

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

In the Matter of

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Culebra and Vieques, Puerto Rico)

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MB Docket No. 04-318
RM-11040

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To: Office of Secretary
Attn: Assistant Chief (Allocations), Audio Division, Media Bureau

Federal Communications Commission
Office of Secretary

OPPOSITION TO PETITION FOR RECONSIDERATION

International Broadcasting Corporation (IBC), by its attorney, hereby submits its opposition to the Petition for Reconsideration filed by Western New Life, Inc. (Western) in this proceeding. Initially, in support of its opposition, IBC reiterates its previously expressed intention to make application for a construction permit to operate a new FM station on Channel 291B in Vieques, Puerto Rico.

It is the established policy of the Commission not to reallocate a channel in which interest has been expressed, absent a compelling reason to do so. See, e.g., Calhoun City, Mississippi, 11 FCC Rcd 7660 (1996); Driscoll, et al., Texas, 10 FCC Rcd 6528 (1995). Western has not provided the requisite basis for deviating from this long-standing policy. Instead, it repeats the history of its operation on Channel 293A, a decision primarily of its own choosing, and seeks to downgrade the existing Class B channel in Vieques. Notwithstanding Western's arguments on reconsideration, its proposal would result in the operation of FM stations on Class A allotments

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in Culebra and Vieques, a distinct reduction in service because of the loss of a potential radio operation on a Class B channel in Vieques. Where there have been multiple expressions of interest for operation on this Class B channel, that potential outweighs Western's need for permanence, particularly when WXZX(FM) has been operating on another Class A channel in Culebra with the Commission's regular approval. In consequence, Western's request for reconsideration must be denied.

Respectfully submitted,

International Broadcasting Corporation

By 

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September 5, 2006

CERTIFICATE OF SERVICE

I, Denise A. Branson, hereby certify that on this 5TH day of September 2006 true and correct copies of the foregoing **OPPOSITION TO PETITION FOR RECONSIDERATION** have been served by first class U.S. Mail, postage prepaid on the following:

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