

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-1190**September Term, 2017****Filed On:** September 1, 2017

In re: PMCM TV, LLC,

Petitioner

BEFORE: Kavanaugh, Pillard, and Wilkins, Circuit Judges

ORDER

Upon consideration of the petition for writ of mandamus, the opposition thereto, and the reply, it is

ORDERED that the petition be denied. To the extent petitioner asserts the Federal Communications Commission has unreasonably delayed in acting on its pending applications for review, petitioner has not demonstrated that “the agency’s delay is so egregious as to warrant mandamus.” Telecomm. Research & Action Ctr. v. FCC, 750 F.2d 70, 79 (D.C. Cir. 1984). The court expects that the Commission will act on the pending applications for review promptly. With respect to petitioner’s request that the Commission be ordered “to immediately restore WJLP to channel 3 for cable positioning, virtual channel, and all other purposes,” Pet. at 29, petitioner has failed to show that its right to such relief is “clear and indisputable,” Cheney v. U.S. Dist. Court, 542 U.S. 367, 381 (2004) (internal quotation marks omitted).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Robert J. Cavello
Deputy Clerk