

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 02-160; MM Docket No. 90-189; RM-6904; RM-7114; RM-7186; RM-7415; RM-7298]

### Radio Broadcasting Services; Grass Valley and Jackson, CA

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule, application for review.

**SUMMARY:** This document dismisses an Application for Review filed by Nevada County Broadcasters, Inc. directed against a staff *Memorandum Opinion and Order* in this proceeding. See 64 FR 63258, Published November 19, 1999. This action is contingent on the concurrent grants of applications filed by Station KNCO, Grass Valley, California, (File No. BPH-20011025AAB), and Station KNGT, Jackson, California, (File No. BPH-20011024ABE), both proposing operation on Channel 232A. The reference coordinates for the Channel 232A at Grass Valley, California, are 39-14-44 and 120-57-52. The reference coordinates for the Channel 232A allotment at Jackson, California, are 38-24-44 and 120-35-32. With this action, the proceeding is terminated.

**DATES:** Effective February 5, 2002.

**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. 90-189, adopted January 16, 2002, and released January 18, 2002. The full text of this decision is available for inspection and copying during normal business hours in the FCC's 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 duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

### 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 and 336.

### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under California, is amended by removing Channel 231A and adding Channel 232A at Grass Valley.

3. Section 73.202(b), the Table of FM Allotments under California, is amended by removing Channel 232B1 and adding Channel 232A at Jackson.

Federal Communications Commission.

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

[FR Doc. 02-2616 Filed 2-4-02; 8:45 am]

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 648

[Docket No. 010823216-2020-02; I.D. 071601A]

**RIN 0648-AP32**

### Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Delay of the Implementation Date of the Year-4 Default Management Measures for Small-Mesh Multispecies

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

**ACTION:** Final rule.

**SUMMARY:** NMFS amends the regulations that implement Amendment 12 to the Northeast Multispecies Fishery Management Plan (FMP) to change the date of the Year-4 default management measures for small-mesh multispecies (silver hake (whiting), red hake and offshore hake), from May 1, 2002, to May 1, 2003. Delaying the implementation date for an additional year is in conformance with the original intent of Amendment 12 to the FMP. As specified in the FMP, this action is necessary to provide at least 2 full years of data on the fishery so that the Whiting Monitoring Committee (WMC) can fully assess the effectiveness of the current management measures and recommend alternative default measures, if appropriate.

**DATES:** Effective March 7, 2002.

**ADDRESSES:** Copies of the Amendment 12 document, its Regulatory Impact Review (RIR), final Regulatory Flexibility Analysis (FRFA) and the Final Supplemental Environmental Impact Statement (FSEIS), and other supporting documents for Amendment 12 are available from Paul J. Howard, Executive Director, New England Fishery Management Council, 50 Water Street, The Tannery-Mill 2, Newburyport, MA 01950.

**FOR FURTHER INFORMATION CONTACT:** E. Martin Jaffe, Fishery Policy Analyst, at 978-281-9272.

**SUPPLEMENTARY INFORMATION:** The New England Fishery Management Council (Council) voted at its December 1998 meeting that May 1, 1999, would begin Year 1 of Amendment 12, with the expectation that the Amendment would be implemented by the autumn of 1999. The Council submitted its final version of Amendment 12 in April 1999. Based upon the Council's assumption of an autumn 1999 implementation date, the regulations implementing Amendment 12 specified that the Year-4 default measures would become effective on May 1, 2002. However, due to extensive review and revisions, the Amendment did not actually become effective until April 28, 2000. Thus, Year 1 of Amendment 12 was actually only 3 days in duration (April 28 - April 30, 2000), rather than 8 to 10 months, as originally anticipated by the Council. As a result, under the current regulations, the WMC would have less than 2 years of data to analyze, and only one opportunity to implement an annual adjustment before the default measures are scheduled to be implemented (May 1, 2002). This is not consistent with the Council's intent in Amendment 12. A proposed rule and request for comments was published in the **Federal Register** (66 FR 48020) on September 17, 2001. Details concerning the background of this action are discussed extensively in the preamble to the proposed rule and are not repeated here. In addition, copies of the analytical documents conducted in support of Amendment 12 upon which this action is based are available (see **ADDRESSES**).

### Comments and Responses

Comments on the proposed rule for this action were accepted through October 17, 2001. A total of 143 comments were received, all of which were from the commercial fishing industry; 141 were signed form letters. All 143 comments supported this action. This action is also strongly supported by both the New England and