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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of)	
)	
Amendment of Section 73.606)	MM Docket No. _____
NTSC Table of Allotments)	RM - _____
(Pueblo, Colorado))	

To: Chief, Mass Media Bureau

PETITION FOR RULEMAKING

Zavaletta Broadcasting of Pueblo ("Zavaletta"), pursuant to Sections 1.401 and 1.420 of the Commission's Rules, hereby petitions the Commission to amend its NTSC Table of Allotments as contained in Section 73.606, by changing Zavaletta's frequency to Channel 48 from the previously allotted Channel 26. In support of this petition, a Technical Exhibit and a Supplement to the Technical Exhibit are appended hereto.

In support whereof, the following is shown.

On September 20, 1996, Zavaletta filed an application for a new commercial broadcast station to operate on Channel 26 at Pueblo, Colorado.¹ In a Public Notice released November 22, 1999, the Commission opened a filing window to enable an applicant to file a Petition for Rulemaking to seek a new channel if the channel in its initial application was located inside the "TV Freeze Areas."²

Zavaletta's original application for Channel 26 would interfere with the co-channel DTV allotment for educational station KTSC in Pueblo. Thus, Zavaletta is eligible to participate in this Filing Window. As required by the Public Notice, this Petition for Rulemaking will not change the community of license specified in Zavaletta's original application.

¹ See Application of Zavaletta Broadcasting of Pueblo for a New Commercial Broadcasting Television Station in Pueblo, Colorado, BPCT-960920YN (filed September 20, 1996).

² See Public Notice, DA 99-2605, released November 22, 1999.

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In addition, as demonstrated in the attached Technical Exhibit of Graham Brock, Inc., Zavaletta's use of Channel 48 in Pueblo, Colorado would meet the minimum distance separation requirements of Section 73.610 of the Commission's rules. Second, no DTV facilities would be impacted by this Petition and the proposal would not cause any interference to a DTV facility, so the Petition also complies with Section 73.623 of the Commission's rules. Finally, as stated in the attached Supplement to the Technical Exhibit, the proposed use of Channel 48 would not cause any interference to any eligible Class A stations listed on the Commission's Public Notice of June 2, 2000.³ Consequently, amending the Table of Allotments as proposed herein will not cause any interference to a current NTSC or DTV facility, nor to any eligible Class A station.

WHEREFORE, for the foregoing reasons, Zavaletta requests that the Commission grant this Petition and amend the NTSC Table of Allotments to substitute Channel 48 for Channel 26 at Pueblo, Colorado, as Zavaletta's television frequency.

Respectfully submitted,

ZVALETTA BROADCASTING OF PUEBLO

By: *Linda G. Coffin*
John C. Quale
Linda G. Coffin

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005
(202) 371-7200

Its Attorneys

Attachment

Dated: July 17, 2000

³ See Public Notice, DA 00-1224, released June 2, 2000.

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT NTSC CHANNEL 48+
PUEBLO, COLORADO
February 2000

TECHNICAL EXHIBIT

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PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT NTSC CHANNEL 48+
PUEBLO, COLORADO
February 2000

TECHNICAL STATEMENT

1. This Technical Statement and attached exhibits were prepared on behalf of Zavaletta Broadcasting of Pueblo ("ZBP"), an applicant seeking authority to construct a new NTSC television facility on Channel 26+ at Pueblo, Colorado, BPCT-960920YN. The Commission's Sixth Report and Order in MM Docket #87-268 allotted Channel 26 to Pueblo, Colorado, as the paired channel for NTSC station KTSC, Pueblo, Colorado. The allocation site for digital Channel 26 is located only 1.7 kilometers from the proposed Channel 26 site specified in the outstanding ZBP application. As such, operation on Channel 26 with an NTSC facility is precluded by the DTV allotment and cannot operate without delivering a tremendous amount of interference to the DTV facilities of KTSC on Channel 26 at Pueblo. Therefore, ZBP herein requests an amendment to the NTSC Table of Allotments wherein Channel 48 is substituted for Channel 26 at Pueblo, Colorado. This would allow ZBP to move forward with the processing of an application which would not conflict with the digital television allotment at Pueblo, Colorado.

2. On November 22, 1999, the Commission issued a Public Notice providing an opportunity for applicants with pending analog NTSC television station applications to submit Petitions for Rule Making to remove conflicts between the pending applications and allotted DTV channels. Parties could submit Petitions for Rule Making to change the proposed channel in their

pending applications to a channel which would not conflict with DTV facilities provided the Petition for Rule Making was filed by March 17, 2000 and that the new proposed NTSC channel would meet the conditions outlined in the Public Notice

PROPOSAL

3. Channel 48+ can be allotted to Pueblo, Colorado, at the site specified in the ZBP application at North Latitude 38° 21' 30" and West Longitude 104° 33' 24". This represents a site restriction of 11.0 kilometers northeast of the community to accommodate the proposed ZBP transmitter site. Exhibit #1 demonstrates that Channel 48+ meets the Commission's §73.610 minimum distance separation requirements between the proposed Channel 48+ at Pueblo and all other NTSC facilities. Further, an analysis has been undertaken to determine the existence of any DTV allotments on Channel 47, 48 or 49. There were no Channel 48 DTV allotments (co-channel) within 429 kilometers of the proposed site and no allotments on Channel 47 or 49 (1st adjacent) within 229 kilometers of the proposed Channel 48+ NTSC facility. As such, no DTV facilities are impacted by this proposal.

4. From the facilities proposed in BPCT-960920YN, an 80 dBu city grade contour will be provided to Pueblo (see Exhibit #2). Since this proposal complies with the allocation criteria indicated in the Commission's Public Notice of November 22, 1999, DA 992605, and specifies a channel within the core television spectrum, it is believed this proposal complies with the Commission's rules and regulations. As such, ZBP herein requests the following amendment to the Commission's NTSC Table of Allotments:

Pueblo, Colorado

Present
5, *8, 26+, 32-

Proposed
5, *8, 32- 48+

5. Once Channel 48+ is allotted to Pueblo, Colorado, ZBP will file an amendment to its pending application to specify operation on Channel 48+ in lieu of Channel 26+ at Pueblo, Colorado.

6. This technical information was prepared on behalf of Zavaletta Broadcasting of Pueblo by Graham Brock, Inc., its Technical Consultants. All data contained herein is true and accurate to the best of our belief and knowledge. All data relating to television and DTV facilities was extracted from the NTIA database. We assume no liability for errors or omissions in the database which may be adverse to the requests contained herein.

PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT NTSC CHANNEL 48+
PUEBLO, COLORADO
February 2000

EXHIBIT #1

NTSC Channel study for Pueblo, Colorado
Using proposed allocation site as reference

REFERENCE	DISPLAY DATES
38 21 30 N	DATA 02-13-00
104 33 24 W	SEARCH 02-24-00

..... Channel 48+, 674 MHz

Call	Channel	Location	Dist	Azi	FCC	Margin
N. Lat.	W. Lng.	Power	HAAT			
AD	AD 48+ PUEBLO		CO 0.00	0.0	> 280.80	-280.80
38 21 30	104 33 24 VY		0.000 kW	0 M		
Zavaletta Broadcasting						
KSGR	LI 41Z DENVER		CO 148.98	338.0	> 095.70	53.28
39 35 59	105 12 35 DVY		741.000 kW	351 M		
Faith Bible Chapel International. BLET-880830KE						
KSGR	CP 41Z DENVER		CO 148.98	338.0	> 095.70	53.28
39 35 59	105 12 35 DVY		2240.000 kW	344 M		
Faith Bible Chapel International. BPET-940325KE						
AL541	AL 47Z ALAMOSA		CO 163.86	225.5	> 087.70	76.16
37 19 04	105 52 38 AN		0.000 kW	0 M		
KWHD	AP 53Z CASTLE ROCK		CO 119.55	356.0	> 031.40	88.15
39 25 57	104 39 18 VY		5000.000 kW	193 M		
Lesea Broadcasting Corp. BPCT-990922AV						
KWHD	LI 53Z CASTLE ROCK		CO 119.55	356.0	> 031.40	88.18
39 25 59	104 39 18 DVY		5000.000 kW	193 M		
Lesea Broadcasting Corp. BLCT-910923KK						
KCEC	LI 50Z DENVER		CO 163.57	339.2	> 031.40	132.17
39 43 59	105 14 12 DVY		2511.000 kW	233 M		
Entravision Holdings, LLC BLCT-901025KF						

Graham Brock, Inc. - Broadcast Technical Consultants

Channel 48+ Pueblo
Latitude: 38-21-30 N
Longitude: 104-33-24 W
Power: 5000.00 kW
Frequency: 677.5 MHz
Channel: 48+
AMSL Height: 1994 m
Elevation: 1645.0 m
Prop Model: FCC

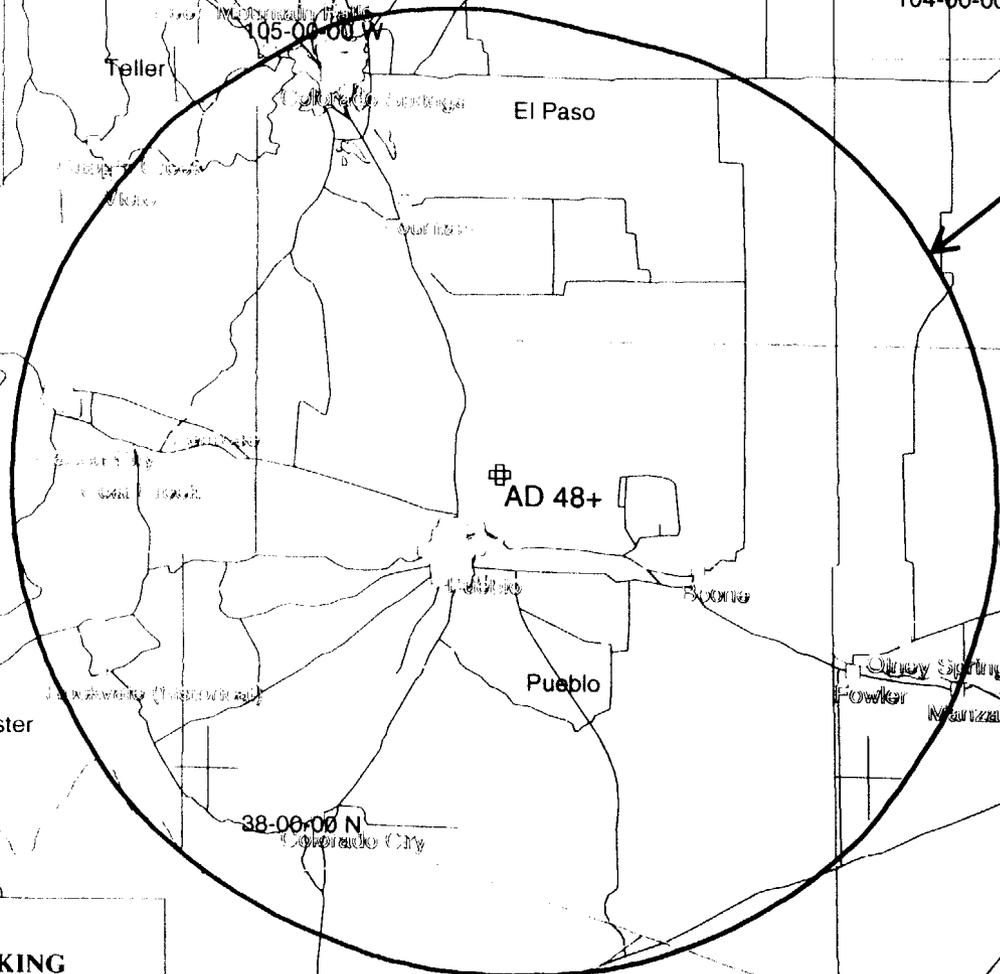
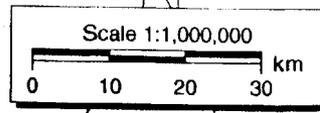


EXHIBIT #2
PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT CHANNEL 48+
PUEBLO, COLORADO
February 2000



Alamosa

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

State of Georgia)
St. Simons Island) ss:
County of Glynn)

JEFFERSON G. BROCK, being duly sworn, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Zavaletta Broadcasting of Pueblo to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

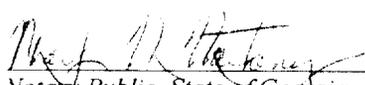
The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 28th day of February, 2000.



Jefferson G. Brock
Affiant

*Sworn to and subscribed before me
this the 28th day of February, 2000.*



Notary Public, State of Georgia
My Commission Expires: April 20, 2002

GRAHAM BROCK, INC.

BROADCAST TECHNICAL CONSULTANTS

**SUPPLEMENT PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT NTSC CHANNEL 48+
PUEBLO, COLORADO
July 2000**

TECHNICAL EXHIBIT

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SUPPLEMENT PETITION FOR RULE MAKING
ZAVALETTA BROADCASTING OF PUEBLO
ALLOT NTSC CHANNEL 48+
PUEBLO, COLORADO
July 2000

This Technical Statement was prepared on behalf of Zavaletta Broadcasting of Pueblo and supplements a Petition prepared on their behalf on February 28, 2000, by the undersigned which requests the allotment of Channel 48+ in substitution of Channel 26+ at Pueblo, Colorado. As indicated in the engineering portion of the Petition for Rule Making from February 2000, Channel 26 is no longer available for use by Zavaletta Broadcasting of Pueblo, due to its use as a DTV paired allotment for station KTSC, Pueblo, Colorado.

This instant supplement reviewed the potential impact of Channel 48 at Pueblo to any licensed Class A LPTV stations indicated on the Commission's Public Notice of Eligible Class A Television Stations, released June 2, 2000, at DA 00-1224. No Class A licensed facilities are impacted as a result of the proposed allotment of Channel 48 at Pueblo.

All information contained herein is true and accurate to the best of our belief and knowledge. All data related to television facilities was extracted from the CDBS TV database as updated on July 14, 2000. We assume no liability for errors or omissions in that database which may be adverse to the request contained herein.

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

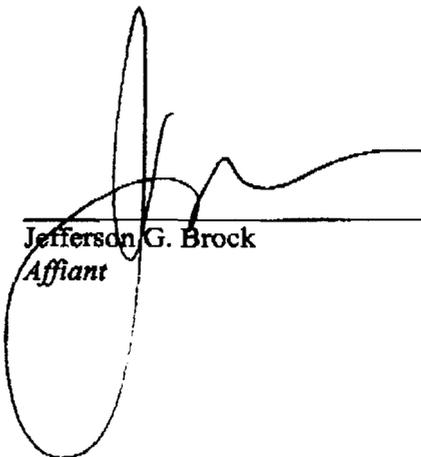
State of Georgia)
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His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 17th day of July, 2000.



Jefferson G. Brock
Affiant

*Sworn to and subscribed before me
this the 17th day of July, 2000.*



Notary Public, State of Georgia
My Commission Expires April 20, 2002

