

prospects, (2) discovery, (3) issues in dispute, (4) a schedule for the remainder of the proceeding. The parties would be required to reduce to a joint, written statement their agreements and remaining disputes regarding these matters, and submit it to the Commission two days in advance of the status conference. The parties also would be required to agree to a joint statement of stipulated facts, disputed facts and key legal issues, which also would be submitted to the Commission two days before the status conference. Comment is invited on imposing these requirements for the initial status conference in a 60-day process. Additionally, comment is invited on the nature of the briefing schedule, if any, that the Task Force should set at the initial status conference.

(vii) Damages. Given the fact that adjudications of damages would be extremely difficult to complete within a 60-day time frame, commenters should address whether the Accelerated Docket should be restricted to bifurcated, liability claims, with damages claims to be handled separately under the procedures set out in the Complaint R&O.

(viii) Other Issues. Commenters are invited to address whether any other rules should be specifically tailored to accommodate a 60-day, hearing-type adjudication process.

(ix) Review by the Commission. To satisfy statutory requirements for the disposition of certain categories of complaints, it likely would be necessary in Accelerated Docket proceedings, for all briefing on any petition seeking review of an initial decision by the Task Force to be completed between 20 and 30 days of the decision's release. Also under consideration is the possibility of *en banc* oral argument before the Commission for Accelerated Docket proceedings in which the Commission does not summarily adopt the initial Task Force decision. Comment is sought on issues relating to this type of review process for initial decisions in the Accelerated Docket.

5. Comments should be filed on or before January 12, 1998. There will be no reply comments. Commenters should organize their comments under the numbered paragraph headings set out above. Interested parties must file an original and four copies of their comments with the Office of the Secretary, Federal Communications Commission, Room 222, 1919 M Street, N.W., Washington, D.C. 20554. Additionally, commenters are asked to submit two copies each directly to: (1)

The Enforcement Task Force, Office of General Counsel, Federal Communications Commission, Room 650-L, 1919 M Street, N.W., Washington, D.C. 20554 and (2) The Enforcement Division, Common Carrier Bureau, Federal Communications Commission, Room 6120, 2025 M Street, N.W., Washington, D.C. 20554.

6. Comments should be clearly labeled with CC Docket No. 96-238. Parties also should send comments to the Commission's copy contractor, International Transcription Service, 1231 20th Street, N.W., Washington, D.C. 20036. Comments will be available for public inspection during regular business hours in the FCC Reference Center, Room 239, 1919 M Street, N.W., Washington, D.C. 20554.

7. Parties are also asked to submit comments on diskette. Such diskette submissions will be in addition to, and not a substitute for, the formal filing requirements set out above. Parties submitting diskettes, should submit them to Jeffrey H. Dygert, Common Carrier Bureau, Enforcement Division, Room 6120, 2025 M Street, N.W., Washington D.C. 20554. Comments on diskette should be submitted in "read only" mode in WordPerfect 5.1 for Windows. The diskette should be clearly labelled with the party's name, proceeding and date of submission. The diskette should be accompanied by a cover letter.

List of Subjects in 47 CFR Part 1

Administrative practice and procedure, Communications common carriers, Investigations, Penalties.

Federal Communications Commission.

A. Richard Metzger, Jr.,

Chief, Common Carrier Bureau.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-239, RM-9195]

Radio Broadcasting Services; Otter Creek, FL

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition filed by Tony Downes proposing the allotment of Channel 240A to Otter Creek, Florida, as that community's first local broadcast

service. There is a site restriction 9.8 kilometers (6.1 miles) south west of the community. The coordinates for Channel 240A are 29-16-52 and 82-51-42.

DATES: Comments must be filed on or before February 2, 1998, and reply comments on or before February 17, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Tony Downes, 3092 SW Harbor Hills Road, Dunnellon, Florida 34431.

FOR FURTHER INFORMATION CONTACT:

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-239, adopted November 26, 1997, and released December 12, 1997. 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 Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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* contact.

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.

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