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June 18, 2007

FILED/ACCEPTED

JUN 18 2007

Federal Communications Commission
Office of the Secretary

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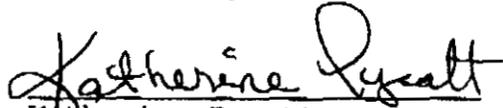
Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, D.C. 20554

Re: Petition for Rule Making
Harper, Texas (Channel 256C3)

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of my
Petition for Rule Making proposing to add Channel 256C3
at Harper, Texas.

Respectfully submitted,



Katherine Pyeatt
2215 Cedar Springs Rd., #804
Dallas, Texas 75201
(214) 991-9363

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Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Amendment of 73.202(b)) MB Docket No.
FM Table of Allotments) RM-
FM Broadcast Stations)
(Harper, Texas))

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

Federal Communications Commission
Office of the Secretary

PETITION FOR RULE MAKING

Katherine Pyeatt hereby requests the allotment of Channel 256C3 to Harper, Texas.¹ The following summarizes the changes requested in this Petition:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Harper, TX	-----	256C3

Petitioner respectfully submits that the public interest would be served by allocating Channel 256C3 to Harper, Texas as that community's first FM service. Harper, Texas is a census designated place with its own zip Code, 78631, and a population of 1,006 persons.² Harper has

¹ Pursuant to *Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, 21 FCC Rcd 14212 (2006) ("Streamlining R&O"), Katherine Pyeatt is contemporaneously filing a Form 301 application for this proposal along with the requisite filing fee. Should this channel be allotted to Harper, Texas, Katherine Pyeatt hereby states that she will construct the facility specified in the Form 301.

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its own school district, the Harper Independent School District, its own fire department, post office, Harper Community Hall, Harper Chamber of Commerce³ and a number of local churches. Harper is a community that is certainly deserving of a first FM service. "Local radio stations play an important role in their communities, providing local news, information and entertainment to residents, and generally serving as good corporate citizens in the local community life. This is particularly true in smaller towns where the radio stations are limited in number. Yet there are still rural areas of our country that do not have even a local radio station."⁴ The proposed channel 256C3 will provide additional diversity and an outlet for local self-expression to Harper residents and therefore is in the public interest.

Attached hereto is a channel study confirming that Channel 256C3 can be allocated to Harper, Texas, consistent with Section 73.207 of the Commission's Rules⁵ with respect to all existing and proposed domestic allotments and facilities. (See, Attachment A) A 70 dBu signal can be

²According to the 2002/ 2003 Texas Almanac.

³ Harper Chamber of Commerce, (830) 864-5656, 23401 W. Hwy 290, Harper, Texas.

⁴ Statement of Commissioner Kevin J. Martin, MM & O, MM Docket 99-240, released May 20, 2004.

⁵ 47 C.F.R. 73.207.

provided to Harper from the proposed reference coordinates.
Note: The proposed allotment for channel 256C3/
Fredericksburg, MB Docket No. 05-112 was dismissed per
Report & Order, DA 07-2544, and released on 6/15/07. Also
note: there are two counterproposals to add channel 256A at
Ingram, Texas, one involved 00-148/ Quanah, Texas and the
other involved 05-112/ Fredericksburg, Texas, both have
been denied via Report & Orders. Docket 00-148 was
dismissed per Report & Order, DA 03-1533, released 5/8/03.
The Report & Order for 05-112, was released 6/15/07 and
also denied the requested channel 256A/ Ingram. Both the
Commission decisions in 00-148 and in 05-112 are effective
but not yet final per Auburn, Alabama. Additionally,
please note that station KAYG Channel 256A at Camp Wood,
Texas was ordered to Channel 251C3 per Report & Order, DA
00-1001, MM Docket No. 99-214, released May 12, 2000.
Reference coordinates for Channel 256C3 at Harper, Texas
are:

30 16 20 N
99 07 25 W

I hereby certify that should this petition be granted
and Channel 256C3 is allotted to Harper, Texas as
specified in my petition and in my Form 301 for this
channel which I have simultaneously electronically filed

with this Petition for Rule Making along with the requisite Form 301 filing fee, I will participate in the auction for the channel.

The factual information provided in these Comments is correct and true to the best of my knowledge.

Respectfully submitted,



Katherine Pyeatt
2215 Cedar Springs Rd., #804
Dallas, Texas 75201
(214) 991-9363

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, Telephone (301) 340-1651, telecopier (301) 340-6811, attorney for Katherine Pyeatt. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Katherine Pyeatt.

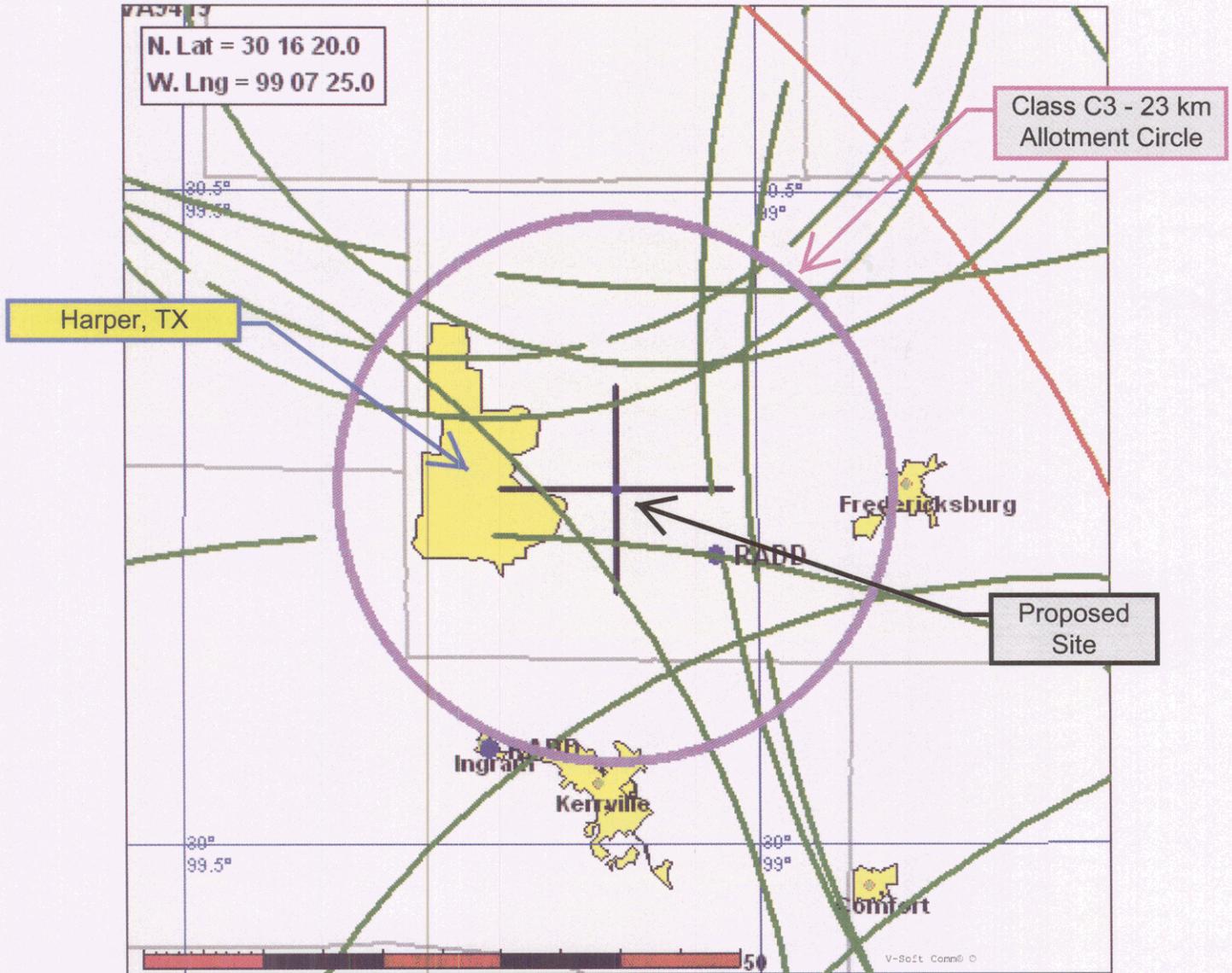
June 18, 2007

Harbor Petition

Attachment A

(Channel Study for Channel 256C3 at Harper, Texas)

CH 256 C3, B1, 99.1 MHz
 Chisholm Trail Broadcasting C
 June 2007



Data Date:06-16-07 Job Date:06-18-07

Call	CH#	Type	Location	Azi	D-KM	FCC	Margin		
RADD	256C3	ADD	Fredericksburg	TX	123.7	9.95	152.5	-142.55	Dismissed
RADD	256A	ADD	Ingram	TX	206.1	24.35	141.5	-117.15	Dismissed
RADD	256A	ADD	Ingram	TX	206.1	24.35	141.5	-117.15	Dismissed
KAYG	256A	LIC	Camp Wood	TX	234.4	105.95	141.5	-35.55	to 251C3/99-214
KLMO-FM.C	255C1	CP -Z	Dilley	TX	185.9	148.13	143.5	4.63	
KLMO-FM	255C1	LIC-Z	Dilley	TX	185.9	148.13	143.5	4.63	
AL8748	257A	VAC	Leakey	TX	231.3	93.34	88.5	4.84	
AP8824	259A	APP	Mason	TX	347.6	48.66	41.5	7.16	
KHHL	255C2	LIC N	Leander	TX	83.6	124.42	116.5	7.92	
AP4098	259A	APP	Mason	TX	4.5	52.26	41.5	10.76	
KHHL.A	255C2	APP-Z	Leander	TX	87.1	127.48	116.5	10.98	

FM CHANNEL STUDY - 256C3

Proposed Special Reference Point
 Allotment of New Channel to Harper, Texas
 June 2007