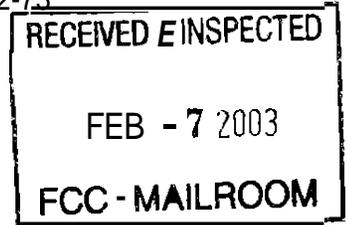


BEFORE THE DOCKET FILE COPY ORIGINAL  
**FEDERAL COMMUNICATIONS COMMISSION**  
WASHINGTON, D.C. 20554

In re Amendment of Section 73.202(b) )  
of the Commission's Rules, Table of Allotments, )  
FM Broadcast Stations )  
(CAMERON, ARIZONA) )

MM Docket No. 02-73  
RM-I0400



To: The Chief, Allocations Branch, Mass Media Bureau

**SUPPLEMENT TO REPLY COMMENTS**

NPR Phoenix, LLC (*NPR*), the licensee of station KEDJ, Channel 280C2, Gilbert Arizona, Facility ID No. 54944, hereby tenders a supplement to its Reply Comments in this proceeding. Acceptance of this Supplement will simplify this proceeding and conserve the staff's resources. Thus, acceptance of this Supplement is warranted.

1. NPR timely advanced a Counterproposal to the Notice of Proposed Rule Making (the *NPRM*), 67 Fed. Reg. 17963 (2002). Arizona Radio Partners, LLC (*ARP*), the then-approved assignee of station KVNA-FM, Channel 248C, Flagstaff, Arizona, Facility ID No. 68566. also timely advanced a Counterproposal in this (Cameron) proceeding. Also, Tusayan Broadcasting Company, Inc. (*TBCI*), the licensee of station KSGC(FM), Channel 221A, Tusayan, Arizona, FCC Facility ID No. 68417, also attempted to file a Counterproposal in this proceeding. but apparently did not do so in a timely manner.

2.

Counterproposal, neither APR nor NPR objected to the allotment of Channel 293 to Cameron (the alternative frequency that TCBI advanced). either as a Class A channel as proposed by the NPRM, or as a Class C1 facility as suggested by TBCI.

3. The NPR Component of the Joint Resolution entails, among other things. the allotment of Channel 280C1 in place of Channel 280C2 at Gilbert, Arizona (and a concomitant modification of station KEDJ's license). The NPR Component has also sought to accommodate a short-spaced Petition for Rule Making filed by Sierra H Broadcasting, Inc. on the deadline for comments in MB Docket No. 02-12 (Ash Fork, Arizona). seeking the relicensing and relocation of station KAJM. Channel 282C, Payson, Arizona, Facility ID No. 52818. The proposed new community of license was Lake Montezuma. Arizona. Sierra H's reference point short-spaced NPR's reference point for Channel 280C1 at Gilbert. Because of this, the FCC: (a) accepted Sierra H's Petition for Rule Making as a Counterproposal in MB Docket No. 02-12; and (b) assigned to Sierra H's Petition the rule-making number RM-10552.

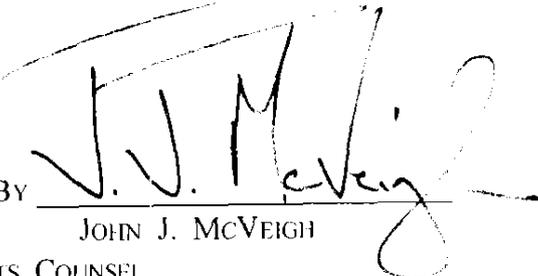
4. On September 10. Sierra H filed a Petition to Dismiss its Lake Montezuma proposal. See Attachment A. Therefore, the means of accommodating that proposal that NPR advanced in its component of the Global Resolution in this (Cameron) proceeding is no longer required. NPR therefore seeks to withdraw that aspect of its component of the Global Resolution in this proceeding. NPR also requests that the staff promptly dismiss the Lake Montezuma proposal as the proponent requested. and asks that the Commission promptly adopt the Global Resolution advanced by NPR and ARP.

#### IV. CONCLUSION

The FCC should promptly adopt a Report and Order and take other action consistent herewith.

Respectfully submitted,

**NPR PHOENIX, LLC**

BY   
JOHN J. McVEIGH  
ITS COUNSEL

**JOHN J. McVEIGH, ATTORNEY AT LAW**  
12101 BLUE PAPER TRAIL  
COLUMBIA, MARYLAND 21044-2787  
(301) 596-1655

DATE:: FEBRUARY 6, 2003

## **ATTACHMENT A**

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554**

In the Matter of

Amendment of Section 73.202(b)	)	
Table of Allotments	)	MM Docket No. 02-12
FM Broadcast Stations	)	RM-10552
(Lake Montezuma and Payson, Arizona)	)	

To Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

**PETITION TO DISMISS**

Sierra H Broadcasting, Inc. (“Sierra H”), licensee of Station KAJM(FM), Payson, Arizona, by its counsel and pursuant to Section 1.401 of the Commission’s Rules, hereby petitions to dismiss its Petition for Rulemaking in the above-referenced proceeding requesting that the Commission amend the FM Table of Allotments to: (i) delete Channel 282C at Payson, Arizona, and (ii) allot Channel 282C at Lake Montezuma, Arizona as that community’s first local service

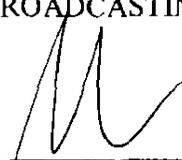
After reviewing the various proposals and counterproposals in MM Docket No. **02-12**, Sierra H does not believe that its Counterproposal will result in a preferred allotment of FM broadcast stations. Accordingly, it hereby petitions for the dismissal of its own proposal and

supports **the** requests submitted by **NFR Phoenix, LLC** and **Spectrum Scan, LLC**.<sup>1</sup>

Respectfully submitted,

SIERRA H BROADCASTING, INC

By:



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Barry A. Friedman  
Thompson Hine LLP  
1920 N Street, NW  
Suite 800  
Washington, DC 20036  
(202) **973-2789**

September 10, 2002

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<sup>1</sup> This Petition is being filed unilaterally by Sierra H. Pursuant to Section 1.420(j) of the Commission's Rules, Sierra H is submitting the requisite Declaration advising as to the terms of Sierra H's action

DECLARATION

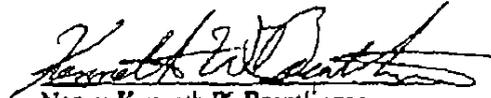
I, Kenneth R. Brentlinger, declare, under penalty of perjury and pursuant to Section 1.16 of the Rules of the Federal Communications Commission, that:

1. I am the Secretary of Sierra H Broadcasting, Inc. ("Sierra H"), the licensee of Station KAJM(FM), Payson, Arizona, and the petitioner in RM-10552 ("Petition") for a change in the Federal Communications Commission's Table of Allotments to change the community of the license for FM Channel 282C, from Payson to Lake Montezuma, Arizona, and to modify the license of KAJM accordingly.

2. Sierra H is now requesting that the FCC dismiss the Petition and terminate the proceedings commenced as a result thereof.

3. Neither Sierra H nor any of its principals has entered into any agreements concerning the requested dismissal of the Petition or received or been promised any money or other consideration or reimbursement of expenses for requesting the dismissal of the Petition.

Executed at Scottsdale, Arizona, on the 10 day of September, 2002

  
Name: Kenneth R. Brentlinger  
Title: Secretary

CERTIFICATE OF SERVICE

I, Barry A. Friedman, do hereby certify that I have, on this 10<sup>th</sup> day of September, 2002, served a copy of the foregoing, "Petition to **Dismiss**," on the following parties by first-class mail, postage prepaid:

John J. McVeigh, **Esq.**  
12101 Blue Paper Trail  
Columbia, Maryland 21044

Harry F. Cole, **Esq.**  
Fletcher, Heald & Hildreth PLC  
11<sup>th</sup> Floor  
1200 N. 17<sup>th</sup> Street  
Arlington, Virginia 22209

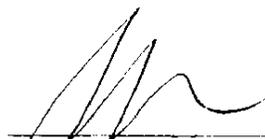
Ms. Deborah Cowley  
11204 Bowley Drive  
Louisville, Kentucky 40223

Scott C. Cinnamon, **Esq.**  
1090 Vermont Avenue. N W  
Suite 800  
Washington, D.C. 20005

Route 66 Broadcasting, L.L.C  
812 East Beale Street  
Kingman, Arizona 86491

Prescott Radio Partners  
9222 Loma Street  
Villa Park, California 92861

Mr. William H. Gormly  
P.O. Box 51  
Des Moines. New Mexico 84818

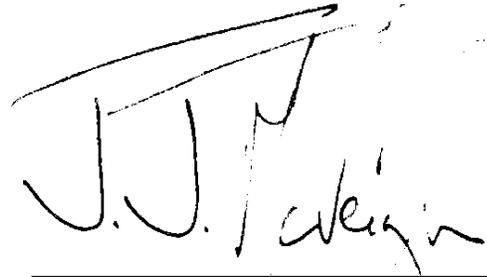
A handwritten signature in black ink, appearing to be "Barry A. Friedman", written over a horizontal line.

## CERTIFICATE OF SERVICE

I hereby certify that I have this Sixth day of February, 2003, sent a copy of the foregoing **SUPPLEMENT TO REPLY COMMENTS** by first class United States mail, postage prepaid, to:

McCody Broadcast Group, Inc. 885 Third Avenue, 34th Floor New York, New York 10022 Petitioner. MM Docket No. 02-73 (Cameron. Arizona)	Scott C. Cinnamon, Esq. Law Offices of Scott C. Cinnamon, PLLC 1090 Vermont Avenue, Northwest, Suite 800 Washington, D.C. 20005 Counsel to Liberty Ventures III, LLC, Petitioner, MM Docket No. 02-12 (Ash Fork, Arizona,)
Linda C Potyka 1730 East Indigo Street Mesa, Arizona 85203 Licensee, Radio Station KRXS-FM	Denise B. Moline, Esq. PMB No. 215 1212 South Naper Boulevard, No. 119 Naperville. Illinois 60540 Counsel to Tusayan Broadcasting Company. Inc., Licensee, Station KSGC(FM)
Prescott Radio Partners 3222 Loma Street Villa Park, California 92861 Licensee, Radio Station KFPB(FM)	Lee J. Peltzman, Esq. Shainis & Peltzman, Chartered 1850 M Street, Northwest, Suite 240 Washington, D.C. 20036 Counsel to McMurray Communications. Inc.. Licensee, Radio Station KXKQ
Harry F. Cole, Esq. Fletcher. Heald & Hildreth PLC 1300 North Seventeenth Street. Eleventh Floor Arlington, Virginia 22209 Counsel to Spectrum Scan, LLC. Icounterproposer in MM Docket No. 02-12	Barry A. Friedman, Esq. Thompson Hine LLP 1920 N Street Northwest, Suite 800 Washington, D.C. 20036 Counsel to Sierra H. Broadcasting, Inc. Counterproposer in MM Docket No. 02-12 and Counsel to Entravision Holdings. LLC, successor-in-interest to Spectrum Scan. LLC

John S. Logan, Esq.  
Nam E. Kim, Esq.  
Dow, Lohnes & Albertson. PLLC  
1200 New Hampshire



A handwritten signature in black ink, appearing to read "J. J. Logan". The signature is written in a cursive style with a horizontal line underneath it.