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Federal Communications Commission
Office of Secretary

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

In the Matter of)
)
Advanced Television Systems) MM Docket No. 87-268
and Their Impact upon the)
Existing Television Broadcast)
Service)

To: The Commission

PETITION FOR RECONSIDERATION OF
SIXTH REPORT AND ORDER FILED BY
LINDSAY TELEVISION, INC.

1. As indicated in the comments of Lindsay Television, Inc. ("Lindsay") filed November 22, 1996, Lindsay is party to a proceeding, MM Docket No. 86-440, relative to channel 64 at Charlottesville, Virginia, in which the location of the tower, as well as other technical information, is the subject of negotiations with the National Radio Astronomy Observatory following and in light of a decision of the United States Court of Appeals in Achernar Broadcasting Company v. FCC, No. 91-1516, decided August 15, 1995. The parties have reached accord on an agreement regarding the tower location and the engineering material for FCC Form 301 has been prepared and circulated to all parties. We expect to submit Form 301 for Commission approval shortly.

2. The draft digital table of allotments made provision for the NSTC channel 64 in question, proposing DTV channel 47; the table issued with the Sixth Report and Order has deleted that allotment. While the draft allotment was for facilities which now will be modified, that provision secured in the table an allotment recognizing the need for preserving a public interest

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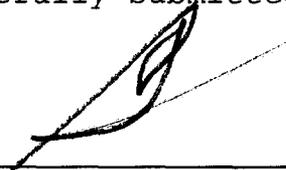
allotment which has been involved in Commission and court litigation for the past eleven years since the applications were filed in April 1986.

3. Under these circumstances:

(a) Lindsay petitions the Commission to reconsider and modify §73.622, Digital Television Table of Allotments, to retain from the draft table a channel in substitution for channel 64 for Charlottesville on §73.606, Table of (Analog) Allotments, subject to modification upon FCC approval of an amended technical proposal based upon an agreement by the applicant parties and the Observatory.

(b) Alternatively, Lindsay petitions the Commission to reconsider and modify the Digital Television Table of Assignments as and to the extent allotments on that table preclude such a digital allotment to Charlottesville if that is in fact the case.

Respectfully submitted,



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June 13, 1997

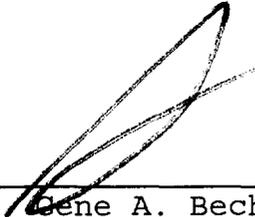
CERTIFICATE OF SERVICE

I, Gene A. Bechtel, certify that true copies of the foregoing PETITION FOR RECONSIDERATION OF SIXTH REPORT AND ORDER FILED BY LINDSAY TELEVISION, INC. were placed in the United States mail, first class, postage prepaid, this 13th day of June 1997 to the following:

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