

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )  
)  
Amendment of Section 73.202(b), )  
Table of Allotments, )  
FM Broadcast Stations )  
(Cheboygan, Rogers City, Bear Lake, )  
Bellaire, Rapid River, Manistique, )  
Ludington, Walhalla and Onaway, )  
Michigan) )

MM Docket No. 00-69 /  
RM - 9850

**SUPPLEMENTAL COMMENTS**

Fort Bend Broadcasting Company ("Fort Bend"), licensee of WSRQ(FM), Bear Lake, Michigan, by its attorneys, submits these supplemental comments in the above-captioned proceeding for the sole purpose of requesting that if the FM Table of Allotments is to be amended by adding a second channel at Cheboygan, Michigan, that channel *not* be Channel 249C3 as proposed by Northern Network Radio Corporation ("NRN"), but rather Channel 271C3.<sup>1</sup> Allotting Channel 271C3 to Cheboygan will satisfy NRN's interest while enabling the Commission to provide public interest benefits in another proceeding, MM Docket 01-115 (Au Gres, Michigan).

1. Escanaba License Corp. initiated this proceeding by proposing the allotment of Channel 260C2 at Cheboygan, Michigan as that community's second local service, together with a change of channels at Rogers City, Michigan.<sup>2</sup> Fort Bend filed a counterproposal proposing

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1. Escanaba License Corp. initially proposed Channel 260C2 at Cheboygan. Fort Bend's comments regarding this allotment are already on file in this proceeding. Although Fort Bend offers an alternate Class C3 channel for consideration herein, Fort Bend continues to believe that Channel 249C3 is not properly acceptable as a counterproposal in this proceeding and is not acceptable as an alternate channel.
  2. Escanaba failed to file timely comments in support of Channel 260C2 at Cheboygan. Thus, it is questionable as to whether there is any acceptable Cheboygan proposal properly before the Commission in this proceeding.

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instead to allot Channel 260C1 to Bellaire, Michigan together with other changes.<sup>3</sup> NRN filed a counterproposal proposing to allot Channel 292C2 to Onaway, Michigan, and a separate proposal for Channel 294C3 at Cheboygan.

2. Recently, on July 16, 2001, Fort Bend filed a counterproposal in MM Docket No. 01-115 proposing to upgrade Station WBNZ(FM), Frankfort, Michigan. To accomplish that upgrade, several stations would have to make changes to their facilities, including the substitution of Channel 249C2 for 275C2 at Alpena, Michigan. As Fort Bend noted in its Frankfort counterproposal, Channel 249C2 at Alpena would conflict with the Channel 249C3 allotment at Cheboygan proposed in NRN's counterproposal in this proceeding.

3. To resolve the conflict, and give the Commission the ability to grant both the Fort Bend counterproposal in MM Docket No. 01-115 and the NRN counterproposal in this proceeding if it were inclined to do so, Fort Bend here offers an alternative to NRN's proposed Channel 249C3 allotment at Cheboygan. As the attached channel study demonstrates, Channel 271C3 can be allotted to Cheboygan at the reference coordinates proposed by NRN in compliance with the Commission's spacing rules.

4. The Commission may accept the suggestion to allot Channel 271C3 in place of 249C3 at Cheboygan to eliminate a conflict consistent with its policy enunciated in *Conflicts Between Applications and Petitions for Rule Making to Amend the FM Table of Allotments*, 8 FCC Rcd 4743, 4745 n.12 (1993) and applied in subsequent cases, e.g. *Durango and Dolores, Colorado*, 12 FCC Rcd 9740 (1997); *Weaverville, California*, 12 FCC Rcd 2965 (1997); *Kerman, California*, 11 FCC Rcd 2887 (1996).

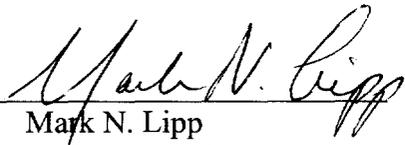
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3. Fort Bend's counterproposal was filed jointly with D & B Broadcasting, L.L.C., former licensee of WSRQ(FM), Bear Lake, Michigan.

Accordingly, Fort Bend continues to object to both Cheboygan proposals. However, should the Commission nevertheless find the Channel 249C3 proposal acceptable, it should allot Channel 271C3 to Cheboygan instead.

Respectfully submitted,

FORT BEND BROADCASTING COMPANY

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Dated July <sup>JM</sup> 26, 2001

**CERTIFICATE OF SERVICE**

I, Lisa M. Balzer, a secretary in the law firm of Shook, Hardy & Bacon, do hereby certify that I have on this 20<sup>th</sup> day of July, 2001 caused to be mailed by first class mail, postage prepaid, copies of the foregoing "**Supplemental Comments**" to the following:

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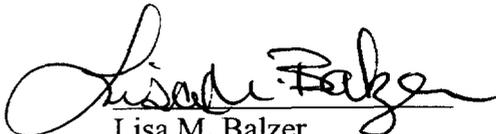
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