

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

In the matter of)
Amendment of Section 73.202 (b),) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Orono, Maine))

PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

1. Dana J. Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:
2. Petitioner proposes the Commission allot FM channel 266A to Orono, Maine as its first commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Orono, Maine	-	266A

3. Orono is a Census Designated place located in central Maine. It is located in Penobscot county. In 2000, the United States Census Bureau estimated Orono had a population of 8253 persons. The University of Maine is also located there, so Orono also has a student population estimated at almost 11,000.
4. FM channel 266A can be assigned to Orono in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study. Coordinates used are N 44:57:43, W 68:36:54 and are located approximately 10 Km NE of Orono. This site restriction is necessary to prevent a short spacing with station WFZX, Searsport, ME. Petitioner is confident he can find a suitable transmitter site for this allotment if it is assigned as proposed.
5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 266A if it is assigned to Orono as proposed. If his application is granted, he shall promptly construct and operate the proposed station.
6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,



Dana J. Puopolo
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July 3, 2003

044
MB
03-205

Orono, Maine 266A

Spacing study FM channel 266A, Orono, Maine
at Coordinates: N44:57:53, W 68:36:54

CHAN	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
263C	100.5	ALLOC	SAINT JOHN	NB CA	196	97	99
264C3	100.7	WTBM	MEXICO	ME US	165	42	123
265B1	100.9	WYNZ	WESTBROOK	ME US	193	96	97
267B	101.3	WKCG	AUGUSTA	ME US	121	113	8
268C	101.5	CBZFM	SAINT JOHN	NB CA	196	98	98
269B1	101.7	WFZX	SEARSPORT	ME US	48	48	0

Notes:

All distances are in kilometers.
Only stations clearing by less than 125 Km are shown.

