

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

In the Matter of )  
)  
Amendment of Section 73.202(b), ) MM Docket No. 01-24  
Table of Allotments, ) RM-10052  
FM Broadcast Stations. )  
(Hewitt, Texas )

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: May 9, 2001**

**Released: May 18, 2001**

By the Chief, Allocations Branch:

1. In response to a petition filed by Bordeaux Radio Broadcasting (“BRB”), the Commission has before it for consideration the Notice of Proposed Rule Making, DA No. 01-252, released February 2, 2001, seeking the allotment of Channel 294A at Hewitt, Texas, as that community's first local broadcast service. BRB filed supporting comments in which it reaffirmed its support in the allotment of Channel 294A at Hewitt. McLennan Broadcasters filed comments supporting the allotment at Hewitt.

2. We believe that the public interest would be served by the allotment of Channel 294A at Hewitt, Texas, as it will provide the community with an its first local broadcast service. Channel 294A can be allotted to Hewitt in compliance with the Commission's minimum distance separation requirements with a site restriction 5.3 kilometers (3.3 miles) south of the community.<sup>1</sup> The site restriction will prevent a conflict with Station KXGM, Channel 294C, Muenster, Texas.<sup>2</sup>

3. 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 July 3, 2001, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed below, as follows:

<sup>1</sup> The coordinates for Channel 294A at Hewitt are 31-24-52 and 97-11-23.

<sup>2</sup> Channel 294A is in conflict with Channel 296A, Waco, Texas and Channel 294C, Granbury, Texas. However, action taken in MM Docket No. 98-198, 15 FCC Rcd 5506 (2000), substituted Channel 277A for Channel 296A, Waco (BPED-20000804ADD) and substituted Channel 296C1 for Channel 294C at Granbury and reallocated Channel 296C1 to Benbrook, Texas (BPH-20000919ABQ). The effective date for the Report and Order in MM Docket No. 98-198 was May 4, 2000. We will serve a copy of this Order on the Waco and Benbrook stations.

| Community     | Channel Number |
|---------------|----------------|
| Hewitt, Texas | 294A           |

4. IT IS FURTHER ORDERED, That the Secretary Shall Send, by Certified Mail, Return Receipt Requested, a copy of this Report and Order to the following:

|   |  |
|---|--|
| KCYT-FM License Corp<br>Station KDXT-FM<br>3102 Oak Lawn Avenue, Suite 215<br>Dallas, Texas 75219 | Brazos Valley Public Broadcasting Foundation<br>Station KWBU-FM<br>P. O. Box 97024, Baylor University<br>c/o Larry D. Brumley<br>Waco, Texas 76798 |
|---|--|

5. A filing window for Channel 294A at Hewitt, Texas, will not be opened at this time. Instead, the issue of opening a this allotment for auction will be addressed by the Commission in a subsequent order.

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

7. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180. Questions related to the application filing process for Channel 294A at Hewitt, Texas, should be addressed to the Audio Services Division, Mass Media Bureau, (202) 418-2700.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos  
Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau