

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

In the Matter of)	
)	
Amendment of Section 73.622(i),)	MB Docket No. 21-51
Post-Transition Table of DTV Allotments,)	RM-11876
Television Broadcast Stations)	
(Cedar Rapids, Iowa))	

REPORT AND ORDER

(Proceeding Terminated)

Adopted: May 17, 2021

Released: May 17, 2021

By the Chief, Video Division, Media Bureau:

1. The Video Division, Media Bureau (Bureau), has before it a Notice of Proposed Rulemaking¹ issued in response to a Petition for Rulemaking filed by Gray Television Licensee, LLC (the Petitioner), the licensee of KCRG-TV (ABC), channel 9 (KCRG or Station), Cedar Rapids, Iowa. The Petitioner has requested the substitution of UHF channel 32 for VHF channel 9 at Cedar Rapids, Iowa in the DTV Table of Allotments.²

2. The Petitioner filed comments in support of the petition, as required by the Commission's rules,³ reaffirming its commitment to applying for channel 32. No other comments were filed. We believe the public interest would be served by substituting channel 32 for channel 9 at Cedar Rapids, Iowa. According to the Petitioner, "many of its viewers experience significant difficulty receiving KCRG-TV's signal."⁴ Gray demonstrates that the proposed channel change will result in no loss of service.⁵

3. As proposed, channel 32 can be substituted for channel 9 at Cedar Rapids, Iowa, in compliance with the principal community coverage requirements of section 73.625(a) of the Commission's rules,⁶ at coordinates 42-18-59.0 N and 91-51-31.0 W. In addition, we find that this

¹ *Amendment of Section 73.73.622(i), Post-Transition Table of DTV Allotments, Television Stations (Cedar Rapids, Iowa)*, MB Docket No. 21-51, Notice of Proposed Rulemaking, 36 FCC Rcd 1564 (Vid. Div. 2021) (*NPRM*).

² As noted in the *NPRM*, on April 13, 2017, the Commission completed the incentive auction and broadcast television spectrum repacking authorized by the Spectrum Act, and the post-incentive auction transition period ended on July 13, 2020. The Bureau will amend the rules to reflect all new full power channel assignments in a revised Table of Allotments, but because the Table has not yet been amended, the Bureau has continued to refer to the Post-Transition Table of DTV Allotments, 47 CFR § 73.622(i) (2018), for the purpose of this proceeding. See *NPRM*, 36 FCC Rcd at 1564, n.2.

³ 47 CFR §§ 1.415, 1.419; see also *Buffalo, Iola, Normangee, and Madisonville, Texas*, MB Docket No. 07-729, Report and Order, 24 FCC Rcd 8192, 8194, para. 9 (Aud. Div. 2009).

⁴ *NPRM*, 36 FCC Rcd at 1564, para. 2.

⁵ *Id.* Gray notes that while the traditional analysis of noise limited service contours show a de minimis population loss, analysis of the terrain limited service contours results in no loss. Petition of Gray Television Licensee, LLC for Rulemaking (filed Nov. 27, 2020), LMS File No. 0000127533 at 4; Engineering Exhibit 4-5.

⁶ 47 CFR § 73.625(a).

channel change meets the technical requirements set forth in sections 73.616 and 73.623 of the Commission's rules with the following specifications:⁷

<u>City and State</u>	<u>DTV Channel</u>	<u>DTV Power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop.</u>
Cedar Rapids, Iowa	32	1000	606.8	1,120,894

4. We also conclude that good cause exists to make this channel change effective immediately upon publication in the Federal Register, pursuant to section 553(d)(3) of the Administrative Procedure Act.⁸ An expedited effective date is necessary in this case to ensure that KCRG can operate with improved service to its viewers as quickly as possible.

5. 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, 47 U.S.C. §§ 154(i), 155(c)(1), 303(g), (r), and 307(b), and sections 0.61, 0.204(b) and 0.283 of the Commission's rules, 47 CFR §§ 0.61, 0.204(b), and 0.283, **IT IS ORDERED**, That effective immediately upon the date of publication in the Federal Register, the DTV Table of Allotments, section 73.622(i) of the Commission's rules, 47 CFR § 73.622(i), **IS AMENDED**, with respect to the community listed below, to read as follows:

<u>City and State</u>	<u>Channel No.</u>
Cedar Rapids, Iowa	27, 29, 32, 47

6. **IT IS FURTHER ORDERED**, That within 30 days of the effective date of this Order, Gray Television Licensee, LLC shall submit to the Commission a minor change application for a construction permit (Form 2100, Schedule A) specifying channel 32 in lieu of channel 9.

7. **IT IS FURTHER ORDERED**, That pursuant to section 801(a)(1)(A) of the Congressional Review Act, 5 U.S.C. § 801(a)(1)(A), the Commission **SHALL SEND** a copy of the Order to Congress and to the Government Accountability Office.

8. **IT IS FURTHER ORDERED**, That should no petitions for reconsideration or petitions for judicial review be timely filed, MB Docket No. 21-51, RM-11876 **SHALL BE TERMINATED** and its docket closed.

9. For further information concerning the proceeding listed above, contact Andrew Manley, Video Division, Media Bureau, (202) 418-0596, Andrew.Manley@fcc.gov.

FEDERAL COMMUNICATIONS COMMISSION

Barbara A. Kreisman
Chief, Video Division
Media Bureau

⁷ 47 CFR §§ 73.616, 73.623.

⁸ 5 U.S.C. § 553(d)(3).