

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

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OFFICE OF THE SECRETARY

In the Matter of

MM DOCKET NO. 96-72

DIAMOND STATE BROADCASTING, INC.

Order to Show Cause Why the
License for Station KCCL(AM)
Paris, Arkansas Should Not be
Revoked

To: Administrative Law Judge
Richard L. Sippel

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**MASS MEDIA BUREAU'S MOTION TO TERMINATE HEARING
AND CERTIFY CASE TO THE COMMISSION**

1. The Mass Media Bureau, pursuant to Section 1.92 of the Commission's Rules, requests that the Presiding Judge issue an order terminating the instant proceeding and certifying the case to the Commission.

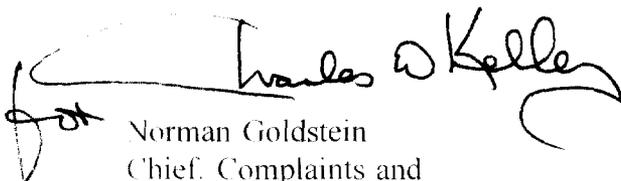
2. The **Order to Show Cause and Hearing Designation Order**, DA 96-463, was released April 1, 1996 (OSC). The OSC directed Diamond State Broadcasting, Inc. (Diamond) to show cause why its license for KCCL(AM) should not be revoked. The OSC stated that KCCL(AM) had been off the air without authority since February 10, 1993. In view thereof, the OSC specified issues to determine whether Diamond had violated Sections 73.1740 and 73.1750 of the Commission's Rules and whether Diamond was qualified to remain the licensee of KCCL(AM). Diamond was directed to file a notice of appearance within 30 days of the receipt of the OSC pursuant to Section 1.91(c) of the Commission's Rules.



Secretary

3. On May 7, 1996, Willie R. Harris, President of Diamond State Broadcasting, Inc., informed the Bureau that he was not going to attend the prehearing conference and that he was going to return the station's license to the Commission for cancellation. In its communications with the Bureau, Diamond represented that it does not intend to return KCCL(AM) to the air nor does it intend to contest the revocation proceedings. Therefore, it would serve the public interest to conclude this proceeding. Consequently, the Bureau requests the Presiding Judge to terminate the hearing proceeding and certify the case to the Commission for further action.

Respectfully submitted,
Roy J. Stewart
Chief, Mass Media Bureau


for Norman Goldstein
Chief, Complaints and
Political Programming Branch

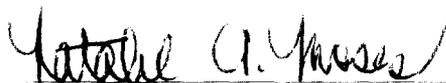

Jacqueline E. Ellington
Attorney
Mass Media Bureau

Federal Communications Commission
2025 M Street, N.W., Suite 8202
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May 23, 1996

CERTIFICATE OF SERVICE

Natalie Moses, a secretary in the Complaints and Political Programming Branch, Mass Media Bureau, certifies that she has on this 23rd day of May 1996, sent by regular United States mail, a copy of the foregoing **Mass Media Bureau's Motion to Terminate Hearing and Certify Case to the Commission** to:

Willie R. Harris, M.D.
Diamond State Broadcasting, Inc.
700 East 9th
Quapaw Towers #8A
Little Rock, AR 72202


Natalie Moses