

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

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MM Docket No. 00-26
Table of Allotments,)	RM-9822
FM Broadcast Stations.)	
(Pearsall, Texas))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: September 13, 2000

Released: September 22, 2000

By the Chief, Allocations Branch:

1. In response to a Petition for Rule Making filed by The Pearsall Company (“Petitioner”), the Commission has before it for consideration the Notice of Proposed Rule Making, 15 FCC Rcd 3008 (2000), seeking the allotment of Channel 277A at Pearsall, Texas. Petitioner filed comments stating its intention to file an application for Channel 277A at Pearsall, Texas. No other comments were received in response to the Notice.

2. We believe the public interest would be served by the allotment of FM Channel 277A at Pearsall, Texas. The allotment will provide the community with its third local FM service. Channel 277A can be allotted to Pearsall, Texas, in compliance with the Commission's spacing requirements with a site restriction 11.3 kilometers (7 miles) northwest of the community.¹ The site restriction will prevent a conflict with Station KSJL, Channel 223C2, Devine, Texas. Mexican concurrence is required for the allotment of Channel 277A at Pearsall.²

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 November 6, 2000, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed below, as follows:

1 The coordinates for Channel 277A at Pearsall are 28-56-40 NL and 99-11-44 WL.

2. Although Mexican concurrence has been requested for Channel 277A at Pearsall as a specially negotiated short-spaced allotment, notification has not been received. Therefore, operation with the facilities specified for Pearsall herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the 1992 USA-Mexico FM Broadcast Agreement or if specifically objected to by Mexico.

Community	Channel Number
Pearsall, Texas	237A, 277A, 281C1 ³

4. A filing window for Channel 277A, Pearsall, Texas, will not be opened at this time. Instead, the issue of opening a filing window for the channel will be addressed by the Commission in a subsequent order.
5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
6. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180. Questions related to the application filing process for Channel 277A at Pearsall, 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

³ In response to a petition filed by John R. Furr, Channel 281C1 was substituted for Channel 281A at Pearsall, Texas, in MM Docket No. 99-342. See Report and Order adopted August 30, 2000 and released September 8, 2000, DA No. 2056.