

#### IV. Ordering Clauses

43. Pursuant to sections 1–4, 222, 227, and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 151-154, 222 and 227; and § 1.429 of the Commission's Rules, 47 CFR 1.429, this *Order on Reconsideration* in WT Docket No. 01–108 is adopted. The *Order on Reconsideration* will be effective June 1, 2004, except for a provision in the *Order on Reconsideration* permitting cellular carriers to extend into unserved areas of less than fifty square miles on a secondary basis that is not effective until approved by the Office of Management and Budget (OMB) because it modifies information collection requirements. The agency will publish a document in the **Federal Register** announcing the effective date of the modified information collection.

#### List of Subjects in Parts 22 and 24

Communications common carriers.  
Federal Communications Commission.  
**Marlene H. Dortch**,  
*Secretary*.

[FR Doc. 04–6822 Filed 3–31–04; 8:45 am]

BILLING CODE 6712–01–U

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 04–717, MB Docket No. 02–260, RM–10502, 10833]

##### Radio Broadcasting Services; Freer, Hebronville, and Orange Grove, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document grants a counterproposal filed by La Nueva Cadena Radio Luz, Inc., licensee of Station KEKO(FM), Hebronville, Texas by substituting Channel 269C2 for Channel 269A and reallocating Channel 269C2 from Hebronville to Orange Grove, Texas, as its first local aural transmission service and modifying the Station KEKO(FM) license accordingly. Channel 269C2 can be allotted to Orange Grove, in compliance with the minimum distance separation requirement of the Commission's Rules, provided there is a site restriction 28.6 kilometers (17.8 miles) west of the community. The reference coordinates for Channel 269C2 at Orange Grove are 28–00–01 NL and 98–13–24 WL. This document also denies the Petition for Rulemaking filed by Linda Crawford, requesting the allotment of Channel 271A at Freer, Texas, as that

community's third local aural transmission service.

**DATES:** Effective May 3, 2004.

**ADDRESSES:** Federal Communications Commission, 445 Twelfth Street, SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Rolanda F. Smith, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Report and Order*, MB Docket No. 02–260 adopted March 17, 2004, and released March 19, 2004. 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, Qualex International Portals II, 445 12th Street, SW., Room CY–B402, Washington, DC, 20554, telephone 202–863–2893, facsimile 202–863–2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

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

Radio, Radio broadcasting.

#### 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 and 336.

##### § 73.202 [Amended]

- 2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 269A at Hebronville and by adding Orange Grove, Channel 269C2.

Federal Communications Commission.

**John A. Karousos**,

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 04–7368 Filed 3–31–04; 8:45 am]

BILLING CODE 6712–01–P

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 04–738; MB Docket No. 03–57; RM–10565]

##### Radio Broadcasting Services; Fort Collins, Westcliffe & Wheat Ridge, CO

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a *Notice of Proposed Rulemaking*, 68 FR 16750,

April 7, 2003, this document grants a petition for rulemaking filed by Tsunami Communications, Inc., former licensee of Station KTCL, Fort Collins, Colorado, substituting Channel 227C0 for Channel 227C at Fort Collins, CO, and reallocation of Channel 227C0 to Wheat Ridge, CO, as a first local service, with the license modified to specify operation on Channel 227C0 at Wheat Ridge. Jacor Broadcasting of Colorado, Inc. is the current licensee of Station KTCL. To accommodate Channel 227C0 at Wheat Ridge, we shall also substitute Channel 249A for vacant Channel 227A at Westcliffe, CO. The coordinates for Channel 227C0 at Wheat Ridge are 39–40–18 and 105–07–32 and the coordinates for Channel 249A at Westcliffe are 38–03–21 and 105–30–02. The counterproposal filed by Meadowlark Group, Inc. has been dismissed. With this action this proceeding is terminated.

**DATES:** Effective May 3, 2004.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 03–57, adopted March 17, 2004, and released March 19, 2004. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 445 12th Street, SW., Washington, DC. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY–B402, Washington, DC, 20554, telephone 202–863–2893, facsimile 202–863–2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

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

Radio, Radio broadcasting.

- Part 73 of Title 47 of the Code of Federal Regulations is amended 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, and 336.

##### § 73.202 [Amended]

- 2. Section 73.202(b), the Table of FM Allotments under Colorado, is amended by removing Channel 227C at Fort Collins and adding Wheat Ridge, Channel 227C0 and by removing Channel 227A and adding Channel 249A at Westcliffe.

Federal Communications Commission.

**John A. Karousos,**  
Assistant Chief, Audio Division, Media  
Bureau.

[FR Doc. 04-7370 Filed 3-31-04; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-735; MB Docket No. 03-245, RM-  
10826]

#### Radio Broadcasting Services; Durant, Oklahoma and Whitewright, TX

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Final rule.

**SUMMARY:** In response to a *Notice of Proposed Rule Making*, 68 FR 74202 (December 23, 2003) this *Report and Order* dismisses the Petition for Rule Making in MB Docket No. 03-245 proposing to reallocate Channel 248C2 from Durant, Oklahoma, to Whitewright, Texas. The petitioner had requested this dismissal.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 03-245, adopted March 17, 2004, and released March 19, 2004. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC, 20554. The document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 202 863-2893, facsimile 202 863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com). This document is not subject to the Congressional Review Act.

Federal Communications Commission.

**John A. Karousos,**  
Assistant Chief, Audio Division, Media  
Bureau.

[FR Doc. 04-7371 Filed 3-31-04; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 04-736]

#### Radio Broadcasting Services; Various Locations

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, on its own motion, editorially amends the Table of FM Allotments to specify the actual classes of channels allotted to various communities. The changes in channel classifications have been authorized in response to applications filed by licensees and permittees operating on these channels. This action is taken pursuant to *Revision of Section 73.3573(a)(1) of the Commission's Rules Concerning the Lower Classification of an FM Allotment*, 4 FCC Rcd 2413 (1989), and *Amendment of the Commission's Rules to permit FM Channel and Class Modifications by Applications*, 8 FCC Rcd 4735 (1993).

**DATES:** Effective April 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order, adopted March 17, 2004, and released May 19, 2004. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

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

Radio, Radio broadcasting.

■ Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

## PART 73—RADIO BROADCASTING SERVICES

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

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

#### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments under Florida, is amended by removing Channel 270C and adding Channel 270C0 at Fort Myers

■ 3. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by removing Channel 256C and adding Channel 256C0 at Greenwood.

■ 4. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by removing Channel 299C and adding Channel 299C0 at St. Louis.

■ 5. Section 73.202(b), the Table of FM Allotments under Montana, is amended by removing Channel 283C1 and adding Channel 284C1 at Big Sky.

■ 6. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by removing Channel 266C3 and adding Channel 266C2 at White Rock.

■ 7. Section 73.202(b), the Table of FM Allotments under Oregon, is amended by removing Channel 228C2 and adding Channel 228C3 at Lakeview.

■ 8. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 224A and adding Channel 224C2 at South Padre Island.

■ 9. Section 73.202(b), the Table of FM Allotments under Utah, is amended by removing Channel 290C3 and adding Channel 288C2 at Vernal.

■ 10. Section 73.202(b), the Table of FM Allotments under Wyoming, is amended by removing Channel 291C3 and adding Channel 291C at Evanston.

Federal Communications Commission.

**John A. Karousos,**  
Assistant Chief, Audio Division, Media  
Bureau.

[FR Doc. 04-7372 Filed 3-31-04; 8:45 am]

BILLING CODE 6712-01-P