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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MB Docket No. 11-168; RM-11642, DA 11-1712]

Radio Broadcasting Services; Llano, Texas

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document sets forth a proposal to amend the FM Table of Allotments. The Commission requests comment on a petition filed by Bryan King, proposing to amend the Table of Allotments by substituting Channel 242C3 for vacant Channel 293C3, at Llano, Texas. The proposal is part of a contingently filed “hybrid” application and rule making petition. Channel 242C3 can be allotted at Llano in compliance with the Commission’s minimum distance separation requirements with a site restriction of 19.1 km (11.9 miles) north of Llano, at 30-55-34 North Latitude and 98-43-24 West Longitude. Concurrence is required for the allotment of Channel 242C3 at Llano, Texas, because the proposed allotment is located within 320 kilometers (199 miles) of the U.S.-Mexican border. See Supplementary Information [infra](#).

DATES: Comments must be filed on or before December 5, 2011. Reply comments must be filed on or before December 20, 2011.

ADDRESSES: You may submit comments, identified by docket no. 11-168 to Federal Communications Commission, 445 12th Street, S.W., Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve counsel for

petitioner as follows: Lee J. Peltzman, Esq., Shainis & Peltzman, Chartered, 1850 M Street, N.W., Suite 240, Washington, D.C. 20036.

FOR FURTHER INFORMATION CONTACT: Deborah A. Dupont, Media Bureau (202) 418-7072.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 11-168, adopted October 12, 2011, and released October 14, 2011. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12th Street, S.W., Washington, D.C. 20554. The complete text of this decision may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the company's website, www.bcpweb.com. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any proposed information collection burden "for small business concerns with fewer than 25 employees," pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, see 44 U.S.C. 3506 (c)(4).

The Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding. Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all ex parte contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible ex parte contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

FEDERAL COMMUNICATIONS COMMISSION.

Nazifa Sawez,
Assistant Chief, Audio Division,
Media Bureau

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

PART 73 – RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334, 336, and 339.

§ 73.202 [Amended]

2. In section 73.202(b), the Table of FM Allotments under Texas, is amended by removing 293C3 and adding 242C3 at Llano.

[FR Doc. 2011-27744 Filed 10/31/2011 at 8:45 am; Publication Date: 11/01/2011]