

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)	
)	
XCEL ENERGY INC.)	Acct. No. 200132080024
)	File No. EB-00-IH-0397
Licensee of Various Land Mobile and Microwave)	
Stations)	

MEMORANDUM OPINION AND ORDER

Adopted: March 23, 2001

Released: March 26, 2001

By the Chief, Enforcement Bureau:

1. By this *Memorandum Opinion and Order* we adopt the attached Consent Decree entered into between the Enforcement Bureau and Xcel Energy Inc. (“Xcel”). We find that the Consent Decree provides for an appropriate resolution of the Bureau’s investigation into Xcel’s compliance with Section 310(d) and of the Communications Act of 1934, as amended,¹ and conclude that adoption of the Consent Decree is in the public interest.

2. Among other things, the Consent Decree contemplates that Xcel will implement a program to ensure its future compliance with the Act and the Commission’s rules and policies. In addition, the Consent Decree contemplates that Xcel will make a voluntary contribution to the United States Treasury in the amount of \$20,000.00.²

3. We have reviewed the Consent Decree and evaluated the circumstances underlying the investigation. We believe that the public interest would be served by adopting the Consent Decree and terminating the investigatory proceeding.

4. ACCORDINGLY, IT IS ORDERED that, pursuant to Sections 4(i) and 4(j) of the Communications Act of 1934, as amended,³ and Section 0.111 of the Commission’s rules,⁴ the Consent Decree attached hereto IS ADOPTED.

¹ 47 U.S.C. § 310(d).

² Payment may be made by mailing a check or similar instrument, payable to the order of the Federal Communications Commission, to the Forfeiture Collection Section, Finance Branch, Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment must note the Acct. No. referenced above.

³ 47 U.S.C. §§ 4(i) and 4(j).

⁴ 47 C.F.R. § 0.111

5. IT IS FURTHER ORDERED, that the above-captioned investigatory proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau