

Before The
Federal Communications Commission
Washington, DC 20554

In the Matter of)	
)	
Threshold Communications)	Facility ID No. 189494
)	BNPH-20110630AHJ
Application to Change the Community of)	
License for a New Commercial FM Station)	
on Channel 225C3)	

To: The Commission

SUPPLEMENT TO SECOND PETITION FOR RECONSIDERATION

Premier Broadcasters, Inc. (“Premier”) supplements its second petition for reconsideration dated June 28, 2019, by calling to the Commission’s attention the U.S. Census Bureau’s recent decision in *Urban Area Criteria for the 2020 Census—Final Criteria*, 87 Fed. Reg. 16706 (March 24, 2022) (“*Final Criteria*”), which directly implicates the Commission’s use of the urbanized area service presumption (“USAP”) in this case.

In the decision, the Census Bureau announced that beginning with the 2020 Census, it will no longer identify “urbanized areas” or “urban clusters,” but will instead designate all areas in the United States as either “urban areas” or “rural.” In proposing the change, the Census Bureau explained:

The 50,000-person threshold that has been used to distinguish between urbanized areas and smaller urban areas (whether urban places outside urbanized areas or urban clusters) no longer has the same meaning as when it was adopted in 1950 and, therefore, should no longer be used to distinguish types of urban areas. Further, the threshold is, to some extent, arbitrary; that is, as far as the Census Bureau has been able to determine from scholarship, there is no reason to assume that an urban area of just over 50,000 persons is fundamentally different in terms of economic and social functions and services than an area with just under 50,000 persons.

Urban Areas for the 2020 Census—Proposed Criteria, 86 Fed. Reg. 10237, 10239 (February 19, 2021) (“*Proposed Criteria*”). Moreover, the Census Bureau pointed out that since the 2000 Census, it has used the same criteria to define both “urban clusters” and “urban areas.”

The Census Bureau’s decision is material to this case because the Commission triggered the UASP based on the Census Bureau’s designation of a Longview urbanized area. As of the 2020 Census, no such designation exists. Presumably, Longview will be designated an “urban area.” Presumably, Napavine will be too, because as Premier has previously shown, Napavine was previously part of an urban cluster. *See, e.g.*, Premier’s Comments and Informal Objection at 7 (filed Aug. 27, 2012). Presumably, Clatskanie remains “rural” as defined by the Census Bureau.

In its decision, the Census Bureau recognized that other federal agencies have been making “nonstatistical use” of the “urbanized area” classification but cautioned that “it is the agency’s responsibility to ensure that the classification is appropriate for such use.” *Final Criteria* at 16706; *Proposed Criteria* at 10237. The Census Bureau offered to “work with tribal, federal, state or local agencies as well as stakeholders, as appropriate, to ensure understanding of our classification.” *Final Criteria* at 16706.

In light of the Census Bureau's retirement of the "urbanized area" classification, the Commission must reconsider its criteria for the invocation of the UASP in this case, as well as in other cases.

Respectfully submitted,

PREMIER BROADCASTERS, INC.

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June 3, 2022

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CERTIFICATE OF SERVICE

I, Grant B. Lukas, hereby certify that a true and correct copy of the foregoing Supplement to Second Petition for Reconsideration was served this 3rd day of June, 2022, to the following:

By U.S. mail and email:

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/s/
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