

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

[DA 09–2037; MB Docket No. 09–132; RM–11550]

**Television Broadcasting Services; Fort Worth, TX****AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

**SUMMARY:** The Commission grants a petition for rulemaking filed by CBS Stations Group of Texas, L.P. (“CBS Stations Group”) and Television Station KTXA, L.P. (“KTXA L.P.”), the respective licensees of co-owned Fort Worth, Texas stations KTVT(TV), channel 11, and KTXA(TV), channel 19, requesting the substitution of channel 19 for KTVT(TV)’s assigned channel 11 at Fort Worth and the substitution of channel 29 for KTXA(TV)’s assigned channel 19 at Fort Worth.

**DATES:** This rule is effective September 22, 2009.

**FOR FURTHER INFORMATION CONTACT:** Adrienne Y. Denysyk, Media Bureau, (202) 418–1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission’s *Report and Order*, MB Docket No. 09–132, adopted September 10, 2009, and released September 11, 2009. The full text of this document is available for public inspection and copying during normal business hours in the FCC’s Reference Information Center at Portals II, CY–A257, 445 12th Street, SW., Washington, DC 20554. This document will also be available via ECFS (<http://www.fcc.gov/cgb/ecfs/>). (Documents will be available electronically in ASCII, Word 97, and/or Adobe Acrobat.) This document may be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY–B402, Washington, DC 20554, telephone 1–800–478–3160 or via e-mail <http://www.BCPIWEB.com>. To request this document in accessible formats (computer diskettes, large print, audio recording, and Braille), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Commission’s Consumer and Governmental Affairs Bureau at (202) 418–0530 (voice), (202) 418–0432 (TTY). This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any 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.

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).

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

Television, Television broadcasting.

■ For the reasons discussed in the preamble, the Federal Communications Commission amends 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.

**§ 73.622 [Amended]**

■ 2. Section 73.622(i), the Post-Transition Table of DTV Allotments under Texas is first amended by adding DTV channel 29 and removing DTV channel 19 at Fort Worth.

■ 3. Section 73.622(i), the Post-Transition Table of DTV Allotments under Texas is next amended by adding DTV channel 19 and removing DTV channel 11 at Fort Worth.

Federal Communications Commission.

**Clay C. Pendarvis,***Associate Chief, Video Division, Media Bureau.*

[FR Doc. E9–22831 Filed 9–21–09; 8:45 am]

**BILLING CODE 6712–01–P****DEPARTMENT OF DEFENSE****48 CFR Part 205****Defense Federal Acquisition Regulation Supplement; Provision of Information to Cooperative Agreement Holders***CFR Correction*

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201 to 299), revised as of October 1, 2008, on page 34, in section 205.470, remove “\$100,000,000” and add “\$1,000,000” in its place.

[FR Doc. E9–22901 Filed 9–21–09; 8:45 am]

**BILLING CODE 1505–01–D****DEPARTMENT OF DEFENSE****48 CFR Part 247****Defense Federal Acquisition Regulation Supplement; Transportation Acquisition Policy***CFR Correction*

In Title 48 of the Code of Federal Regulations, Chapter 2 (Parts 201 to 299), revised as of October 1, 2008, on page 307, in section 247.105, paragraph (b)(iii)(E) is reinstated to read as follows:

**247.105 Transportation assistance.**

(b) \* \* \*

(iii) \* \* \*

(E) When requesting rates and related costs for the evaluation of bids or proposals, include the bid opening or proposal due date and the expected date of initial shipment, if established.

[FR Doc. E9–22902 Filed 9–21–09; 8:45 am]

**BILLING CODE 1505–01–D****DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 0801041351–9087–02]

RIN 0648–XR71

**Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; reallocation.

**SUMMARY:** NMFS is reallocating projected unused amounts of Pacific cod from catcher vessels using trawl gear, catcher vessels using pot gear, and vessels using jig gear to American Fisheries Act (AFA) catcher processors, the Amendment 80 cooperative, catcher processors using pot gear, and catcher processors using hook-and-line gear in the Bering Sea and Aleutian Islands management area (BSAI). These actions are necessary to allow the 2009 total allowable catch (TAC) of Pacific cod to be harvested.

**DATES:** Effective September 17, 2009, until 2400 hours, A.l.t., December 31, 2009.

**FOR FURTHER INFORMATION CONTACT:** Obren Davis, 907–586–7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the

BSAI according to the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 2009 Pacific cod TAC in the BSAI is 176,540 metric tons (mt) as established by the final 2009 and 2010 final harvest specifications for groundfish in the BSAI (74 FR 7359, February 17, 2009). Pursuant to § 679.20(a)(7)(ii), the allocations of the Pacific cod TAC are 76,375 mt to catcher processors using hook-and-line gear, 2,352 mt to catcher processors using pot gear, 13,173 mt to catcher vessels greater than or equal to 60 feet (18.3 meters (m)) length overall (LOA) using pot gear, 3,626 mt to AFA trawl catcher processors, 17,654 mt to the Amendment 80 cooperative, and 34,841 mt to catcher vessels using trawl gear. The allocation to vessels using jig gear is 607 mt after two reallocations (74 FR 9965, March 9, 2009 and 74 FR 19021, April 27, 2009).

As of September 15, 2009, the Administrator, Alaska Region, NMFS (Regional Administrator), has determined that catcher vessels using trawl gear will not be able to harvest 4,200 mt of Pacific cod allocated to those vessels under (§ 679.20(a)(7)(ii)). The Regional Administrator has determined that the projected unharvested amount is unlikely to be harvested by any of the other catcher vessel sectors described in § 679.20(a)(7)(iii)(A). Therefore, in accordance with § 679.20(a)(7)(iii)(B), NMFS apportions 1,200 mt of Pacific cod from catcher vessels using trawl gear to AFA trawl catcher processors and 3,000 mt of Pacific cod from catcher vessels using trawl gear to the Amendment 80 cooperative.

The Regional Administrator also has determined that catcher vessels greater

than or equal to 60 feet (18.3 m) LOA using pot gear will not be able to harvest 1,300 mt of Pacific cod. Additionally, the Regional Administrator has determined that catcher processors using pot gear will be unable to fully harvest this amount of Pacific cod. Therefore, in accordance with § 679.20(a)(7)(iii)(C), NMFS is reallocating 500 mt of Pacific cod allocated to catcher vessels greater than 60 feet (18.3 m) LOA using pot gear to catcher processors using pot gear and 800 mt of Pacific cod allocated to catcher vessels greater than 60 feet (18.3 m) LOA using pot gear to catcher processors using hook-and-line gear.

The Regional Administrator also has determined that vessels using jig gear will be unable to harvest 550 mt of Pacific cod. The Regional Administrator has also determined that catcher vessels less than 60 feet (18.3m) LOA using hook-and-line or pot gear and catcher vessels greater than or equal to 60 feet (18.3 m) LOA using hook-and-line gear will be unable to harvest additional Pacific cod. Therefore, in accordance with § 679.20(a)(7)(iii)(A), NMFS is reallocating 550 mt of Pacific cod allocated to jig vessels to catcher processors using hook-and-line gear.

The allocations for Pacific cod specified in the final 2009 and 2010 final harvest specifications for groundfish in the BSAI (74 FR 7359, February 17, 2009) and two reallocations (74 FR 9965, March 9, 2009 and 74 FR 19021, April 27, 2009) are revised as follows: 57 mt to vessels using jig gear, 77,725 mt to catcher processor vessels using hook-and-line gear, 11,873 mt to catcher vessels using pot gear, 2,852 mt to catcher processor vessels using pot gear, 4,826 mt to AFA catcher processors using trawl gear, 20,654 mt to the Amendment 80 cooperative, and 30,641 mt to catcher vessels using trawl gear.

This will enhance the socioeconomic well-being of harvesters dependent upon Pacific cod in this area. The Regional Administrator considered the following factors in reaching this decision: (1) the current catch of Pacific

cod by the applicable BSAI sectors and, (2) the harvest capacity and stated intent on future harvesting patterns of vessels in the sectors participating in this fishery.

#### Classification

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the reallocation of Pacific cod. Since the fishery is currently open, it is important to immediately inform the industry as to the revised allocations. Immediate notification is necessary to allow for the orderly conduct and efficient operation of this fishery, to allow the industry to plan for the fishing season, and to avoid potential disruption to the fishing fleet as well as processors. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of September 15, 2009.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: September 16, 2009

**Emily H. Menashes,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. E9-22821 Filed 9-17-09; 4:15 pm]

**BILLING CODE 3510-22-S**