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

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Federal Communications Commission
Office of Secretary

In the Matter of

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Amendment of Section 73.202(b),
Table of Allotments,
FM Broadcast Stations.
(Sparta and Morrison, Tennessee)

) MB Docket No. 04-316
) RM-11047
)
)

To: Secretary, Office of the Secretary,
Federal Communications Commission

COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULE MAKING

Clear Channel Broadcasting Licenses, Inc. ("CCBL"), the licensee of station WRKK-FM, Channel 288A, Sparta, Tennessee, by its attorneys, hereby submits its comments in support of the Commission's *Notice of Proposed Rule Making* in the captioned proceeding, DA 04-2498 (released August 12, 2004) ("*Notice*"). The *Notice*, issued in response to a Petition for Rule Making ("Petition") filed by CCBL, proposes the deletion of Channel 288A at Sparta, Tennessee and the allotment of Channel 287A at Morrison, Tennessee for WRKK-FM.

In its Petition, CCBL demonstrated that (1) the proposed allotment of Channel 287A at Morrison is mutually exclusive with the current Channel 288A allotment at Sparta; (2) the proposed change in allotments will not deprive Sparta of its only local transmission service; (3) the allotment of Channel 287A at Morrison would afford that community its first local service; (4) Morrison, an incorporated town of 684 people (according to the 2000 U.S. Census), easily possesses the attributes of a community for allotment purposes; (5) no *Tuck* analysis is necessary to evaluate the proposed change in

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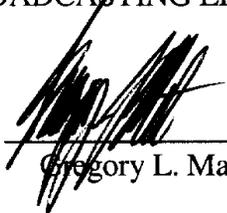
community of license; and (6) the proposed allotment change will result in a net service gain of over 30,000 persons.

The Commission obviously has found merit in CCBL's proposal, for in the *Notice*, the Commission proposes to delete Channel 288A at Sparta and add Channel 287A at Morrison as requested in CCBL's Petition. CCBL supports the proposal advanced in the *Notice* and reaffirms its continuing interest in the allotment of Channel 287A at Morrison, Tennessee. As directed by paragraph 2 of the Appendix to the *Notice*, CCBL restates its intention to submit an application to modify the facilities of WRKK-FM to specify Channel 287A at Morrison if that channel is allotted, and to promptly construct facilities for station WRKK-FM on that channel if its application is granted.

Accordingly, CCBL respectfully requests the Commission to adopt the proposal set forth in the *Notice* by deleting Channel 288A at Sparta, Tennessee and allotting Channel 287A to the community of Morrison, Tennessee.

Respectfully submitted,

CLEAR CHANNEL
BROADCASTING LICENSES, INC.

By: 

Gregory L. Masters

Its Attorney

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September 30, 2004

CERTIFICATE OF SERVICE

I, Claudia L. Cartagena, a secretary in the law firm of Wiley Rein & Fielding LLP, do hereby certify that true copies of the foregoing "Comments in Support of Notice of Proposed Rule Making" were sent this 30th day of September, 2004, by hand delivery, to the following:

Deborah A. Dupont
Audio Division
Media Bureau
Federal Communications Commission
445 12th Street, S.W.
Room 2-A834
Washington, D.C. 20554


Claudia L. Cartagena