

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

AUG 11 2005

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|--------------------------------|---|-----------------------------------|
| In the Matter of |) | Federal Communications Commission |
| |) | Office of Secretary |
| Amendment of Section 73.202(b) |) | MB Docket No. 05-112 |
| Table of Allotments |) | RM-11185 |
| FM Broadcast Stations |) | |
| (Fredericksburg, Texas) |) | |

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

WITHDRAWAL OF PETITION

In light of the benchmark for measuring "logical outgrowth" for petitions filed in FM allotment rulemaking proceedings under the Administrative Procedure Act in the decision of the United States Court of Appeals for the District of Columbia Circuit in Charles Crawford v. FCC, No. 04-1031 (August 5, 2005) and in consideration of the distance between Fredericksburg, Texas, and Quanah, Texas, the petition of Katherine Pyeatt for allotment of channel 256C3 at Fredericksburg is withdrawn. As indicated in the attached declaration of Ms. Pyeatt, no consideration has been paid or promised, directly or indirectly, for such withdrawal.

Respectfully submitted,

Gene A. Bechtel

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August 11, 2005

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SWORN AFFIDAVIT

Katherine Pyeatt does state under penalty of perjury:

1. My name is Katherine Pyeatt and I filed a Petition for Rulemaking to allot Channel 256C3 to Fredericksburg, Texas, on or about November 16, 2004.
2. I have decided not to pursue the allotment of Channel 256C3 at Fredericksburg, Texas at this time and have therefore concluded to request that the FCC dismiss my Petition. I hereby certify that I have not nor will not receive, either directly or indirectly, any money or other consideration in connection with the withdrawal of my petition. I declare that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed this 8th day of August, 2005.


Katherine Pyeatt

KP6vt

CERTIFICATE OF SERVICE

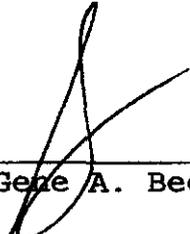
I certify that on this 11th day of August, 2005, I have caused copies of the foregoing pleading to be placed in the mails, first class, postage prepaid, addressed to the following:

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