

Federal Communications Commission

DA 01-487

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

2001 FEB 28 A 11: 16

In the Matter of)
)
Amendment of Section 73.622(b),)
Table of Allotments,)
Digital Television Broadcast Stations.)
(Lead, South Dakota))

MM Docket No. 00-235 **7**IVED
RM-9992

REPORT AND ORDER
(Proceeding Terminated)

Adopted: February 23, 2001

Released: February 26, 2001

By the Chief, Video Services Division:

1. At the request of Duhamel Broadcasting Enterprises ("Duhamel"), licensee of station KHSD-TV, NTSC channel 11, Lead, South Dakota, the Commission has before it the Notice of Proposed Rule Making, 15 FCC Rcd 22375 (2000), proposing the substitution of DTV channel 10 for station KHSD-TV's assigned DTV channel 30. Duhamel filed comments supporting the channel substitution at Lead. No other comments were received.

2. We believe the public interest would be served by substituting DTV channel 10 for DTV channel 30 since it could eliminate the need to construct a new tower while enabling station KHSD-TV to provide service to a greater number of people. DTV channel 10 can be allotted to Lead, South Dakota, as proposed, in compliance with the principle coverage requirements of Section 73.625(a) at coordinates (44-19-36 N. and 103-50-12 W.). In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KHSD-TV with the following specifications:

<u>State & City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
SD Lead	10	34.8	576	146

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective April 12, 2001, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

<u>City</u>	<u>Channel No.</u>
Lead, South Dakota	10, 29

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, Duhamel Broadcasting Enterprises shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 10 in lieu of DTV Channel 30 for station KHSD-TV.

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

6. For further information concerning this proceeding, contact Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Services Division
Mass Media Bureau