

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

In the Matter of)
)
Amendment of Section 73.202(b),) MM Docket No. 01-64
Table of Allotments,) RM-10074
FM Broadcast Stations.)
(Monticello, Maine)

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: May 9, 2001

Released: May 18, 2001

By the Chief, Allocations Branch:

1. In response to a petition filed by Allan H. Wiener (“Wiener”), the Commission has before it for consideration the Notice of Proposed Rule Making, released March 2, 2001, DA No. 01-565, requesting the allotment of Channel 234A at Monticello, Maine, as the community's first local FM service.¹ Wiener filed comments supporting the allotment of Channel 234A at Monticello. No other comments were received in response to the Notice in this proceeding.

2. We believe the public interest would be served by allotting Channel 234A to Monticello, Maine, as it will provide the community with its first local FM broadcast service. Channel 234A can be allotted to Monticello in compliance with the minimum distance separation requirements of the Commission's Rules with a site restriction 10.8 kilometers (6.7 miles) north of the community.² The site restriction will prevent a short-spacing to Station WSYY, Channel 235C2, Millinocket, Maine. Since the community of Monticello is located within 320 kilometers of the U. S.-Canadian border, concurrence of the Canadian Government has been requested for this allotment.³

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 July 3, 2001, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed

¹ Station WREM-AM is assigned to Monticello.

² The coordinates for Channel 234A at Monticello are 46-24-20 and 67-50-45.

³ Although concurrence has been requested for the allotment of Channel 234A at Monticello, notification has not been received. Therefore, operation with the facilities specified for Monticello 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 1991 Canada-USA FM Broadcast Agreement or if specifically objected to by Canada.

below, as follows:

Community	Channel Number
Monticello, Maine	234A

4. A filing window for Channel 234A at Monticello, Maine, 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.

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 234A at Monticello, Maine, 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