



# PUBLIC NOTICE

Federal Communications Commission  
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## Media Bureau Announces Processing Guidelines For Broadcast Station Applications

Today the Commission adopted a *Report and Order* concerning new media ownership rules (“*Order*”).<sup>1</sup> The *Order* includes processing guidelines to govern pending and new broadcast applications for the assignment or transfer of control of television and radio authorizations, as well as certain modification applications, during the transition period commencing with the adoption date of the *Order*. At the Commission’s direction, the Media Bureau is issuing this Public Notice to announce the processing guidelines.

*New Applications.* The Commission has established a freeze on the filing of all radio and television transfer of control and assignment applications that require the use of FCC Form 314 or 315 (“*New Applications*”). We will revise application Forms 314 and 315 to reflect the new rules adopted in the *Order*. The freeze will be in effect starting with the *Order*’s adoption date until notice has been published by the Commission in the *Federal Register* that OMB has approved the revised forms. Upon such publication, parties may file *New Applications*, but only if they demonstrate compliance with the new multiple ownership rules adopted in the *Order* or submit a complete and adequate showing that a waiver of the new rules is warranted. We will continue to allow the filing of short-form (FCC Form 316) applications at any time and will process them in due course.

*Pending Applications.* Applicants with long-form assignment or transfer of control applications (FCC Form 314 or 315) or with modification applications (FCC Form 301) that are pending as of adoption of the *Order* (“*Pending Applications*”) may amend those Applications by submitting new multiple ownership showings to demonstrate compliance with the ownership rules adopted in the *Order* or by submitting a request for waiver of the new rules.<sup>2</sup> Parties may file such amendments once notice has been published by the Commission in the *Federal Register* that OMB has approved the information collection requirements contained in such amendments. Pending Applications that are still pending as of the effective date of the new rules will be processed under the new rules. Applications proposing *pro forma* assignments and transfers (FCC Form 316) will be processed in the normal course.

*Pending Petitions and Objections.* Petitions to deny and informal objections that were submitted

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<sup>1</sup> *Report and Order* in MB Docket No. 02-277 and MM Docket Nos. 01-235, 01-317, and 00-244 (adopted June 2, 2003).

<sup>2</sup> The Commission may determine that the nature of the amendment warrants a new public notice for the Pending Application.

to the Commission prior to the adoption date of the *Order* and that raise issues unrelated to competition against Pending Applications (as defined above) will be addressed with respect to those issues at the time we act on such Applications. Petitions and informal objections that were submitted to the Commission prior to the adoption date of the *Order* and that contest Pending Applications solely on grounds of competition pursuant to the interim policy<sup>3</sup> will be dismissed as moot.

Action by the Chief, Media Bureau. For further information, contact Peter H. Doyle or Nina Shafran of the Audio Division, Media Bureau, at (202) 418-2700, or Clay C. Pendarvis or Mary M. Fitzgerald of the Video Division, Media Bureau, at (202) 418-1600.

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<sup>3</sup> See *Rules and Policies Concerning Multiple Ownership of Radio Broadcast Stations in Local Markets; Definition of Radio Markets*, 16 FCC Rcd 19861, 19894-97 ¶¶ 84-89 (2001). The Commission has terminated the interim policy with the adoption of the *Order* and, at the Commission's direction, we will no longer include the "flagging" language for radio sales applications that appear on public notice on or after the *Order's* adoption date.