

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

In the Matter of	)	
	)	
Amendment of section 73.202(b)	)	MB Docket No. 25-135
Table of Allotments,	)	
FM Broadcast Stations.	)	
(Matador, Texas)	)	
	)	

**REPORT AND ORDER**

**Adopted: August 7, 2025**

**Released: August 7, 2025**

By the Assistant Chief, Audio Division, Media Bureau:

**I. INTRODUCTION**

1. The Audio Division has before it the Notice of Proposed Rulemaking<sup>1</sup> proposing to amend the Table of FM Allotments, section 73.202(b) of the Commission's rules (Rules),<sup>2</sup> by substituting Channel 276C2 for vacant Channel 244C2 at Matador, Texas. To accommodate the proposed Channel 276C2 substitution, the *Notice* also proposed the substitution of Channel 252C3 for vacant Channel 276C3 at Matador, Texas. Late-filed comments were filed in this proceeding.<sup>3</sup> No other comments or counterproposals were filed. For the reasons discussed below, we substitute Channel 276C2 for vacant Channel 244C2 and Channel 252C3 for vacant Channel 276C3 at Matador, Texas.

**II. BACKGROUND**

2. The Audio Division, on its own motion, proposed the substitution of Channel 276C2 for vacant Channel 244C2 at Matador, Texas, to resolve the existing short-spacing conflict with FM station KYLB, Channel 244A, Turkey, Texas.<sup>4</sup> The *Notice* stated that a staff engineering analysis determined that vacant Channel 244C2 at Matador is short-spaced to KYLB by 117 kilometers. The minimum distance spacing requirement is 166 kilometers.<sup>5</sup> To accommodate the proposed Channel 276C2 substitution, the *Notice* also proposed the substitution of Channel 252C3 for vacant Channel 276C3 at Matador.

3. After the release of the *Notice*, Mekaddesh Group Corporation, licensee of KYLB, requested the cancellation of its station's license. On April 16, 2025, the Audio Division cancelled the

<sup>1</sup> *Matador, Texas*, Notice of Proposed Rule Making, DA 25-236, rel. March 18, 2025 (MB 2025), 2025 WL 868886 ("Notice"); see also 90 FR 13723 (published March 26, 2025).

<sup>2</sup> 47 CFR § 73.202(b).

<sup>3</sup> On May 17, 2025, Kelly Moore, Aubry Moore, Brennan Moore, and Harlan Moore (Joint Parties) filed Express Comments stating that the proposed changes are necessary because of the fact they did not have the proper licensing to be utilized in any capacity. This unlawful act has gone on for far too long and the entities responsible need to held accountable for violations of privacy rights committed. We find that the Joint Parties' late-filed comments are not relevant to this proceeding.

<sup>4</sup> See FCC Application File No. 0000086401.

<sup>5</sup> See 47 CFR § 73.207(b).

KYLB license, deleted the callsign, and dismissed the renewal of the license application.<sup>6</sup> Channel 244A at Turkey, Texas is therefore considered a vacant allotment resulting from the cancellation of the DKYLB license.

### III. DISCUSSION

4. We substitute Channel 276C2 for vacant Channel 244C2 at Matador to resolve the existing short-spacing conflict with vacant Channel 244A at Turkey. To accommodate the Channel 276C2 substitution, we substitute Channel 252C3 for vacant Channel 276C3 at Matador, Texas. We find that the Matador channel substitutions result in the public interest by resolving the conflict between vacant Channel 244C2 at Matador and vacant Channel 244A at Turkey and maintaining two local services at Matador under Priority (4).<sup>7</sup>

5. A staff engineering analysis determines that Channel 276C2 can be allotted to Matador consistent with the minimum distance separation requirements of section 73.207(b) of the Rules,<sup>8</sup> with a site restriction of 27 kilometers (16.8 miles) west of the community. The reference coordinates are 33-56-19 NL and 101-06-08 WL. The staff engineering analysis indicates that Channel 252C3 can be allotted to Matador consistent with the minimum distance separation requirements of section 73.207(b) of the Rules,<sup>9</sup> with a site restriction of 12 kilometers (7.5 miles) southeast of the community. The reference coordinates are 33-57-50 NL and 100-42-07 WL.

6. *Paperwork Reduction and Regulatory Flexibility.* The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980, as amended,<sup>10</sup> do not apply to a rulemaking proceeding to amend the Table of FM Allotments, section 73.202(b) of the Rules.<sup>11</sup> This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995.<sup>12</sup> In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002.<sup>13</sup>

### IV. ORDERING CLAUSES

7. IT IS ORDERED that, pursuant to authority found in 47 U.S.C. sections 4(i), 5(c)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 155(c)(1), 303(g), (r), and 307(b) and sections 0.61, 0.204(b), and 0.283 of the Rules, 47 CFR §§ 0.61, 0.204(b), and 0.283, September 22, 2025, the Table of FM Allotments, 47 CFR § 73.202(b), IS AMENDED, with respect to the community listed below, to read as follows:

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<sup>6</sup> See *Actions*, Public Notice, Report No. PN-2-250418-01 (MB April 18, 2025); see also Application File No. 0000211722.

<sup>7</sup> See *Revision of FM Assignment Policies and Procedures*, Second Report and Order, 90 FCC 2d 88 (1982). The FM allotment priorities are: (1) First fulltime aural service, (2) Second fulltime aural service, (3) First local service and (4) Other public interest matters. Co-equal weight is given to Priorities (2) and (3).

<sup>8</sup> 47 CFR § 73.207(b).

<sup>9</sup> *Id.*

<sup>10</sup> 5 U.S.C. § 603. The RFA, see 5 U.S.C. § 601 *et seq.*, has been amended by the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA), Pub. L. No. 104-121, Title II, 110 Stat. 857 (1996). The SBREFA was enacted as Title II of the Contract with America Advancement Act of 1996 (CWAAA).

<sup>11</sup> 47 CFR § 73.202(b).

<sup>12</sup> 44 U.S.C. §§ 3501-3520.

<sup>13</sup> 44 U.S.C. § 3506(c)(4).

CommunityChannel No.

Matador, Texas

252C3, 276C2

8. The window period for filing applications for Channels 252C3 and 276C2 at Matador, Texas will not be opened at this time. Instead, the issue of opening these allotments for filing will be addressed by the Commission in a subsequent order.

9. IT IS FURTHER ORDERED, That 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, *see* 5 U.S.C. § 801(a)(1)(A).

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

11. For further information concerning this proceeding, contact Rolanda F. Smith, Media Bureau, (202) 418-2054.

FEDERAL COMMUNICATIONS COMMISSION

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