

COMMUNICATIONS SECTION  
FEDERAL COMMUNICATIONS COMMISSION  
APR 4 3 08 PM '96

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FCC 96M-58  
61049

In re Applications of	)	GC Docket No. 95-172
RAINBOW BROADCASTING COMPANY	)	File No. BMPCT-910625KP
	)	File No. BMPCT-910125KE
	)	File No. BTCCT-911129KT
For an Extension of Time to Construct	)	
and	)	
For an Assignment of its Construction	)	
Permit for Station WRBW(TV),	)	
Orlando, Florida	)	

MEMORANDUM OPINION AND ORDER

Issued: March 29, 1996      Released: April 3, 1996

1. Under consideration is "Rainbow Broadcasting, Ltd. Petition For Intervention" filed March 14, 1996. <sup>1</sup>

2. Rainbow Broadcasting, Ltd. (RBL) seeks intervention as a party in interest, pursuant to Section 1.223(c) of the Rules. <sup>2</sup> RBL asserts that its interests are directly and significantly at stake as the current operator of Station WRBW(TV). It further asserts that its presence as a party to the proceeding would assist the Commission in resolving the issues presented and permit RBL, as an entity with Article III standing and a substantial interest in the outcome of the hearing, to be heard.

3. RBL's petition, which is unopposed, <sup>3</sup> will be granted. RBL has established its status as a party in interest. See Pine Tree Media, Inc., 9 FCC Rcd 2770, 2773 (Rev. Bd. 1994). RBL has also sufficiently demonstrated how its participation will assist the Commission in the determination of the issues in question. Finally, RBL has shown good cause for the delay in filing its petition. In this connection, RBL timely filed a notice of appearance. However, since the HDO did not name RBL as a party, the Presiding Judge was without authority to confer party status. See FCC 96M-31, released March 8, 1996. The instant petition for intervention was filed within seven days of the release of that ruling.

Accordingly, IT IS ORDERED, That "Rainbow Broadcasting, Ltd. Petition For Intervention" filed March 14, 1996 IS GRANTED.

FEDERAL COMMUNICATIONS COMMISSION

*Joseph Chachkin*  
Joseph Chachkin  
Administrative Law Judge

<sup>1</sup> Rainbow Broadcasting, Ltd. supplemented its Petition for Intervention with a sworn statement of Joseph Rey on March 25, 1996.

<sup>2</sup> RBL is the successor to Rainbow Broadcasting Company and the proposed assignee of the construction permit for WRBW(TV).

<sup>3</sup> Counsel for the parties have been contacted and have advised that they do not oppose grant of the instant petition.