

In the matter of Request of )  
 )  
Broadcasting Board of Governors )  
United States of America )  
 )  
For Extension of Authorization )  
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<sup>6</sup> BBG Letter.

2. Consistent with the Commission's previous orders, we have evaluated BBG's request to extend authorization of the modified facilities for one year, and find that BBG's operations comply with the *Modification Order*.<sup>7</sup> In accordance with the Television Broadcasting to Cuba Act<sup>8</sup>, and in recognition of the foreign policy interests noted by BBG, we grant BBG's request and allow TV Marti to continue to operate Channel 13 facilities with technical parameters at variance from those the Commission previously authorized. This authorization is subject to the same conditions enumerated in the *Modification Order*.<sup>9</sup>
3. As this change to the TV Marti authorization carries out the mandate of the Television Broadcasting to Cuba Act, and reflects foreign policy determinations made by Congress and the President of the United States, we find for good cause that public notice and comment thereon is unnecessary.<sup>10</sup>
4. Accordingly, IT IS ORDERED that TV Marti may operate Channel 13 television facilities with technical parameters at variance from those previously authorized by the Commission. Such operations shall be permitted until January 24, 2008.<sup>11</sup>
5. IT IS FURTHER ORDERED that TV Marti's operations on Channel 13 be on a non-interference basis. Such operations must cease if the Commission determines that they are causing harmful interference to any lawfully operating Commission licensee.
6. IT IS FURTHER ORDERED that this Order shall be effective immediately upon release.

## FEDERAL COMMUNICATIONS COMMISSION

Helen Domenici  
Chief  
International Bureau

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<sup>7</sup> See *Modification Order; Request of Broadcasting Board of Governors United States of America for Extension of Authorization*, Memorandum Opinion and Order, 19 FCC Rcd 16259 (2005) and 21 FCC Rcd 456 (2006).

<sup>8</sup> 22 U.S.C. §1465bb(d)(1). Television Broadcasting to Cuba Act, in Foreign Relations Authorization Act, Fiscal Years 1990 and 1991, Part D of Title II, Pub. L. No. 101-246 Stat. 58, Section 242(3).

<sup>9</sup> *Modification Order* at 16260.

<sup>10</sup> See 5 U.S.C. § 553(a)(1), (b)(3)(B).

<sup>11</sup> BBG's extension request was timely filed on January 22, 2007 and we grant BBG's request for the extension of time requested, that is until, January 24, 2008. The timely filing of the extension request permitted continued operation up until the present time pending Commission action on the extension, consistent with Commission practice and policy.