

Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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 broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 98-26411 Filed 10-1-98; 8:45 am]

BILLING CODE 6712-01-P

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[MM Docket No. 98-174, RM-9356]

#### Radio Broadcasting Services; Spencer and Webster, MA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Chowder Broadcast Group LLC, requesting the reallocation of Channel 255A from Webster, Massachusetts, to Spencer, Massachusetts, and modification of the license for Station WXXW to specify Spencer as the community of license. The coordinates for Channel 255A at Spencer are 42-11-00 and 72-02-30. Canadian concurrence will be requested for this allotment. In accordance with Section 1.420(i) of the Commission's Rules, we shall not accept competing expressions of interest in the use of Channel 255A at Spencer or require the petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties.

**DATES:** Comments must be filed on or before November 16, 1998, and reply comments on or before December 1, 1998.

**ADDRESSES:** Federal Communications Commission, Washington, DC. 20554.

In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Brian M. Madden, Leventhal, Senter & Lerman, 2000 K street, N.W., Suite 600, Washington, D.C. 20006-1809.

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

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 98-174, adopted September 16, 1998, and released September 25, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

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#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[MM Docket No. 98-175, RM-9364]

#### Television Broadcasting Services, DTV Broadcasting Services; Buffalo, NY

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Western New York Public Broadcasting Association, licensee of Stations WNED-TV, Channel 17, and WNEQ-TV, Channel \*23, Buffalo, New York, requesting amendment of the Television Table of Allotments to reflect Channel \*17 as reserved for non-commercial educational use, and Channel 23 as nonreserved. Petition also requests that the DTV Table of Allotments for Buffalo be amended to reflect a similar change for Channel 17's companion channel, Channel 43 and Channel \*23's companion channel, Channel \*32.

**DATES:** Comments must be filed on or before November 16, 1998, and reply comments on or before December 1, 1998.

**ADDRESSES:** Federal Communications Commission, Washington, DC. 20554.

In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Robert A. Woods Schwartz, Woods and Miller, 1350 Connecticut Avenue, N.W. Suite 300, Washington, D.C. 20036-1717.

**FOR FURTHER INFORMATION CONTACT:** Victoria M. McCauley, Mass Media Bureau, (202) 418-2130.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 98-175, adopted September 21 1998, and released on September 25, 1998. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

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