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

In the Matter of)	
Amendment of Section 73.622(i), Final DTV Table of Allotments,)	MB Docket No. 08-194 RM-11488
Television Broadcast Stations. (Huntsville, Alabama))	

REPORT AND ORDER (Proceeding Terminated)

Adopted: December 15, 2008 Released: December 17, 2008

By the Chief, Video Division, Media Bureau:

- The Commission has before it a Notice of Proposed Rulemaking¹ issued in response to a petition for rulemaking filed by Local TV Alabama License, LLC ("Local TV"), the licensee of station WHNT-DT, Huntsville, Alabama. Local TV requests the substitution of DTV channel 46 for its assigned DTV channel 19 at Huntsville. Local TV filed comments in support. No other comments were received.
- 2. We believe the public interest would be served by substituting DTV channel 46 for DTV channel 19. The channel substitution would permit station WHNT-DT to provide coverage to all of its currently allotted post-transition DTV service population, as well as extend service to an additional 277,222 people.
- DTV channel 46 can be substituted for DTV channel 19 at Huntsville, as proposed, in compliance with the principal community coverage requirements of Section 73.625(a) of the Commission's rules,² at coordinates 34-44-19 N. and 86-31-56 W. This channel change further meets the technical requirements set forth in Sections 73.616, 73.622(f)(5), and 73.623 of the Commission's rules³ with the following specifications:

DTV Channel DTV Power (kW) Antenna HAAT(meters) DTV Service Pop. (thous.) State and City Huntsville, AL 46 575 1292 531

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 30 days after date of publication of this Report and Order in the Federal Register, the DTV Table of Allotments, Section 73.622(i) of the Commission's rules, IS AMENDED, with respect to the community listed below, to read as follows:

Huntsville, Alabama, DA 08-2177 (released September 23, 2008).

² 47 C.F.R. § 73.625(a).

³ 47 C.F.R. §§ 73.616, 73.622(f)(5), and 73.623.

<u>City and State</u> <u>Channel No.</u>

Huntsville, Alabama *24, 32, 41, 46, 49

- 5. IT IS FURTHER ORDERED, That within 45 days of the effective date of this Order, Local TV Alabama License, LLC, shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying DTV channel 46 in lieu of DTV channel 19 for post-transition use.
- 6. The Commission will send a copy of this Report and Order in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, see 5 U.S.C. § 801(a)(1)(A).
 - 7. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
- 8. For further information concerning the proceeding listed above, contact David J. Brown, Media Bureau, (202) 418-1600.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman Chief, Video Division Media Bureau