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December 11, 2007

FILED/ACCEPTED
DEC 11 2007
Federal Communications Commission
Office of the Secretary

BY HAND DELIVERY

Marlene H. Dortch, Esquire
Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-B204
Washington, D.C. 20554

Attention: Media Bureau, Audio Division

Re: MB Docket 07-227
Clayton, Oklahoma

Dear Ms. Dortch:

Transmitted herewith, on behalf of North Texas Radio, Group L.P., are an original and four copies of its Comments in the above-referenced proceeding, which seeks an amendment of Section 73.202(b) of the Commission's rules to provide for a channel substitution for the vacant allotment at Clayton, Oklahoma.

Should any questions arise concerning this matter, please communicate with this office.

Very truly yours,



Anne Goodwin Crump
Counsel for North Texas Radio Group, L.P.

AGC:deb

Enclosures

No. of Copies rec'd 014
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ORIGINAL

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

In the Matter of)
)
) MB Docket 07-227
Amendment of Section 73.202(b),)
FM Table of Allotments,) RM-11405
FM Broadcast Stations.)
(Clayton, Oklahoma))

FILED/ACCEPTED

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Federal Communications Commission
Office of the Secretary

Directed to: Office of the Secretary
Attention: Media Bureau

COMMENTS

North Texas Radio Group, L.P., by its attorneys, hereby respectfully submits its Comments in response to the Commission's *Notice of Proposed Rule Making*, DA 07-4309, released October 19, 2007, in the above-captioned proceeding.¹ With respect thereto, the following is stated:

1. North Texas is the licensee of KFYZ-FM, Bennington, Oklahoma. As has previously been reported to the Commission, due to power supply and other difficulties associated with KFYZ-FM's currently authorized transmitter site, KFYZ-FM has been unable to maintain regular broadcast operations. Indeed, the station remains off the air pursuant to Special Temporary Authority, File No. BLESTA-20070717ABY. North Texas has determined that it is not feasible

¹ To the extent deemed necessary, acceptance of the instant comments *nunc pro tunc* is hereby requested. A review of the docket as of this date shows no other comments filed, the comments contain no new information but merely confirm continuing interest, and this filing is well within the overall comment period in the proceeding; therefore, no delay would result, and no party would be prejudiced.

for KFYZ-FM to maintain any long-term operations in accordance with its current authorization at its currently licensed transmitter site.

2. Accordingly, North Texas previously filed with the Commission an application for construction permit for modification of facilities to propose a same-class channel substitution and change in transmitter location (File No. BPH-20070816ABS, as amended). This application specifies a new transmitter site which will provide for a return to regular broadcast operations by the station. Moreover, the change in channel and transmitter site will allow for a substantial increase in the population served by the station. As set forth in the engineering information attached to that application, the proposed modification will increase the population within the station's 60 dBu service contour by 41 percent. Clearly, therefore, the facilities changes proposed for KFYZ-FM would create a more efficient distribution of service and would serve the public interest.

3. In order for these benefits to be realized, however, it is necessary to substitute a new channel for vacant Channel 241A and to change the reference co-ordinates at Clayton, Oklahoma. As set forth in the attached engineering, Channel 262A may be substituted for Channel 241A in accordance with the Commission's Rules. The proposed location meets all spacing requirements and would allow a station to provide the requisite city grade coverage to the community of Clayton.² As an equivalent class channel is being proposed, there would be no detriment to any party interesting in seeking an authorization for the Clayton allotment.

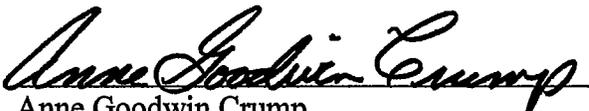
² While a previous petition for rule making proposed the allotment of Channel 241A at Bokchito, Oklahoma, and the proposed substitution of Channel 263A for Channel 241A at Clayton, Oklahoma, that proposal was withdrawn by Request for Approval of Withdrawal filed August 1, 2007.

4. This proposed channel substitution would serve the public interest by allowing for a substantial increase in the population served by KFYZ-FM and by enabling more reliable operations by that station. There would be no offsetting detriment from the substitution of a new channel for the vacant channel there, as a fully-spaced Class A allotment would remain available for application during an upcoming auction.

WHEREFORE, the premises considered, North Texas hereby respectfully requests that Channel 262A be substituted for vacant Channel 241A at Clayton, Oklahoma, as set forth herein.

Respectfully submitted,

NORTH TEXAS RADIO GROUP, L.P.

By: 
Anne Goodwin Crump

Its Attorney

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