

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

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MB Docket No. 12-84
Table of Allotments,)	RM-11627
FM Broadcast Stations.)	
(Summit, Mississippi))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: May 16, 2013

Released: May 17, 2013

By the Assistant Chief, Audio Division, Media Bureau:

1. The Audio Division has before it: (1) a *Notice of Proposed Rule Making* (“*Notice*”) issued in response to a Petition for Rule Making (“*Petition*”) filed by Bowen Broadcasting (“*Petitioner*”);¹ (2) an Order to Show Cause issued to Clear Channel Broadcasting Licenses, Inc. (“*Clear Channel*”), the licensee of WQUE-FM, New Orleans, Louisiana;² and (3) supporting comments filed by the *Petitioner*. For the reasons discussed below, we grant the *Petition*.

2. **Background.** The *Notice* proposes to amend the FM Table of Allotments, Section 73.202(b) of the Commission’s rules, by allotting FM Channel 228A at Summit, Mississippi, as the community’s first local service. To accommodate that allotment, *Petitioner* requested the reclassification of Station WQUE-FM, Channel 227C, New Orleans, Louisiana, to specify operation on FM Channel 227C0 rather than Channel 227C. *Clear Channel* did not object to the reclassification, as set forth in our Order to Show Cause, and therefore is deemed to have consented to it.

3. *Petitioner* filed comments supporting the allotment change proposed in the *Notice*. No other comments were received.

4. **Discussion.** We believe that the proposed allotment will serve the public interest because it could provide a first local service to Summit, Mississippi. FM Channel 228A can be allotted at Summit, Mississippi, in compliance with the Commission’s spacing requirements, at 31-17-07 NL and 90-19-10 WL, at a site 14.2 km (8.8 miles) east of Summit.

5. The Commission will send a copy of this *Report and Order* in a report to Congress and the Government Accountability Office pursuant to the Congressional Review Act.³

6. Accordingly, IT IS ORDERED, that effective June 24, 2013, the FM Table of Allotments, 47 C.F.R. Section 73.202(b), IS AMENDED as follows:

¹ *Summit, Mississippi*, Notice of Proposed Rule Making, 27 FCC Rcd 3299 (2012) (“*Notice*”).

² See *Reclassification of License of Station WQUE-FM, New Orleans, Louisiana*, Order to Show Cause, DA 11-653 (MB 2011).

³ See 5 U.S.C. § 801 (a)(1)(A).

<u>Community</u>	<u>Channel Number</u>
Summit, Mississippi	228A

7. IT IS FURTHER ORDERED, that effective July 1, 2013, the Commission's Consolidated Data Base shall be amended to show Station WQUE-FM, operating on Channel 227C0 at New Orleans, Louisiana.

8. The window period for filing applications for FM Channel 228A at Summit, Mississippi, will not be opened at this time. Instead, the issue of opening a filing window for this allotment will be addressed by the Commission in a subsequent order or orders.

9. IT IS FURTHER ORDERED, that this proceeding IS TERMINATED.

10. For further information concerning this proceeding, contact Deborah Dupont, Media Bureau, (202) 418-7072.

FEDERAL COMMUNICATIONS COMMISSION

Nazifa Sawez
Assistant Chief
Audio Division
Media Bureau