



FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

December 15, 2008

Univision Television Group, Inc.
c/o Lauren Lynch Flick, Esquire
Shaw Pittman LLP.
2300 N Street, NW
Washington, DC 20037

Jackalope Broadcasters
c/o Lee J. Peltzman, Esquire
Shainis & Peltzman, Chartered
1850 M Street, NW
Washington, DC 20036

Re: Low Power DTV Channel 5,
Flagstaff, AZ
File No. BNPTVL-20000816AAO
Facility No.125608

Dear Counsel:

This responds to the Petition to Deny filed on behalf of Univision Television Group, Inc. (Univision), licensee of Class A low power television station KTVW-CA, channel 6, Flagstaff/Doney Park, Arizona, against the above-captioned application of Jackalope Broadcasters (Jackalope) for a new low power television station to operate on Channel 5 at Flagstaff, Arizona.

In the petition, Univision claims that, as filed, Jackalope's proposal for channel 5, the first-adjacent channel to KTVW-CA, results in significant overlap between the proposed 68 dBu contour and protected 62 dBu protected contour of KTVW-CA. As such, it claims that the application violates the interference protections set forth in Section 74.707(d)(2) of the Commission's Rules and should be dismissed.

In its opposition to the petition, Jackalope states that on January 9, 2003, it filed an amendment to its application specifying a new antenna location and reduced power. As a result, Jackalope states that its proposed facilities no longer interfere with the service area of KTW-CA. As such, it urges the Commission to deny Univision's petition and grant its application.

We have reviewed the allegations raised in the petition to deny, and find that Jackalope's amendment moots Univision's concerns with regard to interference and the grantability of Jackalope's application, and therefore does not appear to raise a question

warranting further Commission action.¹ Accordingly, we will deny the petition to deny as moot.

Moreover, we have reviewed the subject application, as amended, for a for a new low power television station to operate on Channel 5 at Flagstaff, Arizona, and find that Jackalope is legally and technically qualified to operate as proposed.

Accordingly, IT IS ORDERED that Petition to Deny the above-captioned application filed on behalf of Univision Television Group, Inc. IS DENIED.

Further, IT IS ORDERED that the above-captioned application of Jackalope Broadcasters for a new low power television station to operate on Channel 5 at Flagstaff, Arizona, IS GRANTED.

Sincerely,

Hossein Hashemzadeh
Associate Chief, Video Division
Media Bureau

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