



FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF GENERAL COUNSEL

memorandum

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TO: Chief, Reference Operations Division

APR 12 1999

FROM: Daniel M. Armstrong *DMA*
Associate General Counsel

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

SUBJECT: The Pikes Peak Broadcasting Company v. FCC & USA, D.C. Cir. No. 99-1064. Filing of a new Petition for Review in the United States Court of Appeals for the District of Columbia Circuit.

DATE: March 11, 1999

This is to advise you that The Pikes Peak Broadcasting Company on February 19, 1999, filed a 402(a) Petition for Review of: Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, Second Memorandum Opinion and Order on Reconsideration of the Fifth and Sixth Report and Orders, FCC 98-315 (released December 18, 1998).

Petitioner The Pikes Peak Broadcasting Company challenges the Commission's decision to allot a particular DTV channel to the University of Southern Colorado's Station KTSC-TV at a future transmitter site, and to reject petitioner's alternative requests to either move the allotment to the current transmitter site, or allot a different DTV channel at the current site, when the construction permit for the future site has expired and the FCC has not yet ruled on the University's extension request.

The Court has docketed this case as No. 99-1064. The attorney assigned to handle the litigation of this case is K. Michele Walters.

cc: Chief, Office of Engineering and
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