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

FCC 96M-129
61469

In the Matter of)	MM DOCKET NO. 96-73
)	
FISHER BROADCASTING, INC.)	File No. BR-900208VF
)	
For Renewal of License)	
for Station KDLB(AM))	
Henryetta, Oklahoma)	

MAY 30 9 00 AM '96
FCC MAIL SECTION

ORDER

Issued: May 24, 1996 : Released: May 28, 1996

By Hearing Designation Order, DA 96-469, released April 1, 1996, the application of Fisher Broadcasting, Inc., for renewal of license for Station KDLB(AM), Henryetta, Oklahoma, was designated for hearing.

In the Order designating the renewal application for hearing, it was noted that KDLB(AM) had been off the air since May 29, 1991, and that the special temporary authority permitting the station to remain silent expired April 29, 1993. In view of the apparent violations of Sections 73.1740 and 73.1750 and the question of the licensee's ability and intent to expeditiously resume broadcast operations, the matter was designated for hearing on appropriate issues.

The Order of designation directed that the licensee file with the Commission, in person or by attorney, within twenty (20) days of the receipt of the Hearing Designation Order, a written appearance stating its intention to appear on the date fixed for hearing and to present evidence on the issues. (Section 1.221(c) of the Commission's rules.) No Notice of Appearance has been filed on behalf of the licensee. Under these circumstances, it is appropriate to dismiss the renewal application for failure to prosecute, pursuant to the provisions of Section 1.221(c) of the Commission's rules.

Accordingly, IT IS ORDERED that the hearing scheduled for July 25, 1996, IS CANCELLED;

IT IS FURTHER ORDERED that the application of Fisher Broadcasting, Inc. (File No. BR-900208VF), for renewal of license for Station KDLB(AM), Henryetta, Oklahoma, IS DISMISSED, with prejudice, and this proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, appearing to read 'Joseph Stirmer', written over a horizontal line.

Joseph Stirmer
Chief Administrative Law Judge