

**47 CFR Part 73**

[MM Docket No. 95-92; DA 95-1711]

**Review of the Commission's Regulations Governing Programming Practices of Broadcast Television Networks and Affiliates****AGENCY:** Federal Communications Commission.**ACTION:** Proposed rule; extension of comment period.

**SUMMARY:** The Commission granted a 30-day extension of time to file comments and reply comments in the above proceeding in response to a request filed by the Network Affiliated Stations Alliance for a 60-day extension. The rulemaking seeks comment on five Commission rules governing programming practices between networks and their affiliates. See *Notice of Proposed Rule Making* in MM Docket No. 95-92, FCC 95-254 (released June 15, 1995), 60 FR 35369 (July 7, 1995).

**DATES:** Comments are now due on September 28, 1995; reply comments are due October 27, 1995.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Jane Hinckley Halprin ((202) 776-1653) or Robert Kieschnick ((202) 739-0764).

**SUPPLEMENTARY INFORMATION:****Order Granting Extension of Time**

Adopted: August 2, 1995.  
Released: August 3, 1995.

1. On June 15, 1995, the Commission initiated a rulemaking proceeding reexamining the Commission's rules governing programming practices of networks and their affiliates—specifically the right to reject rule, the time option rule, the exclusive affiliation rule, the dual network rule and the network territorial exclusivity rule. *Notice of Proposed Rule Making* in MM Docket No. 95-92, FCC 95-254 (released June 15, 1995), 60 FR 35369 (July 7, 1995). Comments were due August 28, 1995, and reply comments were due September 27, 1995.

2. On July 17, 1995, the Network Affiliated Stations Alliance (NASA) filed a motion seeking a 60-day extension of time to file comments and reply comments. NASA contends that additional time is necessary to compile the substantial economic data required to properly assess the rules at issue. Further, NASA submits that given the length of time these rules have been in place and the breadth of the proposals in the *Notice*, an extension of 60 days is reasonable.

3. As set forth in § 1.46 of the Commission's rules, 47 CFR 1.46, it is our policy that extensions of time for filing comments in rulemaking proceedings shall not be routinely granted. We do not agree that a 60-day extension is warranted in this case. We are persuaded by petitioner, however, that some extension of time is necessary to enable parties to carefully compile a complete record regarding the complex issues raised in this proceeding. We will therefore extend the comment and reply comment deadlines by 30 days.

4. Accordingly, it is ordered that the Motion for Extension of Time filed in MM Docket No. 95-92 by the Network Affiliated Stations Alliance is granted to the extent indicated above.

5. It is further ordered that the time for filing comments in the above-captioned proceeding is extended to September 28, 1995, and the time for filing reply comments is extended to October 27, 1995.

6. This action is taken pursuant to authority found in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r), and §§ 0.204(b), 0.283, and 1.45 of the Commission's rules, 47 CFR 0.204(b), 0.283, and 1.45.

Federal Communications Commission.

**Roy J. Stewart,***Chief, Mass Media Bureau.*

[FR Doc. 95-19703 Filed 8-9-95; 8:45 am]

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**47 CFR Part 73**

[MM Docket No. 95-126, RM-8671]

**Radio Broadcasting Services; Denison-Sherman, Paris, Jacksboro, TX, and Madill, OK****AGENCY:** Federal Communications Commission.**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition by Hunt Broadcasting, Inc., licensee of Station KDVE(FM), Channel 269C3, Denison-Sherman, Texas, seeking the substitution of Channel 269C1 for Channel 269C3 and modification of its license to specify the higher powered channel. To accommodate the allotment of Channel 269C3 at Denison-Sherman, we also propose to substitute Channel 282C2 for Channel 270C2 at Paris, Texas, and the modification of Station KBUS(FM)'s license; the substitution of Channel 273A for Channel 272A at Madill, Oklahoma, and the modification of Station KMAD(FM)'s license; and the substitution of Channel 252A for

Channel 269A as well as, a change of site for Station KAIH(FM at Jacksboro, Texas, and modification of Station KAIH(FM) construction permit accordingly. See Supplemental Information, *infra*.

**DATES:** Comments must be filed on or before September 25, 1995, and reply comments on or before October 10, 1995.

**ADDRESSES:** Federal Communications Commission, Washington, D.C. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Joseph P. Benkert, 1610 Wynkoop Street, Suite 200, Denver, Colorado 80202-1196 (Counsel for Petitioner).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. , adopted July 25, 1995, and released August 4, 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 contractor, ITS, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Channels 269C1, 282C2, 252A, and 273A can be allotted to Denison-Sherman, Paris, Jacksboro, Texas, and Madill, Oklahoma, in compliance with the Commission's minimum distance separation requirements. Channel 269C1 can be allotted to Denison-Sherman without the imposition of a site restriction. The coordinates for Channel 269C1 at Denison-Sherman are 33-41-39 and 96-34-38. The coordinates for Channel 252A at Jacksboro, Texas, are 33-14-26 and 98-11-16. The coordinates for Channel 282C2 at Paris, Texas, are 33-45-04 and 95-24-51. The coordinates for Channel 273A at Madill, Oklahoma, are 34-06-24 and 96-46-30.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**Douglas W. Webbink,**

*Chief, Policy and Rules Division, Mass Media Bureau.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Chapter VI

[I.D. 071095A]

#### South Atlantic Fishery Management Council; Postponement of Public Hearings

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

**ACTION:** Postponement of public hearings.

**SUMMARY:** On July 19, 1995, the South Atlantic Fishery Management Council (Council) proposed to hold public hearings to solicit comments on management measures for a new Fishery Management Plan for Golden Crab (FMP). Due to inclement weather from Hurricane "Erin," the hearings in the Florida area had to be cancelled and rescheduled.

**DATES:** Written comments regarding the issues being discussed at the rescheduled hearings will be accepted through August 18, 1995.

The hearings are rescheduled as follows:

1. Tuesday, August 15, 1995, 7:00 p.m., Cocoa Beach, FL;
2. Wednesday, August 16, 1995, 7:00 p.m., Fort Lauderdale, FL; and
3. Thursday, August 17, 1995, 7:00 p.m., Marathon, FL.

**ADDRESSES:** To send comments, and to request copies of public hearing documents, write to: Robert K. Mahood, Executive Director, South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, SC 29407-4699. The hearings will be held at the following locations:

1. Cocoa Beach—Holiday Inn, 1300 N. Atlantic Avenue, Cocoa Beach, FL 32931; telephone (407) 783-2271;
2. Fort Lauderdale—Sheraton Design Center Hotel, 1825 Griffin Road, Dania,

FL 33004; telephone (305) 920-3500; and

3. Marathon—Hawk's Cay Resort, MM61, Duck Key, FL 33050; telephone (305) 743-7000.

**FOR FURTHER INFORMATION CONTACT:**

Robert K. Mahood, (803) 571-4366; Fax: (803) 769-4520.

**SUPPLEMENTARY INFORMATION:** Notice of the public hearings on golden crab was published in the **Federal Register** on July 19, 1995 (60 FR 37044). The hearings in the Florida area were scheduled for August 1, 2, and 3, but were cancelled due to hurricane Erin. The hearing in Charleston, SC, will remain as originally scheduled on August 7, 1995. The Council is also informing persons of the rescheduling via news releases distributed through the local media.

The Council hearings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Council office by July 18, 1995 (see **ADDRESSES**).

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: August 4, 1995.

**Richard W. Surdi,**

*Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.*

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#### 50 CFR Part 646

[I.D. 072895E]

#### The Snapper-Grouper Fishery and other Finfish Fisheries of the South Atlantic; Public Scoping Meetings

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

**ACTION:** Notice of public scoping meetings.

**SUMMARY:** The South Atlantic Fishery Management Council (Council) is holding public scoping meetings to solicit comments on: The sale of fish (all species) caught under the recreational bag limits established by the Council's fishery management plans (FMPs); and on the issue of recreational catch and the commercial bycatch of wreckfish under the FMP for the Snapper-Grouper Fishery of the South Atlantic. See the **SUPPLEMENTARY INFORMATION** section for additional information on the scoping meetings.

**DATES:** The public scoping meetings are scheduled to begin at 6:30 p.m. on

Monday, August 21, 1995, in Charleston, SC.

**ADDRESSES:** The public scoping meetings will be held in conjunction with the South Atlantic Council public meetings at the Town and Country Inn, 2008 Savannah Highway, Charleston, SC 29407; telephone (1-800) 334-6660.

Requests for copies of public scoping documents should be sent to the Council at the following address: South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, SC 29407-4699.

**FOR FURTHER INFORMATION CONTACT:**

Robert K. Mahood, Council Executive Director; telephone: (803) 571-4366; fax: (803) 769-4520.

**SUPPLEMENTARY INFORMATION:** A public scoping meeting will be held to solicit comments on the sale of fish caught under the recreational bag limit (all species). The Council has considered this issue on numerous occasions over the past several years, and both commercial and recreational fishermen have expressed concerns about this matter. Currently, all of the Council's FMPs allow for the sale of fish taken under a legal bag limit. The issue regarding the sale of fish caught under bag limits involves several considerations including: (1) The definitions of recreational and commercial fishermen; (2) the ethical question of a "recreational" fisherman selling his catch; and (3) the impacts of selling fish caught under an FMP-established bag limit on an FMP-established commercial quota for the same species. The Council will consider prohibiting the sale of fish by recreational anglers. The Council is inviting and will consider the views of recreational and commercial fishermen and other interested persons on this matter prior to taking any formal and final action; the Council is particularly interested in hearing about the possible impacts of prohibiting the sale of recreationally-caught fish.

The Council will also hold a public scoping meeting to solicit comments on wreckfish caught by recreational fishermen and on the commercial bycatch of wreckfish outside of the Blake Plateau. Amendments 3 and 4 to the FMP for the Snapper-Grouper Fishery of the South Atlantic (Snapper-Grouper FMP) established a management program for wreckfish in the South Atlantic region. A regulatory adjustment framework measure was also included in the Snapper-Grouper FMP allowing the Council to set total allowable catch (TAC) each year and at the same time consider other management changes or options.