

ORIGINAL

COPY ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of

Amendment of Section 73.622(i),
Final DTV Table of Allotments,
Television Broadcast Stations.
(Waco, Texas)

)
)
)
)
)
)
)

MB Docket No. 08-233
RM-11505

FILED/ACCEPTED

JAN 26 2009

To: Office of the Secretary
Attn: Chief, Video Division
Media Bureau

Federal Communications Commission
Office of the Secretary

**REPLY COMMENTS OF COMCORP OF TEXAS LICENSE CORP. AND
REQUEST FOR WITHDRAWAL OF PETITION FOR RULEMAKING**

Comcorp of Texas License Corp. ("Licensee"), licensee of television station KWKT-DT, Waco, Texas, by its attorneys, hereby respectfully submits these reply comments in the above-captioned proceeding to withdraw its expression of interest in the proposed channel substitution for KWKT-DT. Due to deteriorating economic conditions, Licensee has determined that it cannot justify the capital expenditure necessary to move KWKT-DT from DTV Channel 44 to DTV Channel 25. Instead, Licensee will operate KWKT-DT on the presently allotted DTV channel. Licensee developed its channel substitution proposal and filed its Petition for Rule Making before the effect of much of the current national financial turmoil on the broadcast industry became apparent. Licensee now has determined that it must abandon the proposed channel change.

No of Copies rec'd _____
List ABCDE

Consequently, pursuant to Section 1.420(j) of the Commission's rules, Licensee hereby requests that the Commission allow it to withdraw its originating Petition for Rule Making dated November 6, 2008 ("*Petition*").¹ Licensee also is submitting concurrently a motion to withdraw its Comments submitted in this proceeding on January 9, 2009. No other comments were filed in this proceeding.

THEREFORE, for the reasons herein, Licensee respectfully requests that the Commission allow Licensee to withdraw the *Petition*, dismiss the *Notice*'s proposal, and terminate this proceeding.

Respectfully Submitted,

COMCORP OF TEXAS LICENSE CORP.

By: 

Scott S. Patrick
Robert J. Folliard, III

Dow Lohnes PLLC
1200 New Hampshire Avenue, N.W., Suite 800
Washington, D.C. 20036-6802
202-776-2000

Its Attorneys

Dated: January 26, 2009

¹ Licensee also attaches an affidavit of Mr. Greg Boulanger attesting that neither Licensee nor its principals received or will receive any consideration for this withdrawal of interest and that no agreement for such consideration exists. 47 C.F.R. § 1.420(j).

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of

Amendment of Section 73.622(i),
Final DTV Table of Allotments,
Television Broadcast Stations.
(Waco, Texas)

)
)
)
)
)
)
)

MB Docket No. 08-233
RM-11505

To: Office of the Secretary
Attn: Chief, Video Division
Media Bureau

AFFIDAVIT OF GREG BOULANGER

Pursuant to Section 1.420(j) of the Commission's rules (47 C.F.R. § 1.420(j)), I, Greg Boulanger, Secretary of Comcorp of Texas License Corp. ("Licensee"), licensee of television station KWKT-DT, Waco, Texas, hereby certify that neither Licensee nor its principals have received or will receive any money or other consideration in exchange for the withdrawal of interest in the above-captioned proceeding. I further certify that no agreement exists for the payment of consideration in exchange for withdrawal of interest in the above-captioned proceeding.

Signed,



Greg Boulanger
Secretary
COMCORP OF TEXAS LICENSE CORP.

Dated: January 26, 2009