

Discussion

7. The Bureau finds good cause to extend the June 30, 2009 registration deadline established in the *Second Internet-based TRS Order* and, therefore, the Bureau extends until November 12, 2009, the date after which VRS and IP Relay providers must stop completing non-emergency calls for unregistered users. The Bureau concludes that extending the deadline will ensure a more orderly transition to ten-digit numbering for users of Internet-based TRS. In particular, the Bureau is concerned that, despite the outreach and consumer education efforts already undertaken by the Commission and the Internet-based TRS providers, many users may remain uncertain about how the ten-digit numbering and E911 requirements will affect their use of Internet-based TRS and their rights and responsibilities under the new rules. See, e.g., *Joint Petition* at 6–9 (discussing several areas of customer confusion concerning the use of toll-free numbers, equipment and number porting, and misconceptions about the use of a single number for multiple services).

8. In addition, the Bureau has received recent data from some providers indicating that a majority of calls presently handled are not being made via a new ten-digit number. See, e.g., CSDVRS *Ex parte* letter, CG Docket No. 03–123 (June 11, 2009); Hamilton Relay, Inc. *Ex parte* letter, CG Docket No. 03–123, WC Docket No. 05–196 (June 11, 2009). Extending the end of the permissive calling period until November 12, 2009 will enable the Commission, as well as the providers, to conduct additional outreach and education addressing particular consumer concerns associated with the transition to ten-digit numbering for Internet-based TRS. And to the extent that there are technical concerns, as petitioners suggest, this additional time will allow them to be addressed.

9. The Bureau is not, however, persuaded that it should extend the June 30th deadline indefinitely, as petitioners request. As Sorenson notes in its *ex parte* filing, registering users for ten-digit numbers “is critical for public safety.” Sorenson Letter (May 12, 2009) at 4. In the *Second Internet-Based TRS Order*, the Commission found that “mandatory registration is critical to the effective handling of 911 calls.” An indefinite delay in implementation would come at the expense of enhanced emergency services for Internet-based TRS users. The Bureau believes that the extension granted here reasonably

balances the concerns raised in the Joint Petition against the public safety implications of further delay.

Ordering Clauses

Pursuant to the authority contained in sections 4(i) and 225 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 225, and §§ 0.141, 0.361, and 1.3 of the Commission’s rules, 47 CFR 0.141, 0.361, 1.3, document DA 09–1323 is *adopted*.

The June 30, 2009 Internet-based TRS registration deadline is extended until November 12, 2009. The Petition to Extend Relay Registration Deadline, filed by AT&T, Inc., CAC, CSDVRS, LLC, Hamilton Relay, Inc., Purple Telecommunications, Inc., Sprint Nextel Corporation, and Viable, Inc. on April 29, 2009 is *granted, in part, and denied, in part*, to the extent described herein.

Federal Communications Commission.

Mark Stone,

Deputy Chief, Consumer and Governmental Affairs Bureau.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 08–1840; MB Docket No. 08–227; RM–11493]

Radio Broadcasting Services; Batesville, Texas

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Audio Division grants a Petition for Rule Making issued at the request of Katherine Pyeatt, proposing the allotment of Channel 250A at Batesville, Texas, as its first local service. Channel 250A at Batesville can be allotted, consistent with the minimum distance separation requirements of the Commission’s Rules with the imposition of a site restriction located 11.4 kilometers (7.1 miles) east of the community at reference coordinates 28–58–27 NL and 99–30–12 WL.

DATES: Effective October 5, 2009.

ADDRESSES: Secretary, Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Rolanda F. Smith, Media Bureau, (202) 418–2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission’s Report and Order, MB Docket No. 08–227, adopted August 19, 2009, and released August 21, 2009. The Notice of Proposed Rule Making proposed the allotment of Channel 250A at Batesville, Texas. See 73 FR 76577, published December 17, 2008. The full text of this Commission document 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 also be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW, Room CY–B402, Washington, DC 20554, telephone 800–378–3160 or via the company’s website, <<http://www.bcpweb.com>>. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, see 44 U.S.C. 3506(c)(4). 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.

■ As stated in the preamble, the Federal Communications Commission amends 47 CFR part 73 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 Texas, is amended by adding

Batesville, Channel 250A.

Federal Communications Commission.

John A. Karousos,

Assistant Chief.

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