

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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In the Matter of)	
)	
Amendment of Section 73.622(i),)	MB Docket No. 14-139
Post-Transition Table of DTV Allotments,)	RM-11732
Television Broadcast Stations.)	
(Mount Vernon, Illinois))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: October 30, 2014

Released: October 31, 2014

By the Chief, Video Division, Media Bureau:

1. The Commission has before it a Notice of Proposed Rulemaking¹ issued in response to a petition for rulemaking filed by WPXS, Inc. (“WPXS”), the licensee of WPXS(TV), channel 21, Mount Vernon, Illinois. WPXS requests the substitution of channel 11 for channel 21 at Mount Vernon. WPXS filed comments reaffirming its interest in the proposed channel substitution and stating that it will apply for the channel if allotted, and promptly construct if authorized.²

2. We believe the public interest will be served by substituting channel 11 for channel 21 at Mount Vernon because doing so will further the Commission’s goal of clearing UHF spectrum for new uses and allow WPXS to provide improved service to viewers. Channel 11 can be substituted for channel 21 at Mount Vernon, Illinois as proposed, in compliance with the principal community coverage requirements of Section 73.625(a) of the Commission’s rules, at coordinates 38-40-13 N. and 86-34-46 W. In addition, we find that this channel change meets the technical requirements set forth in Sections 73.616 and 73.623 of the Commission’s rules with the following specifications:

City and State	Channel	Power (kW)	Antenna HAAT (meters)	Service Pop. (thous.)
Mount Vernon, Illinois	11	160	208	2,701

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the

¹*Mount Vernon, Illinois*, DA 14-1273 (Vid. Div. rel. Sept. 4, 2014)(“NPRM”). In issuing the NPRM, the Division waived the current freeze on the filing of petitions for rulemaking by television stations seeking a channel substitution because the proposed substitution of VHF channel 11 for UHF channel 21 will further the Commission’s goal of clearing UHF spectrum for new uses. *Id.* at para. 4.

² WPXS Comments at 1.

Commission's rules, IT IS ORDERED, That effective 30 days after the date of publication of this Report and Order in the Federal Register, the Post-Transition Table of DTV Allotments, Section 73.622(i) of the Commission's rules, IS AMENDED, with respect to the community listed below, to read as follows:

<u>City and State</u>	<u>Channel Nos.</u>
Mount Vernon, Illinois	11

4. IT IS FURTHER ORDERED, That within 30 days of the effective date of this Order, WPXS, Inc. shall submit to the Commission a minor change application for a construction permit (FCC Form 301) specifying channel 11 in lieu of channel 21.

5. The Commission will send a copy of this Report and Order in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. § 801(a)(1)(A).

6. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

7. For further information concerning the proceeding listed above, contact Joyce L. Bernstein, Media Bureau, (202) 418-1647.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Division
Media Bureau