

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

[DA 05-1304; MB Docket No. 04-428, RM-11124]

**Radio Broadcasting Services; Clatskanie, OR; Ilwaco and Long Beach, WA****AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

**SUMMARY:** The Audio Division, at the request of Portmeirion Partners allots Channel 225C3 at Clatskanie, Oregon, as the community's first local service. See 69 FR 75016, published December 15, 2004. Channel 225C3 can be allotted to Clatskanie, consistent with the minimum distance separation requirements of the Commission's rules at a restricted site located 21.5 kilometers (13.3 miles) north of the community. The reference coordinates for Channel 225C3 at Clatskanie are 46-17-44 North Latitude and 123-14-13 West Longitude. A filing window for Channel 225C3 at Clatskanie, Oregon will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order. To accommodate the Clatskanie allotment, the Audio Division orders the substitution of Channel 259A for Channel 224A at Long Beach, California, and modification of the license for Station KAQX(FM) to reflect the channel change. Additionally, the Audio Division orders the substitution of Channel 253A for Channel 259A at Ilwaco, Washington to facilitate the Long Beach channel substitution.

**DATES:** Effective June 20, 2005.**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.**FOR FURTHER INFORMATION CONTACT:** Helen McLean, Media Bureau, (202) 418-2738.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 04-428, adopted May 4, 2005, and released May 6, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center 445 Twelfth Street, SW., Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractors, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone

1-800-378-3160 or [www.BCPIWEB.com](http://www.BCPIWEB.com). The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A).

**List of Subjects in 47 CFR Part 73**

Radio, Radio broadcasting.

**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 Oregon, is amended by adding Clatskanie, Channel 225C3.

■ 3. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 259A and by adding Channel 253A at Ilwaco, and by removing Channel 224A and by adding Channel 259A at Long Beach.

Federal Communications Commission.

**John A. Karousos,***Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05-10235 Filed 5-24-05; 8:45 am]

**BILLING CODE 6712-01-P****FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 05-1307; MB Docket No. 04-299, RM-10958]

**Radio Broadcasting Services; Refugio, Sinton and Taft, TX****AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

**SUMMARY:** At the request of Amigo Radio, Ltd., licensee of Station KOUL(FM), Sinton, Texas, and Pacific Broadcasting of Missouri LLC, licensee of Station KTKY(FM), Taft, Texas, the Audio Division reallocates Channel 279C1 from Sinton to Refugio, Texas, and modifies the license of Station KOUL(FM) to reflect the change of community. See 69 FR 51414, August 19, 2004. The document also modifies the operating condition for Station KTKY(FM), Taft, Texas, to read: "Operation of Station KTKY(FM) on Channel 293C2 in Taft, Texas, including program test operation pursuant to Section 73.1620, will not be commenced until such time as express authorization from the Commission has been granted.

Such authorization will not be granted until operation has commenced on Station KOUL(FM) at Refugio and is subject to the continued operation by Station KOUL(FM) at Refugio." Channel 279C1 is reallocated at Refugio at Petitioners' proposed site, 33.8 kilometers (21 miles) southwest of the community at coordinates 28-02-07 NL and 97-26-11 WL. Because this site is within 320 kilometers (199 miles) of the U.S.-Mexico border, concurrence of the Mexican government has been requested for this allotment. However, notification from Mexico has not been received. Therefore, operation with the facilities specified for Refugio in this document 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 1992 USA-Mexico FM Broadcast Agreement or if specifically objected to by Mexico. As a result, the Station KTKY operation in Taft would also be subject to termination or suspension.

**DATES:** Effective June 27, 2005.**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.**FOR FURTHER INFORMATION CONTACT:**

Victoria M. McCauley, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 04-299, adopted May 11, 2005, and released May 13, 2005. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC's Reference Information Center, Portals II, 445 Twelfth Street, SW, Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW, Room CY-B402, Washington, DC 20054, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the General Accounting Office pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A).

**List of Subjects in 47 CFR Part 73**

Radio, Radio broadcasting.

■ 47 CFR Part 73 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 Texas, is amended by removing Channel 279C1 at Sinton and by adding Channel 279C1 at Refugio.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05-10238 Filed 5-24-05; 8:45 am]

**BILLING CODE 6712-01-P**

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

[DA 05-1301; MB Docket No. 04-436; RM-11112]

**Radio Broadcasting Services; Cannelton and Tell City, IN**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a *Notice of Proposed Rule Making*, 70 FR 775 (January 5, 2005) this *Report and Order* reallocates Channel 275C3, Station WLME(FM) ("WLME"), Cannelton, Indiana, to Tell City, Indiana, and modifies Station WLME's license accordingly. In addition, this *Report and Order* reallocates Channel 289A from Tell City to Cannelton, Indiana, and modifies Station WTCJ-FM's license accordingly. The coordinates for Channel 275C3 at Tell City, Indiana, are 37-50-52 NL and 86-36-18 WL, with a site restriction of 18.4 kilometers (11.4 miles) southeast of Tell City. The coordinates for Channel 289A at Cannelton are 37-48-13 NL and 86-48-57 WL, with a site restriction of 13.5 kilometers (8.4 miles) southwest of Cannelton.

**DATES:** Effective June 20, 2005.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Report and Order*, MB Docket No. 04-436, adopted May 4, 2005, and released May 6, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC, 20554. The document may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 1-

800-378-3160 or <http://www.BCPIWEB.com>. The Commission will send a copy of this Report and Order in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A).

**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 SERIES**

■ 1. The authority citation for Part 73 reads 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 Indiana, is amended by removing Channel 275C3 and by adding Channel 289A at Cannelton, and by removing Channel 289A and by adding Channel 275C3 at Tell City.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 05-10239 Filed 5-24-05; 8:45 am]

**BILLING CODE 6712-01-P**

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

[MB Docket No. 03-15; FCC 04-192]

**Second Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** The Federal Communications Commission has received Office of Management and Budget (OMB) approval for rules published at 69 FR 59500 (October 4, 2004). Therefore, the Commission announces that 47 CFR 73.1201(b)(1) and (c)(1) is effective July 1, 2005.

**DATES:** 47 CFR 73.1201(b)(1) and (c)(1) is effective July 1, 2005.

**SUPPLEMENTARY INFORMATION:** The Federal Communications Commission has received OMB approval for the station identification rule published at 69 FR 59500 (October 4, 2004). Through

this document, the Commission announces that it received this approval on April 14, 2005.

Pursuant to the Paperwork Reduction Act of 1995, Public Law 104-13, an agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. Notwithstanding any other provisions of law, no person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Questions concerning the OMB control numbers and expiration dates should be directed to Cathy Williams, Federal Communications Commission, (202) 418-2918 or via the Internet at [Cathy.Williams@fcc.gov](mailto:Cathy.Williams@fcc.gov).

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 05-10242 Filed 5-24-05; 8:45 am]

**BILLING CODE 6712-01-P**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 101**

[WT Docket No. 02-146; FCC 05-45]

**Allocations and Service Rules for the 71-76 GHz, 81-86 GHz, and 92-95 GHz Bands**

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** In this document, the Commission grants in part and otherwise denies a petition for reconsideration of the final rules concerning licensed use of the millimeter wave spectrum in the 71-76 GHz and 81-86 GHz bands. This action is intended to promote the private sector development and use of these bands.

**DATES:** Effective on June 24, 2005, except for the revision to 47 CFR 101.1523(b) which contains information collection requirements that have not been approved by the Office of Management and Budget (OMB). The revision to 47 CFR 101.1523(b) will be effective upon OMB approval. The Commission will publish a document in the **Federal Register** announcing the date of OMB approval.

**ADDRESSES:** In addition to filing comments with the Office of the Secretary, a copy of any comments on the Paperwork Reduction Act information collection requirements