

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

In the Matter of)	
)	
)	
Amendment of Section 73.622(i),)	MB Docket No. 08-121
Final DTV Table of Allotments,)	RM-11449
Television Broadcast Stations.)	
(La Grande, Oregon))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: October 21, 2008

Released: October 22, 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 Fisher Radio Regional Group, Inc. (“Fisher”), the licensee of KUNP-TV, channel 16, and permittee of KUNP-DT, pre-transition and post-transition digital channel 29, La Grande, Oregon, requesting the substitution of channel 16 for post-transition digital channel 29 at La Grande. Fisher filed comments. No other comments were received.

2. We believe the public interest would be served by substituting DTV channel 16 for DTV channel 29. The tower structure for KUNP-DT cannot support both analog channel 16 and digital channel 29 operations.² Therefore, if the station were required to operate digitally on channel 29, it would have to terminate analog operations, remove the analog channel 16 antenna and install the digital channel 29 antenna. Construction of KUNP-DT’s post-transition DTV facilities will be expedited if it were permitted to operate digitally on channel 16, because the station could simply use its existing analog antenna, thus allowing the station to maintain current program service to the station’s viewers.³ Furthermore, operation on channel 16 will result in an increase of population served by KUNP-DT from 42,000 persons to 46,000 persons.⁴

3. DTV channel 16 can be substituted for DTV channel 29 at La Grande, Oregon, as proposed, in compliance with the principal community coverage requirements of Section 73.625(a) of the Commission’s rules, at coordinates coordinates 45-18-35 N. and 117-43-57 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 rules with the following specifications:

¹ *La Grande, OR*, DA 08-1492 (released July 15, 2008).

² Petition at 1.

³ *Id.*.

⁴ *Id.*

City and State	DTV Channel	DTV Power (kw)	Antenna HAAT (meters)	DTV Service Pop. (thous.)
La Grande, Oregon	16	50	773	44

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:

<u>City and State</u>	<u>Channel No.</u>
La Grande, Oregon	*13, 16

5. IT IS FURTHER ORDERED, That within 45 days of the effective date of this Order, Fisher Radio Regional Group, Inc. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV channel 16 in lieu of DTV channel 29.

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 Shaun A. Maher, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Division
Media Bureau