

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

In the Matter of)	
)	
Amendment of Section 73.202(b))	MB Docket No. 09-130
FM Table of Allotments,)	RM-11538
FM Broadcast Stations.)	
(Maupin, Oregon))	
)	

MEMORANDUM OPINION AND ORDER

Adopted: June 25, 2010

Released: June 28, 2010

By the Assistant Chief, Audio Division, Media Bureau:

1. The Audio Division has before it a Petition for Reconsideration filed on behalf of Maupin Broadcasting Company (“Petitioner”), directed to the *Report and Order* issued in this proceeding, which allotted Channel 244C2 at Maupin, Oregon.¹ No parties filed comments in response to the Petition for Reconsideration.

2. In its Petition for Reconsideration, Petitioner now withdraws its expression of interest in the allotment of Channel 244C2 at Maupin. Petitioner states that due to changed economic conditions, it is no longer interested in constructing and operating a station at Maupin. In compliance with Section 1.420(j) of the Commission’s Rules, Petitioner states that no consideration has been or will be received by it in return for the withdrawal of its expression of interest. Petitioner also requests the dismissal of its pending application for a new station at Maupin.²

3. **Discussion.** We will grant the Petition for Reconsideration and dismiss the petitioner’s expression of interest because it demonstrated compliance with §1.420 (j). There is no other expression of interest in vacant Channel 244C2 at Maupin. It is Commission policy to refrain from maintaining an allotment where there are no *bona fide* expressions of interest.³ Accordingly, we will delete Channel 244C2 at Maupin.⁴

4. The Commission will send a copy of this *Memorandum Opinion 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).

5. **Ordering Clauses.** 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 0.61, 0.204(b) and 0.283 of the Commission’s Rules, IT IS ORDERED That effective August 12, 2010, the FM Table of Allotments, Section 73.202(b) of the Commission’s Rules, IS AMENDED, with respect to the

¹ Petitioner proposed Channel 244C2 at Maupin, as its first local service. No other parties filed comments or expressions of interest in that allotment. *See Maupin, Oregon*, Report and Order, 25 FCC Rcd 78 (MB 2010).

² *See* File No. BNPB-20081107AEN.

³ *See Coosada, Alabama*, Memorandum Opinion and Order, 17 FCC Rcd 21171 (MB 2002).

⁴ *See Wickenburg, Bagdad, and Aguila, Arizona*, 16 FCC Rcd 15793 (Allocations Branch 2001).

communities listed below, as follows:

<u>Community</u>	<u>Channel</u>
Maupin, Oregon	---

6. IT IS FURTHER ORDERED That the petition for reconsideration filed by Maupin Broadcasting Company IS GRANTED.

7. IT IS FURTHER ORDERED That this proceeding IS TERMINATED.

8. For further information concerning the above, please contact Rolanda F. Smith at (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos
Assistant Chief, Audio Division
Media Bureau