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

In the Matter of)

Amendment of Section 73.622(i),)
Post-Transition Table of DTV Allotments,)
Television Broadcast Stations.)
(Anchorage, Alaska))

MB Docket No. 09-210
RM-11583

MAILED
JAN 19 2010

FCC Mail Room

REPORT AND ORDER
(Proceeding Terminated)

Adopted: January 8, 2010

Released: January 11, 2010

By the Associate 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 Ketchikan TV, LLC ("Ketchikan"), the permittee of KDMD(TV), channel 32, Anchorage, Alaska. Ketchikan requests the substitution of channel 33 for channel 32 at Anchorage. Ketchikan filed comments reaffirming its interest in the proposed channel substitution. No other comments were received.

2. We believe the public interest would be served by substituting channel 33 for channel 32 at Anchorage. Ketchikan explains that prior to the digital transition, KDMD(TV) operated on analog channel 33 from a tower site located at Eagle River, Alaska ("Eagle River Tower").² Due to site limitations, however, Ketchikan could not locate its digital channel 32 antenna on the Eagle River Tower as prescribed by the station's digital construction permit.³ As a result, the Commission granted Ketchikan an STA to locate its digital channel 32 antenna at the KDMD(TV) studio location in Anchorage.⁴ At this time, Ketchikan asserts that the site limitations at the Eagle River Tower site have been resolved, and that it is prepared to activate its digital facility from the Eagle River Tower site.⁵ Ketchikan states that KDMD(TV) will be able to commence operations of its new digital facility "more efficiently and economically utilizing the existing combiner and related equipment that was originally used in conjunction with analog channel 33 prior to its [digital] transition."⁶

3. Channel 33 can be substituted for channel 32 at Anchorage, Alaska, as proposed, in compliance with the principal community coverage requirements of Section 73.625(a) of the Commission's

¹ Anchorage, Alaska, DA 09-2480 (released November 25, 2009).

² Ketchikan Petition at 1.

³ Id.

⁴ Id.

⁵ Id.

⁶ Id. at 2.

rules,⁷ at coordinates 61-20-10 N. and 149-30-48 W. In addition, we find that this channel change meets the technical requirements set forth in Sections 73.616 and 73.623 of the Commission's rules⁸ with the following specifications:

City and State	Channel	Power (kW)	Antenna (meters)	Service Pop. (thous.)
Anchorage, Alaska	33	17.2	300	308

4. We also conclude that good cause exists to make this channel change effective immediately upon publication in the Federal Register, pursuant to Section 553(d)(3) of the Administrative Procedures Act.⁹ An expedited effective date is necessary in this case to ensure that station KDMD(TV) meets its digital construction deadline of February 17, 2010.

5. 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 Post-Transition Table of DTV Allotments, Section 73.622(i) of the Commission's rules, IS AMENDED, with respect to the community listed below, to read as follows:

<u>City and State</u>	<u>Channel No.</u>
Anchorage, Alaska	5, *8, 10, 12, 20, *26, 28, 33

6. IT IS FURTHER ORDERED, That within 10 days of the effective date of this Order, Ketchikan TV, LLC shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying channel 33 in lieu of channel 32 at Anchorage, Alaska.

7. 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).

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

9. For further information concerning the proceeding listed above, contact Adrienne Y. Denysyk, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION



Clay C. Pendarvis
Associate Chief, Video Division
Media Bureau

⁷ 47 C.F.R. § 73.625(a).

⁸ 47 C.F.R. §§ 73.616 and 73.623.

⁹ 5 U.S.C. § 553(d)(3).