

FCC MAIL SECTION

Before the  
Federal Communications Commission  
Washington, D.C. 20554

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May 24 3 39 PM '99  
In the Matter of

Amendment of Section 73.202(b),  
Table of Allotments,  
FM Broadcast Stations.  
(Cross City, Florida )

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MM Docket No. 98-190  
RM-9317

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: May 12, 1999**

**Released: May 21, 1999**

By the Chief, Allocations Branch:

1. In response to a petition filed by Tony Downes ("Downes"), the Commission has before it for consideration the Notice of Proposed Rule Making, 13 FCC Rcd 20872 (1998), seeking the allotment of Channel 249A at Cross City, Florida, as that community's second FM broadcast service. Comments were filed by Dickerson Broadcasting, Inc. ("DBI").<sup>1</sup> No expressions of interest were filed in response to the Notice stating an intent to file an application for a channel at Cross City, Florida.
2. As stated in the Notice, a showing of continuing interest is required before a channel will be allotted. It is the Commission's general policy to refrain from making allotments to a community absent an expression of interest. Therefore, since there has been no such interest here, we will dismiss Downes' proposal.
3. Accordingly, IT IS ORDERED, That the petition of Tony Downes, proposing the allotment of Channel 249A to Cross City, Florida, IS HEREBY DISMISSED.
4. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

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<sup>1</sup> DBI filed comments in opposition to the proposed allotment of Channel 249A at Cross City, Florida, and requested that no action be taken in this proceeding until MM Docket 92-195 involving Micanopy, Florida, becomes final. See 11 FCC Rcd 4641 (1996). However, since no allotment will be made at Cross City at this time, there is no need to address DBI's comments.

5. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau