

show that it may lose its intellectual property protection because of the Commission's public process; that the damage to its intellectual property is likely to be more significant than in other contexts, such as the patent process; and that the guarantee of a license is a significant factor in its ability to capture the rewards from its innovation. This demonstration will be required even if the Commission has not determined at the time a pioneer's preference request is filed whether assignments in the proposed service will be made by competitive bidding.

* * * * *

(k) This section, along with the other pioneer's preference rules specified in §§ 0.241(f) and 5.207 of this chapter, will cease to be effective on September 30, 1998.

[FR Doc. 95-14945 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 92-59; RM-7923, RM-8042]

Radio Broadcasting Services; Bradenton and High Point, FL

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: The Commission denies a Petition for Reconsideration filed by ECI License Company, L.P. of the action taken by the Chief, Allocations Branch, in MM Docket No. 92-59 substituting Channel 278C for Channel 278C1 at Bradenton, Florida. See 58 FR 21259 (April 20, 1993). Petitioner argues that there is no location within the fully-spaced site zone for Channel 278C that will accommodate a tower sufficiently high to meet the minimum spacing and coverage requirements for a Class C station. The Chief, Policy and Rules Division, Mass Media Bureau, denies the petition based on the fact that ECI raises no new issues or arguments that were not addressed previously in this proceeding.

EFFECTIVE DATE: June 20, 1995.

FOR FURTHER INFORMATION CONTACT: Jane Hinckley Halprin, Mass Media Bureau, (202) 776-1653.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Memorandum Opinion and Order*, MM Docket No. 92-59, adopted June 7, 1995, and released June 14, 1995. The full text of this decision is available for public inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW.,

Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-15050 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 93-136; RM-8161, RM-8309, RM-8310]

Radio Broadcasting Services; Clewiston, Fort Myers Villas, Indiantown, Jupiter, Key Colony Beach, Key Largo, Marathon, and Naples, FL

AGENCY: Federal Communications Commission.

ACTION: Final rule; petitions for reconsideration.

SUMMARY: The Commission grants a Petition for Reconsideration filed by Key Chain, Inc. of the action taken by the Acting Chief of the Allocations Branch in MM Docket No. 93-136 denying any reimbursement to Key Chain for reasonable costs incurred in changing channels within its class to accommodate an amendment of the Commission's FM Table of Allotments sought by another party. See 59 FR 43064 (August 22, 1994). The Commission hereby allows partial reimbursement to Key Chain. The Commission also denies a Petition for Reconsideration filed by Amaturio Group, Ltd., WUSV, Inc., and Jupiter Broadcasting Corporation, and finds that the particular amendment of the Table of Allotments ordered by the Commission was necessary and warranted by credible evidence.

EFFECTIVE DATE: June 20, 1995.

FOR FURTHER INFORMATION CONTACT: Robert B. Somers, Mass Media Bureau, (202) 776-1653.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Memorandum Opinion and Order*, MM Docket No. 93-136, adopted June 5, 1995, and released June 14, 1995. The full text of this Commission decision is available for public inspection and copying during normal business hours in the FCC Reference Center (Room

239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-15048 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 90-550; RM-7345]

Radio Broadcasting Services; Lafayette, LA

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for reconsideration.

SUMMARY: The Commission dismisses a Petition for Reconsideration filed by C.R. Crisler. Crisler sought reconsideration of the action taken by the Chief, Allocations Branch in MM Docket No. 90-550, in which Lafayette FM Joint Venture ("LFMJV"), the permittee of Station KRRQ(FM) in Lafayette, Louisiana, was granted an upgrade of its station from Channel 238A to 238C2. 57 FR 45002 (Sept. 30, 1992). The Commission denied Crisler's petition in that it failed to raise arguments that warranted denying an upgrade of LFMJV's station.

EFFECTIVE DATE: June 20, 1995.

FOR FURTHER INFORMATION CONTACT: Charles W. Logan, Mass Media Bureau, (202) 776-1653.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Memorandum Opinion and Order*, MM Docket No. 90-550, adopted June 5, 1995, and released June 14, 1995. The full text of this Commission decision is available for public inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-15049 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 93-164; RM-8248]

Radio Broadcasting Services; Williamstown, WV

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of James Phillips, allots Channel 245A at Williamstown, West Virginia, as its first local aural transmission service. See 58 FR 34026, June 23, 1993.

Channel 245A can be allotted to Williamstown in compliance with the Commission's minimum distance separation requirements with a site restriction of 6.9 kilometers (4.3 miles) southwest to avoid a short-spacing to Station WRRK(FM), Channel 245A, Braddock, Pennsylvania. The coordinates for Channel 245A at Williamstown are North Latitude 39-22-18 and West Longitude 81-31-04. Since Williamstown is located within 320 kilometers (200 miles) of the U.S.-Canadian border, Canadian concurrence has been obtained. With this action, this proceeding is terminated.

DATES: Effective July 31, 1995. The window period for filing applications for Channel 245A at Williamstown, West Virginia, will open on July 31, 1995, and close on August 31, 1995.

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 93-164, adopted June 6, 1995, and released June 14, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: Sections 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under West Virginia, is amended by adding Williamstown, Channel 245A.

Federal Communications Commission.

John A Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-15045 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-F

47 CFR Part 73

[MM Docket No. 94-138; RM-8542]

Radio Broadcasting Services; Ketchikan, AK

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 260A to Ketchikan, Alaska, as that community's third local FM service, in response to a petition for rule making filed on behalf of TLP Communications, Inc. See 59 FR 62390, December 5, 1994. Coordinates used for Channel 260A at Ketchikan are 55-20-30 and 131-38-48. With this action, the proceeding is terminated.

DATES: Effective July 31, 1995. The window period for filing applications on Channel 260A at Ketchikan, Alaska, will open on July 31, 1995, and close on August 31, 1995.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 260A at Ketchikan, Alaska, should be addressed to the Audio Services Division, FM Branch, (202) 418-2700.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 94-138, adopted June 7, 1995, and released June 14, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased

from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, located at 1919 M Street, NW., Room 246, or 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Alaska, is amended by adding Channel 260A at Ketchikan.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-15051 Filed 6-19-95; 8:45 am]

BILLING CODE 6712-01-F

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 217 and 227

[Docket No. 950427119-5152-04; I.D. 061295B]

RIN 0648-AH98

Sea Turtle Conservation: Restrictions Applicable to Shrimp Trawling Activities; Additional Turtle Excluder Device Requirements Within Certain Fishery Statistical Zones

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Temporary additional restrictions on fishing by shrimp trawlers in the nearshore waters off Georgia to protect sea turtles; request for comments.

SUMMARY: NMFS is imposing, for a 30-day period, additional restrictions on shrimp trawlers fishing in the Atlantic Area in offshore waters out to 10 nautical miles (nm)(18.5 km) from the COLREGS line, between 30°45' N. lat. and 32°03' N. lat. This area includes nearshore waters in NMFS fishery statistical Zone 31, a small part of the southern portion of statistical Zone 32,