## Before the Federal Communications Commission Washington, D.C. 2054

| In the Matter of                       | ) |                      |
|--|---|----------------------|
|  | ) |                      |
| Amendment of Section 73.622(b),        | ) | MM Docket No. 01-162 |
| Table of Allotments,                   | ) | RM-10183             |
| Digital Television Broadcast Stations. | ) |                      |
| (Cocoa, Florida)                       | ) |                      |

## **REPORT AND ORDER** (Proceeding Terminated)

Adopted: March 25, 2002 Released: April 1, 2002

By the Chief, Video Division:

- 1. At the request of Good Life Broadcasting, Inc. ("Good Life"), licensee of station WTGL-TV, NTSC channel 52, Cocoa, Florida, the Commission has before it the <u>Notice of Proposed Rule Making</u>, 16 FCC Rcd 14495 (2001), requesting the substitution of DTV channel 53c for DTV channel 51. Good Life filed supporting comments stating it would apply for DTV channel 53c, if allotted. No other comments were received.
- 2. We believe the public interest would be served by substituting DTV channel 53c for DTV channel 51 since it would permit station WTGL-TV to co-locate its NTSC/DTV facilities. DTV channel 53c can be allotted to Cocoa, Florida, as proposed, in compliance with the principle community coverage requirements of Section 73.625(a) at coordinates 28-35-12 N. and 81-04-58 W. 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 WTGL-DT with the following specifications:

|              | DTV            | DTV power | Antenna  | DTV Service   |
|--------------|----------------|-----------|----------|---------------|
| State & City | <u>Channel</u> | (kW)      | HAAT (m) | Pop. (thous.) |
| FL Cocoa     | 53c            | 13.0      | 514      | 1876          |

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 May 16, 2002, 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>

Cocoa, Florida \*30, 53c

- 4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this <u>Order</u>, Good Life Broadcasting, Inc. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 53c in lieu of DTV Channel 51 for station WTGL-TV.
  - 5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
- 6. For further information concerning this proceeding, contact Pam Blumenthal, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman Chief, Video Division Media Bureau