

belated one-in-three showing should be given no consideration. Even so, that showing fails to establish any substantial steps toward the construction of the station. Given these circumstances it would inequitable to deprive MAZK of the opportunity to bring a new FM service to the community of Victoria, Texas. Consequently, the Hooten modification application should be dismissed.

WHEREFORE, MAZAK Broadcasting Company respectfully requests that the Application for Modification of Construction Permit filed by Hooten Broadcasting, Inc. on October 16, 1996 be denied in its entirety.

January 16, 1997

Law Offices of
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Respectfully Submitted,

MAZAK Broadcasting Company

By: 
Henry E. Crawford

Its Attorney

CERTIFICATE OF SERVICE

I, Henry E. Crawford, do hereby certify that copies of the foregoing Reply to Opposition to Petition to Dismiss or Deny have been served by United States mail, postage prepaid this 16th day of January, 1997 upon the following:

*Linda B. Blair, Chief
Audio Services Division
Mass Media Bureau
Federal Communications Commission
1919 M Street, N.W., Room 302
Washington D.C. 20554

Ann Bavender, Esq.
Fletcher Heald & Hildreth
1300 N. 17th Street
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Rosslyn VA 22209-3801
Counsel for Hooten Broadcasting, Inc.

*Hand Delivered


Henry E. Crawford

CERTIFICATE OF SERVICE

I, Henry E. Crawford, do hereby certify that copies of the foregoing
Petition for Reconsideration have been served by United States mail, postage
prepaid this 21st day of January, 1997 upon the following:

*John A. Karousos
Chief, Allocations Branch
Policy and Rules Division
Federal Communications Commission
2000 M Street, N.W., 5th Floor
Washington, D.C. 20554

* Pamela Blumenthal
Allocations Branch, Mass Media Bureau
Federal Communications Commission
2000 M Street, N.W., 5th Floor
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Henry E. Crawford

CERTIFICATE OF SERVICE

I, Henry E. Crawford, do hereby certify that copies of the foregoing
Petition for Reconsideration have been served by United States mail, postage
prepaid this 22nd day of January, 1997 upon the following:

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