

FCC MAIL SECTION

Before the
Federal Communications Commission
Washington, D.C. 20554

MAY 18 11 00 AM '92

MM Docket No. 92-29

DISPATCHED BY

City
Washington, LouisianaChannel No.
284C3

In the Matter of

Amendment of Section 73.202(b), RM-7774
Table of Allotments,
FM Broadcast Stations.
(Washington, Louisiana)**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: May 6, 1992;

Released: May 15, 1992

By the Acting Chief, Allocations Branch:

1. At the request of Dee Broadcasting Corporation ("petitioner"), licensee of Station KNEK-FM, Channel 284A, Washington, Louisiana, the Commission has before it the *Notice of Proposed Rule Making*, 7 FCC Rcd 1672 (1992), proposing the substitution of Channel 284C3 for Channel 284A at Washington, Louisiana, and modification of Station KNEK-FM's license to specify operation on the higher powered channel. Petitioner filed comments stating its intention to apply for channel, if allotted. No other comments were received.

2. We believe the public interest would be served by the substitution of Channel 284C3 for Channel 284A at Washington, since it would provide the community with a wide coverage area FM service. Channel 284C3 can be allotted to Washington in compliance with the Commission's minimum distance separation requirements with a site restriction of 21.0 kilometers (13.0 miles) southwest to accommodate petitioner's desired site.¹ However, the issuance of a license for Channel 284C3 may be withheld until Station KROF-FM, Channel 285A, Abbeville, Louisiana, and Station KICR-FM, Channel 285A, Oakdale, Louisiana, are licensed on Channel 286C3 and Channel 254C2, respectively.² As requested, we will also modify Station KNEK-FM's license to specify operation on Channel 284C3 in accordance with Section 1.420(g) of the Commission's Rules.

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective **June 29, 1992**, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

4. IT IS FURTHER ORDERED, pursuant to Section 316(a) of the Communications Act of 1934, as amended, that the license of Dee Broadcasting Corporation for Station KNEK-FM, Washington, Louisiana, IS MODIFIED to specify operation on Channel 284C3, in lieu of Channel 284A, subject to the following conditions:

- (a) Within 90 days of the effective date of this *Order*, the licensee shall submit to the Commission a minor change application for a construction permit (Form 301).
- (b) Upon grant of the construction permit, program tests may be conducted in accordance with Section 73.1620.
- (c) Nothing contained herein shall be construed to authorize a change in transmitter location or to avoid the necessity of filing an environmental assessment pursuant to Section 1.307 of the Commission's Rules.

5. Pursuant to Commission Rule Section 1.1104(1)(k) and (2)(k), any party seeking a change of community of license of an FM or television allotment or an upgrade of an existing FM allotment, if the request is granted, must submit a rule making fee when filing its application to implement the change in community of license and/or upgrade. As a result of this proceeding, Dee Broadcasting Corporation, licensee of Station KNEK-FM, is required to submit a rule making fee in addition to the fee required for the applications to effect the change in community of license and/or upgrade.

6. IT IS FURTHER ORDERED, That the Secretary shall send a copy of this *Report and Order* by Certified Mail, Return Receipt Requested, to Abbeville Broadcasting Service, Inc., P.O. Box 620, Abbeville, Louisiana 70510 (licensee of Station KROF-FM), and B & D Communications, 3100 US 165 North, Monroe, Louisiana 71211 (licensee of Station KICR-FM).

7. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

8. For further information concerning this proceeding, contact Pamela Blumenthal, Mass Media Bureau, (202) 634-6530.

FEDERAL COMMUNICATIONS COMMISSION

Michael C. Ruger
Acting Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

¹ The coordinates for Channel 284C3 at Washington are North Latitude 30-26-45 and West Longitude 92-09-24.

² As stated in the *Notice*, Station KROF-FM was modified from Channel 285A to 286C3 in MM Docket No. 89-389 and

Station KICR-FM was modified from Channel 285A to Channel 254C2 in MM Docket No. 88-47. We will serve the licensees of Stations KROF-FM and KICR-FM with a copy of this *Report and Order*.