



As background, the timeline in the referenced proceeding is as follows:

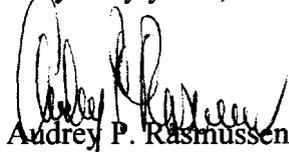
- February 25, 1997: TSB II, Inc. files a Petition for Rule Making and Order to Show Cause.
- March 19, 1997: FCC releases a Notice of Proposed Rule Making and Order to Show Cause to change Tracy's existing frequency, DA 97-585, MM Docket No. 97-106, RM-9071.
- May 19, 1997: TBC files an answer to Order to Show Cause and a Counterproposal. Montgomery Broadcasting Limited Liability Company also files Comments.
- May 22, 1997: TSB II, Inc. files Comments.
- June 3, 1997: TBC and TSB II, Inc. file Reply Comments.
- Winter, 1999: TBC contacts FCC re: status in this Docket, due to pending construction permit expirations of two of counterproposal-affected facilities. No action.
- Spring, 1999: TBC continues to contact FCC regarding status. No action.
- Summer, 1999: TBC continues to contact FCC regarding status. No action.
- October 14, 1999: FCC releases Public Notice, Report No. 2364: reply comments to TBC's Counterproposal are due on October 29, 1999. The Public Notice asserts that TBC's Counterproposal was filed on May 19, 1999, instead of May 19, 1997.
- October 29, 1999: In its reply comments, TBC argues that the Public Notice did not correctly reflect TBC's Counterproposal: the Public Notice listed the coordinates for Bridgeport, NE as 41-24-41 and 102-41-10 while TBC had proposed a relocation to 41-39-00 and 103-06-00, to meet the requirements of Section 73.211(b) of the FCC Rules and Regulations. **No other Reply Comments were filed.**
- November 12, 1999: FCC notifies TBC that construction permits for Pine Bluff, WY and Bridgeport, NE, included in the counterproposal, have been extended only until 10/22/2000 and that if the rulemaking has not yet been resolved, TBC must construct anyway.
- Nov.-Dec., 1999: All efforts to discuss status and proposed action timeline with FCC staff have been rebuffed.

John A. Karousos, Chief  
December 8, 1999  
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Based on the facts outlined above: and considering the length of time of this proceeding; the Commission error on the Public Notice which raises the issue of whether the Notice was in fact necessary; the necessity for action relating to the Pine Bluff and Bridgeport construction permits; the amount of resources expended by TBC; and the public interest in providing service to residents, TBC respectfully requests that the Commission expedite action in this proceeding.

If there are any questions in connection with this matter, please direct them to this office.

Very truly yours,



Audrey P. Rasmussen

APR:gln

cc: The Honorable William E. Kennard, Chairman  
The Honorable Susan Ness  
The Honorable Harold Furchtgott-Roth  
The Honorable Michael K. Powell  
The Honorable Gloria Tristani  
The Honorable J. Robert Kerrey  
The Honorable Chuck Hagel  
Roy J. Stewart  
Elizabeth A. Sims  
David H. Montgomery  
Kaye, Scholer, Fierman, Hays & Handler, LLP