

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

In the Matter of)	
)	
Amendment of Section 73.202(b),)	
FM Table of Allotments,)	MM Docket No. 99-75
FM Broadcast Stations.)	RM-9446
(Grants and Milan, New Mexico))	

MEMORANDUM OPINION AND ORDER

Adopted: October 11, 2000

Released: October 20, 2000

By the Chief, Allocations Branch:

1. The Allocations Branch has before it a petition for reconsideration of the *Report and Order* (DA 00-2148, released September 22, 2000), in this docket. That *Report and Order* granted the request of Don Davis, former licensee of Station KXXQ (formerly KQEO), Grants, New Mexico, to reallot Channel 264A from Grants to Milan, New Mexico, as the community's second local transmission service. The Station KXXQ license was ultimately assigned to Against the Wind Broadcasting, Inc. (File No. BALH-20000725AAS). The petition for reconsideration states that since the issuance of the *Report and Order*, Against the Wind Broadcasting has stated that it does not wish to effectuate this reallotment, but would rather continue to serve Grants.

2. Since the petition for reconsideration has in effect negated the expression of interest in the reallotment of Channel 264A from Grants to Milan, we will grant the petition for reconsideration to the extent of setting aside our decision in the *Report and Order* granting the change of community.

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

<u>City</u>	<u>Channel No.</u>
Grants, New Mexico	224C2, 264A, 279C, 288C

4. It is FURTHER ORDERED THAT the Secretary of the Commission shall send by Certified Mail Return Receipt Requested a copy of this *Order* to the following:

Barry D. Wood
Paul H. Brown
Wood, Maines & Brown, Chartered
1827 Jefferson Place, N.W.
Washington, D.C. 20036
(Counsel to Against the Wind Broadcasting,
Licensee of Station KXXQ)

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

6. For more information regarding this proceeding, contact Victoria M. McCauley, Mass Media Bureau (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

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