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FCC Mail Room

May 28, 2009

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

Re: Comments/ Markham, Texas  
(MB Docket No. 07-163, RM-11385 & RM-11416)

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of "Comments of Katherine Pyeatt" which are related to MB Docket No. 07-163.

Respectfully submitted,

  
Katherine Pyeatt

2215 Cedar Springs Rd., #1605  
Dallas, Texas 75201  
Tele: (214) 991-9363

Markham Com

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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. 07-163 |
| Table of Allotments          | ) | RM-11385             |
| FM Broadcast Stations        | ) | RM-11416             |
| (Markham, Ganado & Victoria, | ) |                      |
| Texas)                       | ) |                      |

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

COMMENTS OF KATHERINE PYEATT

Katherine Pyeatt (Pyeatt) submits these comments in response to the Order to Show Cause issued to Victoria RadioWorks, Ltd on April 17, 2009.

Pyeatt is the original petitioner in this rule making proceeding. She requested the allotment of Channel 235A to Markham, Texas, as that community's second local service. On September 28, 2007 a counterproposal was filed by Fort Bend Media Broadcasting Company (Fort Bend) seeking assignment of Channel 283A to Markham instead of Channel 235A. This substitution is necessary, Fort Bend asserts, because it wants to use Channel 235C at Ganado in order to upgrade KHTZ, which currently operates on Channel 284C2.

The counterproposal also seeks to substitute Channel 284C3 for Channel 236C3 as KVIC's allocation at Victoria, Texas.

Pyeatt supports the Fort Bend counterproposal provided Fort Bend will consent to an immediate license modification for KHTZ at Ganado. If the counterproposal is approved but KHTZ continues to operate for up to three years on Channel 284C2 at Ganado, Channel 283A will be in limbo due to the proximity of Markham to Ganado (approximately 25 miles). This means the FCC will not open Markham Channel 283A for an auction for up to three years. On the other hand, if KHTZ's license is immediately modified to specify operations on Channel 235C2 (which could be accomplished through the filing of a Form 302-FM license application), Channel 283A would be available for an auction at Markham almost immediately, thereby facilitating the establishment of that community's second local service and first competitive service.

For these reasons, FCC should adopt Fort Bend's counterproposal and allot Channel 283A to Markham, Texas, but only if the FCC requires Fort Bend to file a license application to cover interim Channel 235C2 operations at Ganado pending implementation of the full Class 235C facility Fort Bend seeks.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Katherine Pyeatt". The signature is written in a cursive style with a large, looping initial "K".

Katherine Pyeatt  
2215 Cedar Springs Rd., #1605  
Dallas, TX 75201

May 28, 2009

**CERTIFICATE OF SERVICE**

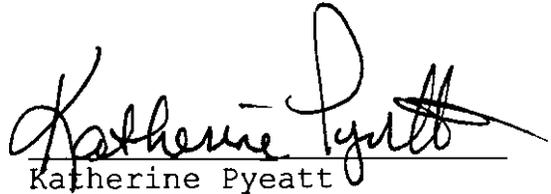
I, Katherine Pyeatt, hereby certify that on this 28<sup>th</sup> day of May, 2009, I caused copies of the foregoing "Comments of Katherine Pyeatt" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Ms. Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
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Washington, D.C. 20554

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Katherine Pyeatt