

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

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MB Docket No. 02-116
Table of Allotments,	)	RM-10233
Digital Television Broadcast Stations.	)	
(Billings, Montana)	)	

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: April 30, 2003**

**Released: May 9, 2003**

By the Chief, Video Division:

1. At the request of KTVQ Communications, Inc. (“KTVQ”), licensee of KTVQ(TV), NTSC channel 2, Billings, Montana, the Commission has before it the Notice of Proposed Rule Making, 17 FCC Rcd 9362 (2002), proposing the substitution of DTV channel 10 for DTV channel 17 at Billings. KTVQ filed comments reaffirming its intention to apply for DTV channel 10, if allotted.<sup>1</sup> No other comments were received.

2. We believe the public interest would be served by substituting DTV channel 10 for DTV channel 17 since it will permit KTVQ-DT to improve its signal coverage while reducing its build-out and operating costs. DTV channel 10 can be allotted to Billings, Montana, as proposed, in compliance with the principle community coverage requirement of Section 73.625(a) at coordinates 45-46-00 N. and 108-27-27 W. Since the community of Billings is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian was 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 KTVQ-DT with the following specifications:

<u>State &amp; City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
MT Billings	10	160	165	139

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 June 23, 2003, 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:

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<sup>1</sup> In its petition, KTVQ stated that adoption of its proposal would reduce the impact of KTVQ-DT’s build-out and operating costs. KTVQ also stated that operating on a VHF channel would improve the signal coverage for its viewers.

City

Channel No.

Billings, Montana

11, 10, 18

4. IT IS FURTHER ORDERED, That within 45 days of the effective date of this *Order*, KTVQ Communications, Inc. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV Channel 10 in lieu of DTV Channel 17 for station KTVQ-DT.

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