

we seek additional comment on the DFS issues raised in the petitions filed by Globespan, Wi-Fi Alliance, and Extreme Networks and, in particular, how these issues are addressed by the Project Team's revised compliance and measurement procedures and the Commission's rules.

Federal Communications Commission.

**Julius P. Knapp,**

*Deputy Chief, Office of Engineering and Technology.*

[FR Doc. E6-6742 Filed 5-2-06; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 06-844; MB Docket No. 06-83; RM-11325]

#### Radio Broadcasting Services; Eagle Lake and Vernon Center, MN

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Audio Division requests comment on a petition filed by Radioactive, LLC to reallocate and modify its construction permit for an unbuilt FM station from Channel 231A at Vernon Center, Minnesota, to Channel 231A at Eagle Lake, Minnesota. See **SUPPLEMENTARY INFORMATION.**

**DATES:** Comments must be filed on or before June 6, 2006, and reply comments on or before June 20, 2006.

**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Marissa G. Repp, Esq. and Tarah S. Grant, Esq., Hogan & Hartson LLP, 555 Thirteenth Street, NW., Washington, DC 20004-1109 (Counsel for Radioactive, LLC).

**FOR FURTHER INFORMATION CONTACT:** Andrew J. Rhodes, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MB Docket No. 06-83, adopted April 12, 2006, and released April 14, 2006. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, 445 Twelfth Street, SW., Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc.,

445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. This document does not contain proposed information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. 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, Public Law 107-198, *see* 44 U.S.C. 3506(c)(4).

Pursuant to § 1.420(i) of the Commission's Rules, we shall not accept competing expressions of interest pertaining to the use of Channel 231A at Eagle Lake, Minnesota. Channel 231A can be allotted to Eagle Lake at proposed reference coordinates of 44-12-29 NL and 93-55-00 WL.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by removing Vernon Center, Channel 231A and by adding Eagle Lake, Channel 231A.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. E6-6612 Filed 5-2-06; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 06-793; MB Docket No. 06-77; RM-11324]

#### Radio Broadcasting Services; Belle Meade, Goodlettsville, Hendersonville, TN, Hodgenville, Horse Cave, Lebanon, Lebanon Junction, KY, Manchester and Millersville, TN, New Haven and Springfield, KY

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comment on an Amended Proposal filed jointly on behalf of Newberry Broadcasting, Inc., Elizabethtown CBC, Inc., CBC of Marion County, Inc., Washington County CBC, Inc., and Cumulus Licensing LLC. This document proposes the substitution of Channel 294C3 for Channel 294A at Belle Meade, Tennessee, reallocation of Channel 294C3 to Millersville, Tennessee, Station WNFN license to specify operation on Channel 294C3 at Millersville; the substitution of Channel 293A for Channel 294A at Horse Cave, Kentucky, and modification of the Station WHHT license to specify operation on Channel 293A; the substitution of Channel 297A for Channel 292A at Hodgenville, Kentucky, and modification of the Station WKMO license to specify operation on Channel 297A; the substitution of Channel 257A for Channel 297A at Lebanon Junction, Kentucky, and modification of the Station WTHX license to specify operation on Channel 257A; the reallocation of Channel 246C2 from Goodlettsville to Belle Meade, Tennessee, and modification of the Station WRQQ license to specify Belle Meade as the community of license; the reallocation of Channel 221A from Hendersonville to Goodlettsville, Tennessee, and modification of the Station WQQK license to specify Goodlettsville as the community of license; the substitution of Channel 259C0 for Channel 259C at Manchester, Tennessee, reallocation of Channel 259C0 to Hendersonville, and modification of the Station WWTN license to specify operation on Channel 259C0 at Hendersonville; the reallocation of Channel 274A from Springfield, Kentucky, to New Haven, Kentucky, and modification of the Station WAKY-FM license to specify New Haven as the community of license; the substitution of Channel

265A for Channel 265C3 at Lebanon, Kentucky, reallocation of Channel 265A to Springfield, Kentucky, and modification of the Station WLSK license to specify operation on Channel 265A at Springfield. The coordinates for the Channel 294C3 allotment at Millersville, Tennessee, would be 36–26–24 and 86–37–39; the coordinates for Channel 293A allotment at Horse Cave, Kentucky, would be 37–13–57 and 85–52–06; the coordinates for the Channel 297A allotment at Hodgenville, Kentucky, would be 37–40–34 and 85–40–57; the coordinates for the Channel 257A allotment at Lebanon Junction, Kentucky, would be 37–44–37 and 85–38–52; the coordinates for the Channel 246C2 allotment at Belle Meade, Tennessee, would be 36–17–50 and 86–45–11; the coordinates for the Channel 221A allotment at Goodlettsville, Tennessee, would be 36–17–50 and 86–45–11; the coordinates for the Channel 259C0 allotment at Hendersonville, Tennessee, would be 35–49–03 and 86–31–24; the coordinates for the Channel 274 allotment at New Haven, Kentucky, would be 37–46–07 and 85–35–57; the coordinates for the Channel 265A allotment at Springfield, Kentucky, would be 37–38–50 and 85–11–50.

**DATES:** Comments must be filed on or before May 22, 2006, and reply comments on or before June 7, 2006.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Mark N. Lipp, c/o Vinson & Elkins 1455 Pennsylvania Ave., NW., Suite 600, Washington, DC 20004. John F. Garziglia, c/o Womble, Carlyle, Sandridge & Rice, 1401 Eye Street, NW., Washington, DC 20006.

**FOR FURTHER INFORMATION CONTACT:** Robert Hayne, Media Bureau. (202) 418–2177.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Notice of Proposed Rule Making* in MB Docket No. 06–77; adopted April 5, 2006, and released April 7, 2006. The full text of this Commission action is available for inspection and copying during normal business hours in the FCC Reference Information Center at Portals II, CY–A257, 445 12th Street, SW., Washington, DC. The complete text of this action may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY–B402, Washington, DC 20554, telephone 1–800–378–3160 or <http://www.BCPIWEB.com>. This document does not contain proposed

information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. 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, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding. Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio, Radio Broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR Part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Kentucky, is amended by removing Channel 292A and by adding Channel 297A at Hodgenville, removing Channel 294A and by adding Channel 293A at Horse Cave, removing Lebanon, Channel 265A, removing Channel 297A and adding Channel 257A at Lebanon Junction, adding New Haven, Channel 274A, and removing Channel 274A and adding Channel 265A at Springfield.

3. Section 73.202(b), the Table of FM Allotments under Tennessee, is amended by removing Channel 294A and adding Channel 246C2 at Belle Meade, removing Channel 246C2 and adding Channel 221A at Goodlettsville, removing Channel 221A and adding Channel 259C0 at Hendersonville, removing Manchester, Channel 259C, and by adding Millersville, Channel 294C3.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. E6–6679 Filed 5–2–06; 8:45 am]

**BILLING CODE 6712–01–P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

#### Endangered and Threatened Wildlife and Plants; 12-Month Finding on a Petition To List a Distinct Population Segment of the Roundtail Chub in the Lower Colorado River Basin and To List the Headwater Chub as Endangered or Threatened With Critical Habitat

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of 12-month petition finding.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), announce a 12-month finding on a petition to list a distinct population segment (DPS) of the roundtail chub (*Gila robusta*) in the lower Colorado River basin, and to list the headwater chub (*G. nigra*) as endangered or threatened under the Endangered Species Act of 1973, as amended (Act). The petition also asked the Service to designate critical habitat. After review of all available scientific and commercial information, we find that the petitioned action is not warranted for a DPS of the roundtail chub in the lower Colorado River basin, as explained below, but that listing is warranted for the headwater chub. Currently, however, listing of the headwater chub is precluded by higher priority actions to amend the Lists of Endangered and Threatened Wildlife and Plants. Upon publication of this 12-month petition finding, the headwater chub will be added to our candidate species list. We will develop a proposed rule to list the headwater chub as our priorities allow. Any determinations on critical habitat will be made during development of the proposed rule.

**DATES:** The finding announced in this document was made on April 27, 2006.

**ADDRESSES:** The complete file for this finding is available for inspection, by appointment, during normal business hours at the Arizona Ecological Services Office, 2321 West Royal Palm Road, Suite 103, Phoenix, AZ 85021–4951. Please submit any new information, materials, comments, or questions