

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

In the Matter of)
)
Amendment of Section 73.622(b),) MM Docket No. 00-119
Table of Allotments,) RM-9879
Digital Television Broadcast Stations.)
(Hazleton, Pennsylvania))

REPORT AND ORDER
(Proceeding Terminated)

Adopted: January 31, 2001

Released: February 1, 2001

By the Chief, Video Services Division:

1. At the request of WOLF License Corporation ("Wolf"), licensee of station WOLF-TV, NTSC 56, Hazleton, Pennsylvania, the Commission has before it the Notice of Proposed Rule Making, 15 FCC Rcd 11372 (2000), proposing the substitution of DTV channel 45 for station WOLF-TV's assigned DTV channel 9. Wolf filed comments stating its intention to file an application for DTV channel 45, if allotted to Hazleton.

2. We believe the public interest would be served by adopting Wolf's channel substitution since it could enable station WOLF-TV to avoid displacing LPTV station W09BL and also permit WOLF-TV to maximize its service area during the DTV transition period. DTV channel 45 can be allotted Hazleton, Pennsylvania, as proposed, in compliance with the principle community coverage requirements of Section 73.625(a) at coordinates (41-11-00 N. and 75-52-10 W.) Since Hazleton is located within 400 kilometers of the U.S.-Canadian border, concurrence by the Canadian government has been obtained for this allotment. In addition, we find that this channel is acceptable under the 2 percent criterion for *de minimis* impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station WOLF-TV with the following specifications:

<u>State & City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
PA Hazleton	45	546	488	1787

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 March 19, 2001, the DTV Table of Allotments, Section 73.622(b) of the Commission's Rules, IS AMENDED, with respect

to the community listed below, to read as follows:

<u>City</u>	<u>Channel No.</u>
Hazleton, Pennsylvania	45

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, WOLF License Corporation shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 45 in lieu of DTV Channel 9 for station WOLF-TV.

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

6. For further information concerning this proceeding, contact Pam Blumenthal, Mass Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Services Division
Mass Media Bureau