



PUBLIC NOTICE

Federal Communications Commission
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DA 07-3405
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MEDIA BUREAU ANNOUNCES PERMIT-BUT-DISCLOSE EX PARTE STATUS FOR LICENSE APPLICATION BY MARCIA COHEN

On October 24, 2006, Marcia Cohen filed an application for a construction permit to operate low power television station W46ED at Arbury Hills, Illinois. *See* BMPTLL-20061024 ADY. Thereafter, an application for a license to cover that construction permit was filed by Marcia Cohen on June 7, 2006. *See* BLTTL-20060607 AAR. WCIU-TV Limited Partnership, the licensee of WCIU-TV, Chicago, Illinois, filed an opposition with respect to that license application. Commission action on the license application is not final.

Applications for a broadcast station license are subject, unless otherwise provided, to treatment by the Commission as restricted proceedings for ex parte purposes under Section 1.1208 of the Commission's rules. *See* 47 C.F.R. § 1.1208. We have concluded, however, that classifying this proceeding as permit-but-disclose would, in this case, serve the public interest. Accordingly, by this Public Notice, and pursuant to Section 1.1200(a) of the Commission's rules, 47 C.F.R. §1.1200(a), we announce that the ex parte procedures applicable to permit-but-disclose proceedings will govern our consideration of the instant application. *See* 47 C.F.R. §1.1206.

Permit-but-disclose ex parte procedures permit interested parties to make ex parte presentations to the Commissioners and Commission employees and require that these presentations be disclosed in the record of the relevant proceeding. Persons making a written ex parte presentation to the Commissioners or Commission employees must file the written presentation with the Commission's Secretary no later than the next business day after the presentation. *See* 47 C.F.R. §1.1206(b)(1). Persons making oral ex parte presentations must file a summary of the presentation no later than the next business day after the presentation. *See* 47 C.F.R. §1.1206(b)(2). All ex parte filings must be clearly labeled as such and must reference this Public Notice.

An original and one copy of all ex parte written presentations and memoranda must be filed with the Commission's Secretary. Copies sent by First Class Mail, Express Mail and Priority Mail, must be sent to: Federal Communications Commission, Office of the Secretary, 445 12th Street, S.W., Room TW-A325, Washington, DC 20554. Hand-delivered or messenger-delivered copies must be sent to: Federal Communications Commission, Office of the Secretary c/o Natek, Inc., 236 Massachusetts Avenue, N.E.,

Suite 110, Washington, DC 20002. Other messenger-delivered documents, including documents sent by overnight mail (other than United States Postal Service Express Mail and Priority mail) must be sent to: Federal Communications Commission, Office of the Secretary, 9300 East Hampton Drive, Capitol Heights, MD 20743. All filings must be made in accordance with Section 1.1206(b)(1) of the Commission's rules. *See* 47 C.F.R. §1.1206(b)(1). In addition, one copy of each ex parte written presentation and memoranda should be delivered to Best Copy and Printing, Inc., Portals II, 445 12th St. S.W., Room CY-B402, Washington D.C.; and Barbara A. Kreisman, Chief, Video Division, Media Bureau, 445 12th Street, S.W., Room 2-A666, Washington, D.C. 20554.

Individuals can access copies of the application and related documents online through the Commission's Broadcast Radio and Television Electronic Filing System (CDBS) at <http://www.fcc.gov/mb/cdbs.html>. Copies of the applications and other filings in this proceeding will be available for public inspection and copying during normal business hours in the Commission's Reference Information Center located at Room CY-A257, 445 12th Street, S.W., Washington, D.C. 20554. Persons with disabilities who need assistance in the FCC Reference Center may contact Bill Cline at (202) 418-0267 (voice), (202) 418-7365 (TTY), or bill.cline@fcc.gov.

Copies of applications and subsequently filed documents may be obtained from Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C., 20554; they can also be reached by telephone, at (202) 488-5300 or (800) 378-3160; by e-mail at fcc@bcpiweb.com; or via their website at <http://www.bcpiweb.com>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

For further information, contact James J. Brown, Deputy Chief, Video Division, Media Bureau, at (202) 418-1600.

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