



Federal Communications Commission
Washington, D.C. 20554

July 18, 2014

Fox Television Stations, Inc.
Attention: Joseph M. Discipio
400 N. Capitol Street NW
Suite 890
Washington, D.C. 20001

George L. Hall, Houston Chapter Director,
Parents Television Council
15431 Torry Pines Road
Houston, Texas 77062-3417

Myrajane E. Hall
15431 Torry Pines Road
Houston, Texas 77062-3417

Re: KRIV, Houston, Texas
File No. BRCT-20060403BJH
Facility ID No. 22204

Dear Petitioner/Licensee:

Petitioners George L. Hall and Myrajane E. Hall filed substantially similar petitions to deny opposing the license renewal of Station KRIV, licensed to Fox Television Stations, Inc. ("Licensee"). For the reasons set forth below, we deny the petitions to deny.

Section 309(k)(1) of the Communications Act of 1934 (the "Act") states that the Commission shall grant a license renewal application if it finds, with respect to that station, that (a) the station has served the public interest, convenience, and necessity; (b) there have been no serious violations of the Communications Act or Commission rules and regulations; and (c) there have been no other violations by the licensee of this Act or the rules or regulations of the Commission which, taken together, would constitute a pattern of abuse.¹ With respect to whether grant will serve the public interest, the Commission will designate a hearing pursuant to Section 309(d)(1) of the Act if (a) the petitioner provides specific allegations of fact sufficient to show that such a grant would be prima facie inconsistent with the public interest;² and (b) the allegations, taken together with any opposing evidence before the Commission, raise a substantial and material question of fact as to whether grant would serve the public interest.³

Petitioners request that, in reviewing the above-captioned license renewal application, the Commission take into consideration the December 10, 2003, airing of the *Billboard Music Awards*.

¹ 47 U.S.C. § 309(k)(1).

² 47 U.S.C. § 309(d)(1); *Astroline Communications Co. Ltd. Partnership v. FCC*, 857 F.2d 1556 (D.C. Cir. 1988) ("Astroline").

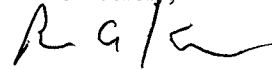
³ *Astroline*, 857 F.2d at 1561.

Petitioners contend that the Commission must determine how well the Station has served the public interest and upheld community standards by refusing to air content that many find indecent.

We do not rule on the merits of Petitioners' allegations but have reviewed the facts presented in the petitions and conclude that, even if a violation were adjudicated, any such violation would not justify denial or designation of the license renewal application or demonstrate a pattern of non-compliant behavior.⁴

We therefore conclude that the petitions do not allege violations that raise substantial and material questions of fact concerning the Licensee's qualifications or would otherwise justify designation of the Station KRIV license renewal application for hearing pursuant to section 309(k) of the Act.⁵ Accordingly, it is ordered that the petitions to deny filed by George L. Hall and Myrajane E. Hall **ARE DENIED.**

Sincerely,



Barbara Kreisman
Chief, Video Division
Media Bureau

⁴ *EZ New Orleans, Inc.*, Memorandum Opinion and Order, 15 FCC Rcd 7164 (1999); *Eagle Radio, Inc.*, Memorandum Opinion and Order, 9 FCC Rcd 1294, 1295 (1994).

⁵ Letter from Barbara A Kreisman, Chief, Video Division, to Dorann Bunkin, Esq., 22 FCC Rcd 19772, 19773 (Vid. Div. 2007).