



Federal Communications Commission
Washington, D.C. 20554

September 16, 1999

Mr. Brian K. Meador
Babylon Broadcasting Limited
291 Diaz Road
Las Cruces, New Mexico 88005

Dear Mr. Meador:

This is in response to the Petition for Rule Making you filed proposing the allotment of Channel 256C1 at Fabens, Texas.

We have reviewed your proposal and find that it is unacceptable for rule making at this time. A staff engineering analysis indicates that Channel 256C1 at your proposed site (31-30-29 and 106-09-14) is short spaced to Channel 256C at El Porvenir, Chihuahua, Mexico, and Channel 256C1 at Presidio, Chihuahua, Mexico. The 60 dBu contours of Mexican allotments must always be protected, even when they extend into the United States side of the U.S.-Mexican border.

Based on the above, we are returning your proposal for Fabens. You may resubmit the petition provided you make a showing that a suitable transmitter site is available that affords full protection to the Mexican allotments in your area and provides city grade coverage to the entire community of Fabens.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Karousos", written over a large, stylized oval flourish.

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

Enclosure