



**FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

July 9, 2009

LPTV-A

Howard Mintz  
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Shainis & Peltzman, Chartered  
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Washington, DC 20036

Televicentro of Puerto Rico, LLC  
c/o John W. Bagwell, Esquire  
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2000 K Street, NW  
Suite 600  
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Re: W26DK, San Juan, Puerto Rico  
Facility ID No. 125192  
BDFCDTL-20081208ADX

Gentlemen:

This refers to the above-captioned application, filed by Howard Mintz, licensee of low power translator station W26DK, San Juan, Puerto Rico, to permit W26DK to flash cut to digital operation. That application was granted on December 29, 2008. On February 2, 2009, Televicentro of Puerto Rico, LLC (Televicentro), licensee of WAPA-TV, San Juan, Puerto Rico, filed a Petition for Reconsideration of that grant based on potential interference grounds, to which Mintz filed an opposition and Televicentro filed a reply thereto.

The parties now report that they have entered into an agreement to identify and resolve interference concerns that may arise as a result of the authorized operation of W26DK. Televicentro has therefore requested that the Commission approve the withdrawal of its Petition for Reconsideration. The parties state that the basis of its objection is now moot, and that neither the parties nor their principals will receive any money or other consideration in excess of legitimate and prudent expenses in exchange for the dismissal of its objections as required by the Commission's Rules.

We will grant the request to withdraw the Petition for Reconsideration of the grant of the subject W26DK application. The parties have submitted the documentation required by Section 73.3588(a) of the Commission's Rules, and review of the matters raised in the petition, consistent with our obligation to determine whether the public interest, convenience and necessity will be served by their dismissal as requested, does not raise a question warranting further Commission action.<sup>1</sup>

Accordingly, IT IS ORDERED that the request of Televicentro of Puerto Rico, LLC to dismiss its pending Petition for Reconsideration of the grant of the W26DK application IS GRANTED, and that the petition and pleadings relating thereto ARE DISMISSED.

Sincerely,

Hossein Hashemzadeh  
Associate Chief, Video Division  
Media Bureau

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<sup>1</sup> See, e.g., *Booth American Co.*, 58 FCC 2d 553, 554 (1976).