

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

AUG 13 2002

In the Matter of)
)
Amendment of Section 73.622(b),) MB Docket No. 02-104
Table of Allotments,) RM-10390
Digital Television Broadcast Stations.)
(Wrens, Savannah, Waycross,)
Dawson, and Pelham, Georgia))

REPORT AND ORDER
(Proceeding Terminated)

Adopted: August 2, 2002

Released: August 9, 2002

By the Chief, Video Division:

1. At the request of Georgia Public Telecommunication Commission ("GPTC"), licensee of stations WCES-TV, WVAN-TV, WXGA-TV, WACS-TV and WABW-TV, licensed to Wrens, Savannah, Waycross, Dawson, and Pelham, Georgia, respectively, the Commission has before it the Notice of Proposed Rule Making, 17 FCC Rcd 8595 (2002), proposing changes to the DTV Table of Allotments for the above-referenced communities. GPTC and The Box Worldwide LLC, licensee of WXSX-LP filed comments supporting the proposed channel substitutions.¹ No other comments were filed.

2. We believe the public interest would be served by adopting the proposed channel substitutions in Georgia since it will enable GPTC to reduce its operating costs and operate its stations with lower powers. DTV channels *2, *13, *9c, *8, and *5 can be allotted to Wrens, Savannah, Waycross, Dawson, Pelham, as proposed, in compliance with the principle community coverage requirement of Section 73.625(a).² In addition, we find these channels 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)³ for stations WCES-DT, WVAN-DT, WXGA-DT, WACS-DT and WABW-DT with the following

¹ The Box supports GPTC's proposals and restates its commitment to relocate WXSX-LP to channel 46 in order to accommodate the use of DTV channel 13 at Savannah, Georgia, for station WVAN-DT.

² The coordinates for DTV channel *2 at Wrens are 33-15-33 and 82-17-09; DTV channel *13 at Savannah are 32-08-48 and 81-37-05; DTV channel *9c at Waycross are 31-13-17 and 82-34-24; DTV channel *8 at Dawson are 31-56-15 and 84-33-15; and DTV channel *5 at Pelham are 30-40-13 and 83-56-26.

³ As stated in the *Notice*, WVAN's proposal would involve contour overlap to low power TV station WXSX-LP (Class A application pending) at Savannah, Georgia. However, WXSX-LP filed comments stating that it has agreed to move to another channel. In addition, WXGA's and WACS's proposals would cause more than 2 per cent interference to WVAN and WXGA's NTSC operations. Nevertheless, WVAN and WXGA have agreed to accept the addition interference.

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>
GA Wrens	*2	4.9	436	546
GA Savannah	*13	10	293	560
GA Waycross	*9c	4.6	286	189
GA Dawson	*8	4.9	331	405
GA Pelham	*5	0.75	474	532

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 September 23, 2002, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect to the communities listed below, to read as follows:

<u>City</u>	<u>Channel No.</u>
Wrens, Georgia	*2
Savannah, Georgia	*13, 15, 23c, 39
Waycross, Georgia	*9c
Dawson, Georgia	*8
Pelham, Georgia	*5

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, Georgia Public Telecommunications Commission shall submit to the Commission minor change applications for construction permits (FCC Form 340) specifying the channel changes reflected in this *Report and Order* for stations WCES-DT, WVAN-DT, WXGA-DT, WACS-DT and WABW-DT.

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

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

FEDERAL COMMUNICATIONS COMMISSION

**Barbara A. Kreisman
Chief, Video Division
Media Bureau**