



Mignon L. Clyburn
Acting Chairwoman

FEDERAL COMMUNICATIONS COMMISSION

October 31, 2013

The Honorable Marsha Blackburn
U.S. House of Representatives
217 Cannon House Office Building
Washington, D.C. 20515

Dear Congressman Blackburn:

Thank you for your regarding a pending request to change the channel allocations for WMC-DT, Memphis, Tennessee from digital VHF to UHF. I appreciate your interest in this matter and am pleased to provide the enclosed letter on this issue from the Chief of the Media Bureau's Office of Communications and Industry Information.

If you have any additional questions or need further assistance, please do not hesitate to contact me.

Sincerely,


Mignon L. Clyburn

Enclosure



Federal Communications Commission
Washington, D.C. 20554

October 31, 2013

IN REPLY REFER TO:
CN-1300999

The Honorable Marsha Blackburn
U.S. House of Representatives
217 Cannon House Office Building
Washington, D.C. 20515

Dear Congresswoman Blackburn:

Thank you for your letter regarding the status of a pending request to change the channel allocations for WMC-DT, Memphis, Tennessee, from digital VHF to UHF. Your views are very important to the Commission and will be included in the record of the proceeding.

The petition submitted by WMC is one of approximately ten requests that were filed with the Commission on or before May 31, 2011 by VHF stations seeking to relocate to a UHF channel. As you know, Title VI of the Middle Class Tax Relief and Job Creation Act of 2012 (Spectrum Act) specifically prohibits the Commission from granting a VHF to UHF channel change until completion of the broadcast incentive auction authorized in the Act unless doing so would not decrease the amount of UHF spectrum available for reallocation or the request was pending on May 31, 2011.

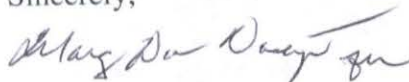
On September 28, 2012, the Commission adopted a *Notice of Proposed Rulemaking* (*Notice*) seeking public comment on a number of issues and proposals to implement the Spectrum Act. In the *Notice*, the Commission found that it could not yet determine whether granting any of the pending VHF to UHF channel changes would decrease the amount of UHF spectrum available for reallocation and compromise the Commission's flexibility in the repacking process. Thus, to achieve the Act's goal of maximizing the value of spectrum reclaimed for flexible use, the Commission proposed to exercise its discretion and not act at this time on any pending requests to reassign a station from a VHF to a UHF channel, including requests that were pending on or before May 31, 2011.

Commission staff has completed its evaluation of the record developed in the proceeding and is preparing a decision for the Commission's consideration. The recommended decision will address the proposals discussed in the *Notice*, including the disposition of pending VHF to UHF channel change requests. Please be assured that the pending petitions will be considered carefully as the Commission continues its work to implement the incentive auction provisions of the Spectrum Act.

Page 2—The Honorable Marsha Blackburn

The Commission appreciates your interest in this matter, and please do not hesitate to contact me if I can be of further assistance.

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Michael S. Perko
Chief, Office of Communications and Industry Information
Media Bureau



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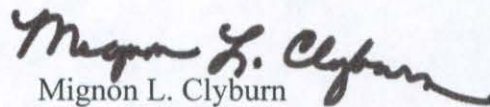
The Honorable Stephen Fincher
U.S. House of Representatives
1118 Longworth House Office Building
Washington, D.C. 20515

Dear Congressman Fincher:

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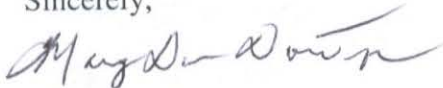
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Chief, Office of Communications and Industry Information
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1711 Longworth House Office Building
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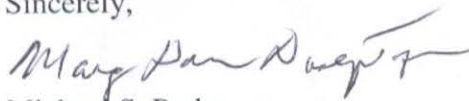
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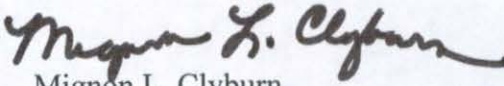
The Honorable Alan Nunnelee
U.S. House of Representatives
1427 Longworth House Office Building
Washington, D.C. 20515

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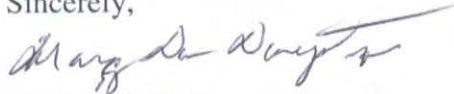
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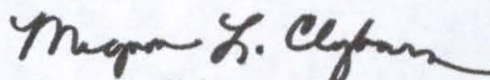
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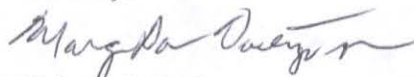
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