

Dated: September 7, 2005.

**Barry N. Breen,**

*Principal Deputy Assistant Administrator,  
Office of Solid Waste and Emergency  
Response.*

[FR Doc. 05-18236 Filed 9-13-05; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 05-2339; MB Docket No. 05-263; RM-11269]

#### Radio Broadcasting Services; Church Rock and Grants, NM

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed by Millennium Media, Inc. ("Petitioner"), licensee of Station KYVA-FM, Channel 279C, Grants, New Mexico. Petitioner requests that the Commission reallocate Channel 279C from Grants to Church Rock, New Mexico, and modify its license accordingly. The coordinates for Channel 279C at Church Rock are 35-36-18 NL and 108-41-11 WL, with a site restriction of 11.2 kilometers (6.9 miles) northwest of Church Rock.

**DATES:** Comments must be filed on or before October 17, 2005, and reply comments on or before November 1, 2005.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve Petitioner's counsel, as follows: James P. Riley, Esq., Fletcher, Heald, & Hildreth, PLC; 1300 North 17th Street, 11th Floor, Arlington, Virginia 22209.

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

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 05-263, adopted August 24, 2005 and released August 26, 2005. The full text of this Commission decision is available for inspection and copying during regular business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., CY-A257, Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractors, Best Copy and Printing, Inc., Portals II,

445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>.

The 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. 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).

#### 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, and 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by adding Church Rock, Channel 279C and by removing Channel 279C at Grants.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media  
Bureau.*

[FR Doc. 05-18027 Filed 9-13-05; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 05-2340, MB Docket No. 05-185, RM-11236]

#### Radio Broadcasting Services; Tenino, WA

**AGENCY:** Federal Communications  
Commission.

**ACTION:** Proposed rule; dismissal.

**SUMMARY:** This document dismisses a pending petition for rulemaking filed by Dr. Sandra L. Woodruff to allot Channel 229C3 at Tenino, Washington for failure to state a continuing interest in the requested allotment. The document therefore terminates the proceeding. *See* 70 FR 30050, published May 25, 2005.

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

**FOR FURTHER INFORMATION CONTACT:**  
Helen McLean, Media Bureau (202)  
418-2738.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 05-185, adopted August 24, 2005, and released August 26, 2005. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12th Street, SW., Washington, DC. This document may also be purchased from the Commission's duplicating contractors, 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 is not subject to the Congressional Review Act. (The Commission, is, therefore, not required to submit a copy of this Report and Order to GAO, pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A) since this proposed rule is dismissed, herein.)

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media  
Bureau.*

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