

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

In the Matter of)	
)	
Amendment of Section 73.202(b))	MB Docket No. 03-111
Table of Allotments,)	RM-10701
FM Broadcast Stations.)	
(Kernville, California))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: July 30, 2003

Released: August 1, 2003

By the Assistant Chief, Audio Division:

1. The Audio Division considers herein the *Notice of Proposed Rule Making* (“Notice”)¹, issued at the request of Linda A. Davidson (“Petitioner”), proposing the allotment of Channel 289A to Kernville, California, as that community’s second local aural transmission service. Petitioner filed comments reiterating an intention to apply for Channel 289A if allotted to Kernville, as requested. No counterproposals or other comments were received in response to this proceeding.

2. In view of the interest expressed in providing a second local aural transmission service to Kernville, we will allot Channel 289A to that community, as requested. As stated in the *Notice*, Channel 289A can be allotted to Kernville, in compliance with the Commission’s minimum distance separation requirements, provided there is a site restriction of 5.6 kilometers (3.5 miles) northeast of the community.²

3. Accordingly, pursuant to the authority found 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 September 15, 2003, 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:

<u>Community</u>	<u>Channel No.</u>
Kernville, California	273A, 289A

4. The window period for filing applications for Channel 289A at Kernville will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent order.

¹ See *Kernville, CA*, 18 FCC Rcd 9300 (MB 2003).

² The reference coordinates for Channel 289A at Kernville are 35-46-29 NL and 118-22-09 WL.

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

6. For further information concerning this proceeding, contact Rolanda F. Smith, Media Bureau, (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos
Assistant Chief, Audio Division
Media Bureau