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August 28, 1998

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VIA MESSENGER

Magalie Roman Salas
Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 20554

RECEIVED

AUG 28 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

ORIGINAL

Re: Memorandum of Oral *Ex Parte* Presentation in MM
Docket No. 87-268

Dear Madame Secretary:

We represent Pappas Telecasting of Southern California, L.L.C. ("Pappas Telecasting"), which holds an outstanding construction permit from the Commission that authorizes Pappas Telecasting to build a new UHF commercial television broadcasting station on NTSC Channel 54 in Avalon, California (File No. BPCT-860210KM, as amended, granted by an action of the Chief of the Commission's Mass Media Bureau pursuant to delegated authority on June 2, 1998).

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August 28, 1998
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An original and one copy of this letter are being submitted herewith in substitution of the memorandum required by Section 1.1206 (b)(2) of the Commission's Rules with respect to certain oral *ex parte* presentations that were made by and on behalf of Pappas Telecasting on August 26, 1998 in separate meetings with the following Commission personnel:

Mass Media Bureau

Roy J. Stewart
Robert H. Ratcliffe
Keith Larson
Gordon W. Godfrey

Office of Engineering and Technology

Bruce A. Franca
R. Alan Stillwell
Robert Eckert

Present at the meetings, in addition to the aforementioned Commission personnel, were: Harry J. Pappas (a principal of Pappas Telecasting); Rosemary Dannon (a consultant to Pappas Telecasting); and the undersigned, as counsel to Pappas Telecasting.

The matters that were discussed were Pappas Telecasting's request to the Commission to allot a digital television broadcasting station channel to Avalon, California that would be "paired" with the allotment of NTSC Channel 54 to Avalon and certain legal, policy, and technical issues related thereto. For additional information, reference is made to Pappas Telecasting, *et al.*'s May 1, 1998 "Petition for Reconsideration of the Commission's Memorandum Opinion and Order on Reconsideration of the Fifth Report and Order" and Pappas Telecasting's July 17, 1998 "Supplement to Petition for Reconsideration of the

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Commission's Memorandum Opinion and Order on Reconsideration of the Fifth Report and Order" in the above-referenced proceeding.

On behalf of Pappas Telecasting, we apologize for the fact that this memorandum of the above-described oral *ex parte* presentations is being submitted one day late, and we trust that the Commission and interested parties will not be substantially prejudiced thereby.

In the event that the Commission or its staff should have any questions concerning this matter, kindly refer them to Pappas Telecasting's undersigned counsel.

Sincerely yours,

A handwritten signature in black ink, reading "John Griffith Johnson, Jr." with a stylized flourish at the end.

John Griffith Johnson, Jr.
of PAUL, HASTINGS, JANOFSKY & WALKER LLP

cc: Roy J. Stewart
Robert H. Ratcliffe
Keith Larson
Gordon W. Godfrey
Bruce A. Franca
R. Alan Stillwell
Robert Eckert