

by Sampit Broadcasting proposing the allotment of Channel 289A at Sampit, South Carolina (RM-8706). The Commission finds that the Kiawah and Sampit proposals are technically and/or legally deficient, and are therefore not grantable. With action this action, proceeding is terminated.

**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. 94-70, adopted July 17, 1996, and released July 19, 1996. 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.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 96-20709 Filed 8-13-96; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 96-161; RM-8842]

#### Radio Broadcasting Services; Carlisle, Irvine and Morehead, KY

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition jointly filed by James P. Gray, Kentucky River Broadcasting Company, and WMOR, Inc., proposing the substitution of Channel 221C3 for Channel 264A at Carlisle, Kentucky; the substitution of Channel 264C3 for Channel 291A at Irvine, Kentucky; the substitution of Channel 291C3 for Channel 221A at Morehead, Kentucky, and the modification of the stations' respective licenses accordingly. Channel 221C3 can be allotted to Carlisle in compliance with the Commission's minimum distance separation requirements with a site restriction of 13.1 kilometers (8.1 miles) east. The coordinates for Channel 221C3 at Carlisle are North Latitude 38-17-42 and West Longitude 83-52-32.

Channel 264C3 can be allotted to Irvine with a site restriction of 7.7 kilometers (4.8 miles) west to avoid short-spacings to the licensed sites of Station WWYC(FM), Channel 261C2, Winchester, Kentucky, and Station WSGS(FM) Channel 266C, Hazard, Kentucky. The coordinates for Channel 264C3 at Irvine are North Latitude 37-43-27 and West Longitude 84-02-38. See Supplementary Information, *infra*.

**DATES:** Comments must be filed on or before September 23, 1996, and reply comments on or before October 8, 1996.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: John S. Neely, Esq., Miller & Miller, P.C., P.O. Box 33003, Washington, DC 20033 (Counsel for Petitioners).

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-161, adopted July 26, 1996, and released August 2, 1996. 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 contractor, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

Channel 291C3 can be allotted to Morehead with a site restriction of 3.6 kilometers (2.3 miles) west to avoid a short-spacing to the licensed site of Station WMST-FM, Channel 288A, Mount Sterling, Kentucky. The coordinates for Channel 291C3 at Morehead are North Latitude 38-11-17 and West Longitude 83-28-37. In accordance with Section 1.420(g)(3) of the Commission's Rules, these proposals constitute "incompatible channels swaps." Therefore, any persons expressing interest in the respective channels should demonstrate why these proposals are not "incompatible channel swaps" such that their expressions of interest are foreclosed.

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.

John A. Karousos,

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

[FR Doc. 96-20642 Filed 8-13-96; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 96-141; RM-8835]

#### Radio Broadcasting Services; Lupton, MI

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Bible Baptist Church requesting the allotment of Channel 272A to Lupton, Michigan, and reservation of the channel for noncommercial educational use. The coordinates for Channel \*272A at Lupton are 44-30-25 and 84-08-12. There is a site restriction 12.2 kilometers (7.6 miles) northwest of the community. Canadian concurrence will be requested for this allotment.

**DATES:** Comments must be filed on or before September 9, 1996, and reply comments on or before September 24, 1996.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Dennis F. Begley, Reddy, Begley & McCormick, 1001 - 22nd Street, NW., Suite 350, Washington, DC 20037-1803.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-141, adopted July 12, 1996, and released July 19, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the