

an entity that, together with its affiliates and controlling interests, has average gross revenues for the preceding three years not exceeding \$3 million would qualify for a 35 percent bidding credit in the Commission's paging auctions. In addition, an entity that, together with its affiliates and controlling interests, has average gross revenues for the preceding three years not exceeding \$15 million will qualify for a 25 percent bidding credit. In December 1998, the Small Business Administration approved the Commission's two-tiered small business size standards. In this *Memorandum Opinion and Order on Reconsideration*, the Commission denies a petition for reconsideration requesting that it establish a third tier of small businesses eligible for a bidding credit, to permit an entity with average gross revenues for the preceding three years not in excess of \$40 million to be eligible for a 15 percent credit. The Commission also denies the petitioner's alternative request that the threshold to qualify for a 25 percent bidding credit be raised from \$15 million to \$40 million. In denying both requests, the Commission explains that it has considered the particular nature of the paging industry in establishing its definitions of small businesses eligible for bidding credits. The Commission also finds that there is no need to alter the small business definitions or bidding credits for paging because it has conducted a paging auction within the past year in which the Commission used the bidding credits adopted in the *Third Report and Order* and small businesses were very successful in that auction. The Commission finds that the successful performance of small businesses in Auction 26 supports the conclusion that the current small business definitions and bidding credits are appropriate for future paging auctions. Finally, the Commission notes that, as this petitioner is the only party to raise this issue, there does not appear to be a widespread belief in the paging industry that the existing small business definitions need to be changed in the manner requested.

#### B. Paperwork Reduction Act

13. This *Memorandum Opinion and Order on Reconsideration* contains no new or modified information collections that are subject to the Paperwork Reduction Act of 1995, Public Law 104-13.

#### Ordering Clauses

14. Accordingly, *It Is Ordered*, pursuant to sections 4(i) and 405 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 405, and

§ 1.106 of the Commission's rules, 47 CFR 1.106, that the Petition for Clarification and/or Reconsideration filed July 26, 1999 by Blooston, Mordkofsky, Jackson and Dickens, as clarified by its Reply filed September 9, 1999, *Is Granted* to the extent provided herein.

15. *It Is Further Ordered*, pursuant to sections 4(i) and 405 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 405, and § 1.106 of the Commission's rules, 47 CFR 1.106, that the Morris Communications Petition for Partial Reconsideration filed July 26, 1999 and the Petition for Reconsideration of Rand McNally & Company filed July 23, 1999 *Are Denied*.

16. *It Is Further Ordered*, pursuant to section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), that this proceeding *Is Terminated*.

Federal Communications Commission.

**Magalie Roman Salas,**  
*Secretary.*

#### Appendix A

##### *Petitions for Reconsideration*

Morris Communications, Inc.  
Rand McNally & Company  
Blooston, Mordkofsky, Jackson and Dickens

##### *Oppositions to Petitions*

Personal Communications Industry  
Association

##### *Replies to Oppositions*

Blooston, Mordkofsky, Jackson and Dickens

##### *Ex Parte Filings*

The Rural Telecommunications Group  
Organization for the Promotion and  
Advancement of Small  
Telecommunications Companies

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 01-546; MM Docket No. 99-94; RM-9532, RM 9834

#### Radio Broadcasting Services; Hinton, Whiting, and Underwood, IA; and Blair, NE

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Sunrise Broadcasting of Nebraska, Inc., substitutes Channel 267C2 for Channel 268C3 at Blair, Nebraska, reallocates Channel 267C2 from Blair to Whiting, Iowa, and modifies

Station KISP(FM)'s license accordingly (RM-9834). At the request of Mountain West Broadcasting, we dismiss the petition proposing the allotment of Channel 267A at Hinton, Iowa (RM-9532). See 64 FR 15712, April 1, 1999. At the request, of Sunrise Broadcasting of Nebraska, Inc., we also dismiss the proposal to allot Channel 268A at Underwood, Iowa, as the community's first local aural transmission service. Channel 267C2 can be allotted to Whiting in compliance with the Commission's minimum distance separation requirements with a site restriction of 18.4 kilometers (11.2 miles) northeast at Station KISP(FM)'s requested site. The coordinates for Channel 267C2 at Whiting are North Latitude 42-16-20 West Longitude 96-02-27.

**DATES:** Effective April 16, 2001.

#### **FOR FURTHER INFORMATION CONTACT:**

Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 99-94, adopted February 21, 2001, and released March 2, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

#### **List of Subjects in 47 CFR Part 73**

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### **PART 73—RADIO BROADCAST SERVICES**

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 54, 303, 334, and 336.

##### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Iowa, is amended by adding Whiting, Channel 267C2.

3. Section 73.202(b), the Table of FM Allotments under Nebraska, is amended by removing Channel 268C3 at Blair.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

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