



PUBLIC NOTICE

Federal Communications Commission
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MEDIA BUREAU ACTION

MEDIA BUREAU SEEKS COMMENT ON A PETITION FOR RULEMAKING AND REQUEST FOR LICENSING FREEZES

RM-11626

Comment Date: April 27, 2011

Reply Comment Date: May 12, 2011

CTIA – the Wireless Association and the Rural Cellular Association filed a Petition for Rulemaking and Request for Licensing Freezes on March 15, 2011, pursuant to Section 1.401 of the Commission’s rules,¹ requesting that the Commission: (1) revise its rules to prohibit future licensing of TV broadcast stations on channel 51; (2) implement freezes, effective immediately, on the acceptance, processing, and grant of applications for new or modified broadcast facilities seeking to operate on channel 51; and (3) accelerate clearance of channel 51 where incumbent channel 51 broadcasters reach voluntary agreements to relocate to an alternate channel. We seek comment on this petition.

This proceeding will be treated as “permit but disclose” for purposes of the Commission’s *ex parte* rules. *See generally* 47 C.F.R. §§ 1.1200-1.1216. As a result of the permit-but-disclose status of this proceeding, *ex parte* presentations will be governed by the procedures set forth in Section 1.1206 of the Commission’s rules applicable to non-restricted proceedings.²

Section 1.405(a) of the Commission’s rules provides that statements in support of or in opposition to a petition for rulemaking “shall be accompanied by proof of service upon the petitioner on or prior to the date of filing”³ Section 1.405(b) of the Commission’s rules states that replies to such statements “shall be accompanied by proof of service upon the party or parties filing the statement or statements to which the reply is directed”⁴ Given that all comments will be posted to the Commission’s Electronic Comment Filing System, we hereby waive the requirement that parties be served hard copies of the comments and reply comments in this proceeding, pursuant to Section 1.3 of the Commission’s rules.⁵

¹ 47 C.F.R. § 1.401.

² 47 C.F.R. § 1.1206.

³ 47 C.F.R. § 1.405(a).

⁴ 47 C.F.R. § 1.405(b).

⁵ 47 C.F.R. § 1.3.

Interested parties may file comments on or before **April 27, 2011** and reply comments on or before **May 12, 2011**. All filings must reference **RM-11626**. In order to be considered part of the official record, comments must be filed using: (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies.⁶ Comments sent via e-mail to the Commission that do not use the ECFS form described below will be considered informal and will not be part of the official record.

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
 - For ECFS filers, in completing the transmittal screen, filers should include their full name, U.S. Postal service mailing address, and the applicable rulemaking number: **RM-11626**. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message: "get form". A sample form and instructions will be sent in response.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission.
 - All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, DC 20554. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. The filing hours are 8:00 a.m. to 7:00 p.m.
 - Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
 - U.S. Postal Service first-class mail, Express Mail, and Priority Mail must be addressed to 445 12th Street, SW, Washington, DC 20554.

One copy of each filing must be sent to Shaun Maher, Media Bureau, Video Division, Room 2-C864, 445 12th Street, SW, Washington, DC 20554 or Shaun.Maher@fcc.gov.

Parties must also serve one copy with the Commission's copy contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, (202) 488-5300, or via e-mail to fcc@bcpiweb.com.

Filings are available through ECFS and are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th St., SW, Room CY-A257, Washington, DC 20554, telephone (202) 418-0270. They may also be purchased from

⁶ See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322, 11326, ¶ 8 (1998).

the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th St., SW, Room CY-B402, Washington, DC 20554, telephone (202) 488-5300, facsimile (202) 488-5563, or via email at fcc@bcpiweb.com.

Alternate formats of this Public Notice (computer diskette, large print, audio recording, or Braille) are available to persons with disabilities by contacting the Consumer and Governmental Affairs Bureau at (202) 418-0530 or (202) 418-0432 (TTY).

For further information, contact Shaun Maher of the Media Bureau, (202) 418-2324. Press inquiries should be directed to Janice Wise, (202) 418-8165.

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