

**Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

ORIGINAL

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments)
FM Broadcast Stations)
(Brightwood, Madras, Prineville and)
Bend, Oregon))

MB Docket No. 00-87
RM-9870
RM-9961

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JUL 21 2005

Federal Communications Commission
Office of Secretary

To: Office of the Secretary
Attn: Assistant Chief, Audio Division
Media Bureau

**REQUEST FOR APPROVAL OF SETTLEMENT
AND EXPEDITED ACTION**

Madras Broadcasting (“Madras”) and Muddy Broadcasting Company (“Muddy”), by their counsel and pursuant to paragraphs 48-52 of the *Notice of Proposed Rule Making*, FCC 05-120 (released June 14, 2005), and the *Public Notice*, DA 05-1688 (released June 20, 2005) (the “*Notice*”), hereby request approval of their settlement and expedited action in the above captioned proceeding.¹

On July 20, 2005, Muddy and Madras entered into a Settlement Agreement pursuant to which Muddy agreed to withdraw its December 5, 2001 Petition for Reconsideration of the Commission *Report and Order*, DA 01-2484, released October 26, 2001, allotting Channel 251C1 at Madras, Oregon. In order to effectuate this withdrawal, Muddy also filed a Request for Withdrawal, a copy of which is attached hereto as Exhibit A. Absent the filing of Muddy’s

¹ The *Notice* does not request a copy of a settlement agreement. However, if the FCC would like a copy of the parties Settlement Agreement in this proceeding, the parties can provide it.

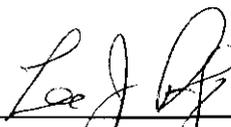
Petition for Reconsideration, the October 26, 2001 *Report and Order* would now be final. Therefore, this is a universal settlement since there are no issues left unresolved and no remaining proposals which are mutually exclusive.

Pursuant to the last paragraph of the *Notice*, the FCC indicated that it “will expedite the processing of all complete and rule-compliant settlement agreements.” This is a complete and rule-compliant settlement because a Notice of Proposed Rule Making has been released and the comment date fell on or before June 14, 2005. Further, grant of this proposal will help reduce the backlog of unresolved rule makings.

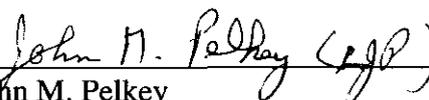
Thus, for the foregoing reasons, Madras and Muddy respectfully request that the FCC expeditiously approve their settlement, grant the Request for Withdrawal filed by Muddy and terminate this proceeding.

Respectfully submitted,

MADRAS BROADCASTING

By:  _____
Lee J. Peltzman
Shainis & Peltzman, Chartered
1850 M Street, S.W.
Suite 240
Washington, D.C. 20036
(202) 293-0011
Its Counsel

MUDDY BROADCASTING COMPANY

By:  _____
John M. Pelkey
Garvey Schubert Barer
1000 Potomac Street, N.W.
5th Floor, Flour Mill Building
Washington, DC 20007
Its Counsel

Date: July 21, 2005

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FEDERAL COMMUNICATIONS COMMISSION
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To: Office of the Secretary
Attn: Assistant Chief, Audio Division
Media Bureau

REQUEST FOR APPROVAL OF WITHDRAWAL

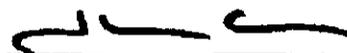
Muddy Broadcasting Company ("Muddy"), pursuant to paragraphs 48-52 of the *Notice of Proposed Rule Making*, FCC 05-120 (released June 14, 2005), and the Public Notice, DA 05-1688 (released June 20, 2005), hereby withdraws its Petition for Reconsideration and all other pleadings filed in the above captioned proceeding. Muddy also withdraws its expression of interest in applying for Channel 251C3 at Brightwood, Oregon.

WHEREFORE, the Commission should approve this request for withdrawal of Muddy's Petition for Reconsideration, other filings, and expression of interest.

I, Thomas C. Holland, by my signature, declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Respectfully Submitted,

MUDDY BROADCASTING COMPANY

By: 
Thomas C. Holland
2780 SW Talbot Road
Portland, OR 97201-1698

July 29, 2005

CERTIFICATE OF SERVICE

I, Karen McNeill, in the law firm of Shainis & Peltzman, Chartered, hereby certify that on this 21st day of July, 2005, copies of the foregoing document were sent via first-class United States Mail to the following:

J. Dominic Monahan, Esq.
Luvaas, Cobb, Richards & Fraser, P.C.
777 High Street – Suite 300
Eugene, OR 97401-2787

Hoodland Fire District No. 74
Attn: Larry D. Eckhardt
69634 East Highway 26
Welches, OR 97067-9600

Mt. Hood Area Chamber of Commerce
Attn: Kylie B. Milne
P.O. Box 824
Welches, OR 97067

John Karousos*
Federal Communications Commission
445 12th Street, S.W., Room 3-A266
Washington, D.C. 20554

Ms. Victoria M. McCauley*
Federal Communications Commission
445 12th Street, S.W., Room 2-C222
Washington, D.C. 20554

Scott C. Cinnamon, Esq.
Law Offices of Scott C. Cinnamon, LLC
1090 Vermont Avenue, NW
Washington, DC 20005



Karen McNeill

*Via Hand Delivery