

the facilities specified herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the USA-Canadian FM Broadcast Agreement.”

#### 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—RADIO BROADCAST SERVICES

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

**Authority:** 47 U.S.C. 54, 303, 334, and 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 257C1 at Aberdeen; removing Channel 271C3 and adding Channel 257C1 at Elma; and by adding Montesano, Channel 271C2.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-10700 Filed 4-30-01; 8:45 am]

BILLING CODE 6712-01-P

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA No. 01-879; MM Docket No. 00-54; RM-9835 & RM-9907]

##### Radio Broadcasting Services; Bogata, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** Bogata Broadcasting Company (“BBC”) filed a Petition for Reconsideration of the Report and Order which allotted Channel 263A to Bogata, Texas. See 65 FR 67655, November 13, 2000. BBC has withdrawn its interest in Channel 263A at Bogata and requests that the allotment be rescinded. Action in this document grants the Petition for Reconsideration, deleting Channel 263A and Bogata from the FM Table of Allotments. With this action, this proceeding is terminated.

**DATES:** Effective May 21, 2001.

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

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission’s Report

and Order, MM Docket No. 00-54, March 28, 2001, and released April 6, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission’s Reference Center, 445 12th Street, SW, 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.

#### 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:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 263A and Bogata.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-10701 Filed 4-30-01; 8:45 am]

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#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 01-927; MM Docket No. 00-166; RM-9951; RM-10015; RM-10016]

##### Radio Broadcasting Services; Wickenburg, Bagdad and Aguila, AZ

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document allots Channel 242C3 to Wickenburg, Arizona, as that community’s third local FM service, in response to a petition for rule making filed on behalf of Wickenburg Broadcasting. See 65 FR 56857, September 20, 2000. In response to a counterproposal filed on behalf of Bagdad Broadcasting Company, this document also allots Channel 246C3 to Bagdad, Arizona, as that community’s second local FM service (RM-10015). Additionally, in response to a counterproposal filed on behalf of Circle S Broadcasting Co., Inc., this document allots Channel 297C3 to Aguila,

Arizona, as that community’s first local aural service (RM-10016) and partially denies the Circle S counterproposal to the extent it also requested modification of its Station KSWG(FM), Channel 231C3, Wickenburg to specify operation on Channel 242C3 at Wickenburg. Coordinates used for Channel 242C3 at Wickenburg are 34-01-01 NL; 112-41-46 WL; coordinates for Channel 246C3 at Bagdad are 34-36-11 NL; 113-12-04 WL; coordinates used for Channel 297C3 at Aguila are 33-56-34 NL; 113-10-24 WL. As Wickenburg, Bagdad and Aguila are all located within 320 kilometers (199 miles) of the US-Mexico border, concurrence of the Mexican government has been requested for Channels 242C3, 246C3 and 297C3, respectively, at those communities but has not been received. Therefore, if construction permits are granted for the specified channels at Wickenburg, Bagdad and Aguila prior to receipt of final notification by the Mexican government, the authorizations will include the following condition: “Operation with the facilities specified herein is subject to modification, suspension or termination without right to a hearing if found by the Commission to be necessary in order to conform to the 1992 USA-Mexico FM Broadcast Agreement, or if specifically objected to by Mexico.” With this action, this docketed proceeding is terminated.

**DATES:** Effective May 29, 2001. Filing windows for Channel 242C3 at Wickenburg, Arizona, Channel 246C3 at Bagdad, Arizona, and Channel 297C3 at Aguila, Arizona, will not be opened at this time. Instead, the issue of opening those allotments for auction will be addressed by the Commission in a subsequent Order.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission’s Report and Order, MM Docket No. 00-166, adopted April 4, 2001, and released April 13, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC’s Reference Information Center (Room CY-A257), 445 Twelfth Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission’s copy contractor, International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800.

#### 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—RADIO BROADCAST SERVICES**

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

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Arizona, is amended by adding Aguila, Channel 297C3; adding Channel 246C3 at Bagdad; and adding Channel 242C3 at Wickenburg.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-10704 Filed 4-30-01; 8:45 am]

**BILLING CODE 6712-01-P**

### **FEDERAL COMMUNICATIONS COMMISSION**

#### **47 CFR Part 73**

[DA 01-929; MM Docket No. 98-155, RM-9082, RM-9133]

#### **Radio Broadcasting Services; Alva, Mooreland, Tishomingo and Tuttle, OK**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document denies a Petition for Reconsideration filed by Ralph Tyler directed to the *Report and Order* in this proceeding which denied his proposal for to reallocate Channel 259C3 from Tishomingo to Tuttle, Oklahoma, and modify his Station KTSH license to specify Tuttle as the community of license. See 65 FR 82296, December 28, 2000. With this action, the proceeding is terminated.

**DATES:** Effective May 1, 2001.

**FOR FURTHER INFORMATION CONTACT:** Robert Hayne, Mass Media Bureau (202) 418-2177.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Memorandum Opinion and Order* in MM Docket No. 98-155, adopted April 4, 2001, and released April 13, 2001. The full text of this decision is available for inspection and copying during normal business hours in the FCC Reference Information Center at Portals II, CY-A257, 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service,

Inc., (202) 857-3805, 1231 M Street, NW., Washington, DC 20036.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-10703 Filed 4-30-01; 8:45 am]

**BILLING CODE 6712-01-P**

### **FEDERAL COMMUNICATIONS COMMISSION**

#### **47 CFR Part 73**

[DA 01-930; MM Docket No. 89-120, RM-6701, 6999, 7000, 7001]

#### **FM Broadcasting Services; Northwye, Cuba, Waynesville, Lake Ozark, and Eldon, MO**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; petition for reconsideration.

**SUMMARY:** In MM Docket No. 89-120, the Commission dismissed as moot the petition for reconsideration filed by Lake Broadcasting, Inc., licensee of Station KBMX(FM), Channel 270A (101.9 MHz), Eldon, Missouri, and grantee of the construction permit for Station KFYE (FM), Channel 271A (102.1), Cuba, Missouri. Lake had requested reconsideration of the Report and Order, 57 FR 6561, published February 26, 1992. The Commission dismissed Lake's petition for reconsideration following the denial of certiorari by the U.S. Supreme Court in Lake's appeal of the revocation of its licenses and construction permits. See *Contemporary Media, Inc., et al., v. Federal Communications Commission*, 214 F. 3d 187 (D.C. Cir 2000), cert. denied, 532 U.S. \_\_\_\_ (2001). Michael Rice, Lake's sole owner and president, had been convicted of the felonies of deviate sexual conduct and sodomy of minors. Lake and other licensees owned or controlled by Rice also made repeated misrepresentations to the Commission as to Rice's continued involvement with their stations. With this action, the proceeding is terminated.

**DATES:** Effective May 1, 2001.

**FOR FURTHER INFORMATION CONTACT:** J. Bertron Withers, Jr., Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Memorandum Opinion and Order, MM Docket 89-120, adopted April 4, 2001, and released April 13, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours

in the Commission's Reference Information Center (room CY-A257), 445 12th Street, SW., Washington, DC 20554. The complete text of this decision may be also purchased from the Commission's copy contractor, International Transcription Service, 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 01-10702 Filed 4-30-01; 8:45 am]

**BILLING CODE 6712-01-P**

### **FEDERAL COMMUNICATIONS COMMISSION**

#### **47 CFR Part 73**

[MM Docket No. 00-10; FCC 01-123]

**RIN 3060-AH39**

#### **Establishment of a Class A TV Service**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document implements the Community Broadcasters Protection Act of 1999, which directs the FCC to establish a Class A television service to provide a measure of primary status to certain low-power television stations. This document addresses a wide range of issues related to the implementation of the statute, including the protected service area of Class A stations, Class A interference protection requirements vis a vis other TV stations, eligibility criteria for Class A status, common ownership restrictions applicable to Class A stations, the treatment of modification applications filed by Class A licensees, and general operating requirements.

**DATES:** Effective May 31, 2001, except for 47 CFR 73.1545(e), which contains information collection requirements that have not been approved by OMB. The Federal Communications Commission will publish a document in the **Federal Register** announcing the effective date.

**FOR FURTHER INFORMATION CONTACT:** Debra Sabourin, Policy and Rules Division, Mass Media Bureau, (202) 418-2130, or Keith Larson, Office of the Bureau Chief, Mass Media Bureau, (202) 418-2600.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Memorandum Opinion and Order on Reconsideration ("MO&O"), FCC 01-123, adopted April 5, 2001; released April 13, 2001. The full text of the