

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

In the Matter of)

Amendment of Section 73.622(i),
Final DTV Table of Allotments,
Television Broadcast Stations.
(Madison, Wisconsin)

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MB Docket No. 08-127
RM-11459

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: October 31, 2008

Released: November 5, 2008

By the Chief, Video Division, Media Bureau:

1. The Commission has before it a Notice of Proposed Rulemaking¹ issued in response to a petition for rulemaking filed by WMSN Licensee, LLC ("WMSN"), the licensee of station WMSN-DT, DTV channel 11, Madison, Wisconsin. WMSN requests the substitution of DTV channel 49 for its assigned DTV channel 11 at Madison. WMSN filed comments in support. No other comments were received.

2. We believe the public interest would be served by substituting DTV channel 49 for DTV channel 11. The channel change will permit WMSN-DT to replicate the current analog service of WMSN-TV on a UHF DTV channel, thereby allowing the station to maintain program service to the station's current viewers.

3. DTV channel 49 can be substituted for DTV channel 11 at Madison, Wisconsin, as proposed, in compliance with the principal community coverage requirements of Section 73.625(a) of the Commission's rules,² at coordinates 43-3-21 N. and 89-32-6 W. In addition, we find that this channel change meets the technical requirements set forth in Sections 73.616, 73 and 73.623 of the Commission's rules³ with the following specifications:

State and City	DTV Channel	DTV Power (kW)	Antenna HAAT(meters)	DTV Service Pop. (thous.)
Madison, WI	49	280	450	1386

4. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's rules, IT IS ORDERED, That effective 30 days after the date of publication of this Report and Order in the Federal Register, the DTV Table of Allotments, Section 73.622(i) of the Commission's rules, IS AMENDED, with respect to the community listed below, to read as follows:

¹ *Madison, Wisconsin*, DA 08-1907 (released August 14, 2008).

² 47 C.F.R. § 73.625(a).

³ 47 C.F.R. §§ 73.616 and 73.623.

<u>City and State</u>	<u>Channel No.</u>
Madison, Wisconsin	19, *20, 26, 49, 50

5. IT IS FURTHER ORDERED, That within 45 days of the effective date of this Order, WMSN Licensee LLC, shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV channel 49 in lieu of DTV channel 11 for post-transition use.

6. The Commission will send a copy of this Report and Order in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. § 801(a)(1)(A).

7. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

8. For further information concerning the proceeding listed above, contact David J. Brown, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Division
Media Bureau