

exclusive applications in response to a filing window which closed August 31, 2001.

FCC Public Notice, *Low Power Television Auction No. 81 Mutually Exclusive Proposals Subject to Auction*, DA 01-1289 (rel. May 25, 2001). Azteca's application was for a minor modification to increase power for KSVN-CA on Channel 49 in Ogden, Utah, and Caribou County's application was for a new TV translator station construction permit for Channel 49 in Soda Springs, Idaho to rebroadcast KISU-TV.

The Settlement Agreement between the Joint Parties provides for a minor engineering solution that would resolve the Joint Parties' mutual exclusivity. Caribou County has agreed to amend its application to provide for a channel "offset" to zero. Azteca's application had already proposed an offset of minus, thereby eliminating any predicted interference between the two applications. Additionally, Azteca and Caribou County have already included extensive terrain shielding showings in their initial applications to eliminate any predicted interference with any other operating or proposed stations in their respective communities. These engineering proposals should be considered fully by the Mass Media Bureau and/or Commission in the review of both applications, in addition to this Settlement Agreement.

Approval of the Settlement Agreement would serve the public interest by eliminating the need for an auction and allowing for the grant of both applications. Furthermore, Utah's growing Hispanic population will be benefited greatly by a power increase for KSVN-CA, allowing increased reach of its Spanish-language local programming service. The citizens of Soda Springs would also benefit from increased coverage of KISU-TV provided by Caribou County, which would provide educational television programming services.