

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

In the Matter of)
)
Amendment of Section 73.202(b),) MM Docket No. 95-81
Table of Allotments,) RM-8649
FM Broadcast Stations.)
(Temecula, California))

REPORT AND ORDER
(Proceeding Terminated)

Adopted: September 27, 1996

Released: October 4, 1996

By the Chief, Allocations Branch:

1. Before the Commission for consideration is the *Notice of Proposed Rule Making*, 10 FCC Rcd 6555 (1995) ("*Notice*"), issued in response to a petition for rule making filed on behalf of BEXT, Inc. ("petitioner"), proposing the allotment of Channel 277A to Temecula, California, as that community's second local FM service. Petitioner filed supporting comments in response to the *Notice*. Supporting comments were also filed jointly on behalf of Mark and Mickie Evans, stating their intention to apply for Channel 277A if it is allotted to Temecula, as proposed. No other comments were received.

2. In view of the interests expressed in providing a second local FM service to Temecula, California, we will allot Channel 277A to that community, as requested.

3. As stated in the *Notice*, Channel 277A can be allotted to Temecula consistent with the minimum distance separation requirements specified in Section 73.207(b)(1) and (3) of the Commission's Rules, utilizing city reference coordinates at 33-29-37 North Latitude and 117-08-51 West Longitude. Additionally, as Temecula is located within 320 kilometers (199 miles) of the United States-Mexico border, concurrence of the Mexican government to this proposal was obtained.

4. 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 Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective November 18, 1996, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED with respect to Temecula, California, as follows:

<u>City</u>	<u>Channel No.</u>
Temecula, California	233A, 277A

5. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.
6. The window period for filing applications for Channel 277A at Temecula, California, will open on November 18, 1996, and close on December 19, 1996.
7. For further information concerning the above, contact Nancy Joyner, Mass Media Bureau, (202) 418-2180. Questions related to the window application filing process for Channel 277A at Temecula, California, should be addressed to the Audio Services Division, Mass Media Bureau, (202) 418-2700.

FEDERAL COMMUNICATIONS COMMISSION

John A. Karousos
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau