

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

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MM Docket No. 00-66
Table of Allotments,)	RM-9842
FM Broadcast Stations.)	
(Des Moines, New Mexico))	

REPORT AND ORDER
(Proceeding Terminated)

Adopted: October 11, 2000

Released: October 20, 2000

By the Chief, Allocations Branch:

1. At the request of Willison H. Gormly d/b/a Sierra Grande Broadcasting ("petitioner"), the Commission has before it the Notice of Proposed Rule Making, 15 FCC Rcd 7507 (2000), proposing the allotment of Channel 287C to Des Moines, New Mexico, as the community's first local aural service. Petitioner submitted comments reiterating his intention to apply for the channel, if allotted. No other comments were received.

2. As stated in the Notice, Des Moines is listed in the 1990 U.S. Census as a village with a population of 168 people and it has its own post office and zip code. However, petitioner was requested to furnish additional demographic information in order to determine whether it qualified as a community for allotment purposes. In response, petitioner states that Des Moines is the headquarters for the Des Moines School District, it has its own public library, three churches, The Church of Christ, Our Lady of Guadalupe and Grace United Methodist, a community center, volunteer fire department, and bank. In addition, it states that Des Moines owns and operates its own water purification plant.

3. Based on the information before us and our own independent research, we believe that Des Moines is a community for allotment purposes. It has its own local school system, churches, library, a bank, volunteer fire department, restaurant and water system. Therefore, we believe the public interest would be served by allotting Channel 287C to Des Moines as its first local aural service. Channel 287C can be allotted to Des Moines in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction.¹

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 December 4, 2000, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED, with respect to the community listed below, to read as follows:

¹ The coordinates for Channel 287C at Des Moines are 36-45-48 NL; 103-50-12 WL.

City

Channel No.

Des Moines, New Mexico

287C

5. A filing window for Channel 287C at Des Moines, NM, will not be opened at this time. Instead, the issue of opening a filing window for this channel 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 Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

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