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December 13, 2002

DEC 13 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND DELIVERY

Marlene H. Dortch, Esquire
Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-B204
Washington, D.C. 20554

Re: Amendment of Section 73.606(b),
TV Table of Allotments.
Facility Id. No. 127342
Des Moines, Iowa

Dear Ms. Dortch:

Transmitted herewith are an original and four copies of a "Withdrawal of Petition for Reconsideration" with regard to the dismissal of a Petition for Rule Making to substitute Channel 56 for Channel 69 at Des Moines, Iowa.

Should any questions arise concerning this matter, please communicate with this office.

Very truly yours,



Counsel for Caroline K. Powley

Enclosures

cc: Arthur Belendiuk, Esquire (with enclosure)
Marvin J. Diamond, Esquire (with enclosure)
William R. Richardson, Jr., Esquire (with enclosure)
John Shareman, Esquire (with enclosure)
Stephen C. Simpson, Esquire (with enclosure)
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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 73.606(b),)	RM- _____
Television Table of Allotments)	
(Des Moines, Iowa))	
Facility ID No. 127342)	

Directed to: Chief, Television Branch
Video Services Division, Mass Media Bureau

WITHDRAWAL OF JOINT PETITION FOR RECONSIDERATION

Frank Duross; Kaleidoscope Partners; Caroline K. Powley; JJJH, LLP; Stead Communications; and ValueVision International, Inc. (the "Petitioners"), who are all of the mutually exclusive applicants for a construction permit for a new television station to operate on Channel 69 at Des Moines, Iowa, hereby respectfully submit their Withdrawal of their Petition for Reconsideration, filed November 20, 2001, with regard to the dismissal of the Petitioners' "Joint Petition for Rule Making," filed July 17, 2000, by letter of the Chief, Television Branch, dated October 23, 2001, Reference 2-A726. With respect thereto, the following is stated:

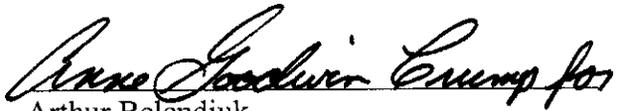
1. As indicated above, the Petitioners are all of the mutually exclusive applicants for a construction permit for a new television station to operate at Des Moines, Iowa. All of the applications as initially filed by the Petitioners specified operation on Channel 69, which had previously been allotted to Des Moines. On January 6, 1998, however, the Commission issued a Report and Order in ET Docket No. 97-157, wherein it reallocated Channels 60-69 for public safety use and commercial fixed, mobile, and broadcasting services. Therefore, pursuant to the

Commission's *Public Notice*, DA 99-2605, released November 22, 1999, ("November 22 Notice") as extended by *Public Notice*, DA 00-536, released March 9, 2000, the Petitioners submitted their "Joint Petition for Rule Making" on July 17, 2000, seeking to substitute Channel 56 for Channel 69 at Des Moines. The letter of the Chief, Television Branch, however, concluded that the Petitioners' proposal failed to meet the interference requirements of Section 73.623(c) of the Commission's Rules. The Petitioner's Petition for Reconsideration demonstrated that, in fact, their proposal did meet the interference standards in accordance with the published requirements of OET Bulletin No. 69.

2. In the interim, however, the Commission determined in its *Report and Order* in Gen Docket 01-74, the Commission determined that it would not approve the allotment of any further analog channels in the Channel 52-59 band. Accordingly, the Petitioners' showings with regard to the allotment of analog Channel 56 to Des Moines were effectively rendered moot. Therefore, to the extent necessary, the Petitioners hereby withdraw their Petition for Reconsideration with regard to this matter.

Respectfully submitted,

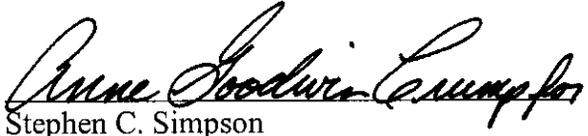
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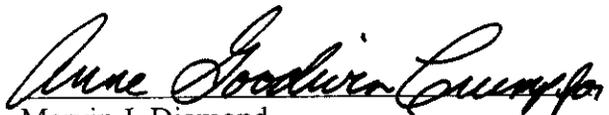
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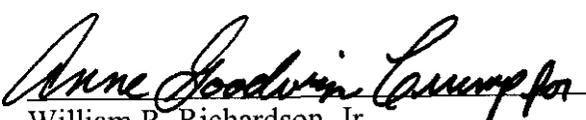
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December 6, 2002