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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20054

DEC - 3 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

_____)	
In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. <u>99-233</u> /
Table of Allotments)	RM-9662
FM Broadcast Stations)	RM-9828
Bridgeport, Graham, TX et al.)	
_____)	

To: Kathleen Scheuerle
Allocations Branch

Request to Dismiss PETITION FOR RECONSIDERATION

North Texas Radio Group, L.P. ("NTRG") respectfully submits this "Request to Dismiss" with prejudice its Petition for Reconsideration, filed March 19, 2001. The Petition for Reconsideration sought review of the Report and Order ("R&O"), MM Docket No. 99-233 (Chief, Allocations Branch, FCC Mass Media Bureau), released February 16, 2001. ^{1/}

NTRG is filing this date a Counterproposal in another FCC rulemaking proceeding that moots its pending Petition for Reconsideration of the above-cited Report and Order, supra. Granting NTRG's request to dismiss its pending Petition for Reconsideration, and the FCC's consideration of NTRG's new Counterproposal, filed this date, will serve the public interest by expediting new FM service to several communities and will conserve agency resources.

^{1/} The Petition argued that NTRG's Counterproposal, filed August 16, 1999, was consistent with agency precedent and, thus, its dismissal on "technical" grounds -- after its initial technical approval and its publication by the Bureau -- is arbitrary, capricious and unlawful.

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Hence, for good cause shown, NTRG's pending Petition for Reconsideration should be dismissed with prejudice.

Respectfully submitted,



Robert Lewis Thompson
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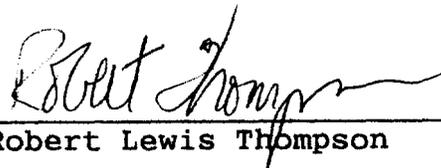
Counsel for North Texas
Radio Group, L.P.

December 3, 2001

Certificate of Service

I, Robert Thompson, do certify that, on December 3, 2001, I served copies of the foregoing Request to Dismiss PETITION FOR RECONSIDERATION on the following counsel of record by first class mail:

Dan Alpert, Esq.
2120 North 21st Road #400
Arlington, VA 22201



Robert Lewis Thompson

DECLARATION

Richard E. Witkovski, does state under penalty of perjury:

1. My name is Richard E. Witkovski and I am a resident of the State of Texas. I am the general partner of North Texas Radio Group, L.P. ("NTRG"), which filed a Petition for Reconsideration on March 19, 2001, in the FCC's MM Docket No. 99-233.

2. NTRG and I have voluntarily concluded to dismiss NTRG's Petition for Reconsideration in this proceeding because we and our engineering and legal counsel have concluded that the public interest best would be served by filing a new Counterproposal this date, in another FCC rulemaking proceeding, that will "moot" the Pending Petition for Reconsideration.

3. Neither I nor NTRG has received, has been promised, nor has promised to pay or has been paid, any consideration, directly or indirectly, in connection with NTRG's decision to dismiss the Petition. Executed on December 3, 2001.


Richard E. Witkovski