

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA No. 01-1018; MM Docket No. 92-214; RM-8062, 8144, 8145, 8146 & 8147]

**Radio Broadcasting Services; Columbia, Bourbon, Leasburg, Gerald, Dixon and Cuba, MO**

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** This document takes action on two separately filed petitions for reconsideration of the Report and Order in MM Docket No. 92-214. See 60 FR 62219, published December 5, 1995. The Commission dismissed as moot the petition for reconsideration filed by Lake Broadcasting, Inc., licensee of Station KBMX(FM), Channel 270A, Eldon, Missouri, and permittee for Station KFXE(FM), Channel 271A, Cuba, Missouri. 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.

The Commission also denies the petition for reconsideration filed by Central Missouri Broadcasting, Inc. Central Missouri failed to provide information demonstrating that the allotment of Channel 221A at Dixon, Missouri, was an unusable channel or that the public interest would be better served by the allotment of Channel 243A in lieu of Channel 221A at Dixon.

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

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Memorandum Opinion and Order, MM Docket No. 92-214, adopted April 16, 2001, and released April 20, 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.

Federal Communications Commission.

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

[FR Doc. 01-11177 Filed 5-3-01; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 01-1017; MM Docket No. 91-352; RM-7866]

**Radio Broadcasting Services; Ava, Branson and Mountain Grove, MO**

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** The Commission dismissed as moot the petition for reconsideration filed by Lake Broadcasting, Inc., licensee of Station KBMX(FM), Channel 270A, Eldon, Missouri, and permittee for Station KFXE(FM), Channel 271A, Cuba, Missouri. Lake has requested reconsideration of the *Report and Order*, 60 FR 62220, published December 5, 1995. 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.

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

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Memorandum Opinion and Order, MM Docket No. 91-352, adopted April 16, 2001, and released April 20, 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.

Federal Communications Commission.

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

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**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 01-968, MM Docket No. 00-134; RM-9922, RM-10023]

**Radio Broadcasting Services; Brighton and Stowe, VT**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** At the request of Linda A. Davidson, this document allots Channel 295A to Brighton, Vermont. This document also denies a counterproposal filed by Radio Vermont Classics, L.L.C. to upgrade Station WCVT, Channel 269A, Stowe, Vermont, to specify operation on Channel 269C3. See 65 FR 51575, published August 24, 2000. The reference coordinates for the Channel 295A allotment at Brighton, Vermont, are 44-49-44 and 71-54-45. Canadian concurrence in the allotment of this channel has been requested but not yet received. Therefore, if a construction permit is issued, it may be conditioned on concurrence from the Canadian government. A filing window for the Channel 295A allotment at Brighton, Vermont, will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent Order. With this action, the proceeding is terminated.

**DATES:** Effective June 5, 2001.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order* in MM Docket No. 00-134, adopted April 11, 2001, and released April 20, 2001. The full text of this decision is available for inspection and copying during normal business hours in the FCC's Reference Information