODORE Edward M. Webster (U. S. Coast Guard, ret.), who retired as a member of the FCC last June, was named last week as one of a four-man committee of experts to aid a congressional committee in its investigation of safety problems raised by the July 25 collision on the high seas between the foreign liners *Stockholm* and *Andrea Doria*.

### Five Named in Suit

THE Justice Dept. filed an antitrust civil suit last week against five manufacturers of electrical resistance alloys, charging in Newark, N. J., federal court price fixing and restraint of trade. The defendants are Wilbur B. Driver Co., Driver-Harris Co.; Alloy Metal Wire Co.; Hoskins Manufacturing Co. and C. O. Jelliff Manufacturing Corp. Electrical resistance alloy products are used in radio-television receivers and industrial appliances.

### Court Order Stops Trust Fund Payment

TEMPORARY restraining order was issued last week by Los Angeles Superior Court Judge John J. Ford prohibiting national phonograph recording companies from paying money in excess of the basic recording royalty into the American Federation of Musicians' music performance trust fund.

The court declined to issue a similar restraint with respect to money paid to the trust fund by motion picture producers and television film distributors. The judge, however, ordered all defendants in two major suits brought against AFM by Local 47 musicians in Hollywood to show cause at a hearing Dec. 14 why receivers should not be appointed by the court to take charge of the money and an injunction issued pending formal trial of the two complaints.

A group of 91 musicians in Local 47 filed the first suit against James C. Petrillo's trust fund policies in the phonograph recording field several weeks ago and asked recovery of \$8,587,900 alleged to have been "diverted" by Mr. Petrillo to the trust fund. The suit was in behalf of 6,000 recording musicians throughout the U. S. [B•T, Nov. 26].

A fortnight ago the second pleading was presented to the court. This time 22 members of Local 47 in behalf of 2,400 musicians in the motion picture industry asked the court to recover nearly \$4.5 million alleged to have been "diverted" to the trust fund when old motion pictures were "re-scored" and sold for television release [B•T, Dec. 3].

The law suits stem from a revolt against Mr. Petrillo and national AFM policy which developed within Local 47 during the past year. A third suit involving AFM trust fund collections in the new tv field is expected to be filed soon.

### N. Y. State Mediator to Hear WNBF-AM-TV, NABET Views

IN AN EFFORT to settle a 10-day-old strike at WNBF-AM-TV Binghamton, N. Y., representatives of management and of Local 26, National Assn. of Broadcast Engineers & Technicians, will meet this week with a member of the New York State Mediation Board.

Thirty-four announcers, engineers and technicians walked off the job Dec. 1 after rejecting an offer for a new three-year contract by management largely over wages and fringe benefits. The stations have maintained their broadcasts schedules without interruption through the use of supervisory personnel, according to George Dunham, general manager.

Mr. Dunham said the station had offered wage increases of up to \$22 per week, to recognize the union shop and grant certain fringe benefits. He added no sessions have been held with the union since the strike began.

Arthur Ferrare, president of the local and an audio engineer-projectionist at the stations, claimed the dispute began when Tri-angle Publications bought the stations and