

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

In the Matter of)	
)	
)	
Amendment of Section 73.606(b),)	MB Docket No. 01-323
Table of Allotments,)	RM-10337
Television Broadcast Stations.)	
(Vernal and Santaquin, Utah,)	
Ely and Caliente, Nevada))	

**ORDER
(Proceeding Terminated)**

Adopted: December 14, 2010**Released: December 15, 2010**

By the Associate Chief, Video Division, Media Bureau:

1. The Commission has before it a Notice of Proposed Rulemaking¹ issued in response to a petition for rulemaking jointly filed by TV 6, L.L.C., the former permittee of station KBCJ, analog channel 6, Vernal, Utah, and Kaleidescope Foundation, Inc., the former permittee of KBNY, analog channel 6, Ely, Nevada,² requesting that the Commission amend its rules to reallocate their analog channels from Vernal to Santaquin, Utah and from Ely to Caliente, Nevada.

2. The Communications Act of 1934, as amended by the DTV Delay Act, requires the Commission to “take such actions as to terminate all licenses for full-power television stations in the analog television service, and to require the cessation of broadcasting by full-power stations in the analog service, by June 13, 2009 . . .”³ Thus, the Commission no longer has the authority to act on rulemaking proposals in the full-power analog television service.

3. Accordingly, IT IS ORDERED that the Petition for Rulemaking to reallocate analog channels 6 from Vernal to Santaquin and from Ely to Caliente IS HEREBY DISMISSED.

4. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Clay C. Pendarvis
Associate Chief, Video Division
Media Bureau

¹ *Vernal and Santaquin, Utah, Ely and Caliente, Nevada*, 16 FCC Rcd 20523 (M. Bur. 2001).

² The permittees of KBCJ, digital channel 16, and KBNY, digital channel 27, are now Vernal Broadcasting, Inc., Debtor-in-Possession and Nevada Channel 6, Inc., Debtor-in-Possession, respectively.

³ DTV Delay Act, Pub.L.No. 111-4, 123 Stat. 112 (2009)