

service increases, there is a greater likelihood that customers will view their wireless phones as a potential substitute for their wireline phones, making LNP more important to consumers.

5. Because LNP provides a platform for certain number conservation techniques, including number pooling, the Commission also stresses the importance of efficient utilization of numbering resources. The Commission states that the decision to grant forbearance in this instance is not intended to limit Commission ability to require, through a rulemaking proceeding on number utilization, CMRS participation in pooling at an earlier date, if doing so were deemed necessary to address specific number exhaust problems. The Commission states that, as an initial step, it intends to initiate a Notice of Proposed Rulemaking in the next few months that will propose both LNP and non-LNP based numbering optimization techniques applicable to all telecommunications carriers, and that it will move forward with additional proceedings on other number conservation methods possibly including one or more pooling methods.

6. Appendix A of the *Memorandum Opinion and Order* contains the full text of section 52.31 of the Commission's rules, as revised to reflect the service provider LNP implementation deadline established in the *Memorandum Opinion and Order* and corrections made in an erratum to the *Memorandum Opinion and Order*. Cellular Telecommunications Industry Association's Petition for Forbearance From Commercial Mobile Radio Services Number Portability Obligations and Telephone Number Portability, WT Docket No. 98-229 and CC Docket No. 95-116, Erratum (released April 20, 1999). The erratum corrected the following items: the amended date in section 52.31(a)(1)(ii) of the Commission's rules by which carriers must submit requests for LNP deployment to CMRS carriers in the top 100 MSAs; several inadvertent deletions of certain amendments to section 52.31 of the Commission's rules that occurred in past proceedings in CC Docket No. 95-116; and certain typographical errors.

#### List of Subjects in 47 CFR Part 52

Telecommunications.

Federal Communications Commission.

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

#### Rule Changes

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 52 as follows:

#### PART 52—NUMBERING

1. The authority citation for part 52 continues to read as follows:

**Authority:** Sec. 1, 2, 4, 5, 48 Stat. 1066, as amended; 47 U.S.C. § 151, 152, 154, 155 unless otherwise noted. Interpret or apply secs. 3, 4, 201-05, 207-09, 218, 225-7, 251-2, 271 and 332, 48 Stat. 1070, as amended, 1077; 47 U.S.C. 153, 154, 201-05, 207-09, 218, 225-7, 251-2, 271 and 332 unless otherwise noted.

2. Section 52.31 is amended by revising paragraph (a) to read as follows:

#### § 52.31 Deployment of long-term database methods for number portability by CMRS providers

(a) By November 24, 2002, all covered CMRS providers must provide a long-term database method for number portability, including the ability to support roaming, in the MSAs identified in the Appendix to this part in compliance with the performance criteria set forth in section 52.23(a) of this part, in switches for which another carrier has made a specific request for the provision of number portability, subject to paragraph (a)(1) of this section. A licensee may have more than one CMRS system, but only the systems that satisfy the definition of covered CMRS are required to provide number portability.

(1) Any procedure to identify and request switches for development of number portability must comply with the following criteria:

(i) Any wireline carrier that is certified (or has applied for certification) to provide local exchange service in a state, or any licensed CMRS provider, must be permitted to make a request for deployment of number portability in that state;

(ii) For the MSAs identified in the appendix to this part, carriers must submit requests for deployment by February 24, 2002;

(iii) A covered CMRS provider must make available upon request to any interested parties a list of its switches for which number portability has been requested and a list of its switches for which number portability has not been requested;

(iv) After November 24, 2002, a covered CMRS provider must deploy additional switches serving the MSAs

identified in the Appendix to this part upon request within the following time frames:

(A) For remote switches supported by a host switch equipped for portability ("Equipped Remote Switches"), within 30 days;

(B) For switches that require software but not hardware changes to provide portability ("Hardware Capable Switches"), within 60 days;

(C) For switches that require hardware changes to provide portability ("Capable Switches Requiring Hardware"), within 180 days; and

(D) For switches not capable of portability that must be replaced ("Non-Capable Switches"), within 180 days.

(v) Carriers must be able to request deployment in any wireless switch that serves any area within the MSA, even if the wireless switch is outside that MSA, or outside any of the MSAs identified in the Appendix to this part.

(2) By November 24, 2002, all covered CMRS providers must be able to support roaming nationwide.

\* \* \* \* \*

[FR Doc. 99-10443 Filed 4-26-99; 8:45 am]

BILLING CODE 6712-01-P

#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[MM Docket No. 97-174; RM-9146, RM-9262]

#### Radio Broadcasting Services; Hamilton, Marble Falls, and Meridian, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This document allots Channel 285A, at Meridian, Texas, substitutes Channel 285C2 for Channel 285C3 at Marble Falls, Texas, and modifies the authorization of Maxagrid Broadcasting Corporation to specify operation on the higher class channel at request of counterproponent Maxagrid Broadcasting, Corp., filed in response to the Notice of Proposed Rule Making, 62 FR 43301 (8/13/97). Channel 285A can be allotted at Meridian with a site restriction of 7.6 kilometers northwest at 31-59-07 and 97-41-22. The coordinates at Marble Falls are 30-36-33 and 98-22-10. This action also denies the petition for rule making filed by North Texas Broadcasting, Inc., proposing the allotment of Channel 285C3 at Hamilton, Texas. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** June 1, 1999.

**FOR FURTHER INFORMATION CONTACT:** Victoria M. McCauley, Mass Media Bureau, (202) 418-2130.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order, MM Docket No. 97-174 adopted, April 7, 1999, and released April 16, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room CY-A257), 445 Twelfth Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

#### 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:

#### 47 CFR PART 73—[AMENDED]

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

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Texas, is amended by adding Meridian, Channel 285A and by removing Channel 285C3 and adding 285C2 at Marble Falls.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 99-10507 Filed 4-26-99; 8:45 am]

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### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[MM Docket No. 98-71-; RM-9266]

#### Radio Broadcasting Services; Newell, IA

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Robert J. Maines, Jr., allots Channel 265A at Newell, Iowa, as the community's first local aural transmission service. See 63 FR 30173, June 3, 1998. Channel 265A can be allotted to Newell in compliance with the Commission's minimum distance separation requirements with a site

restriction of 5.7 kilometers (3.5 miles) west to avoid a short-spacing to the licensed site of Channel KJYL(FM), Channel 264C3, Eagle Grove, Iowa. The coordinates for Channel 265A at Newell are 42-36-04 North Latitude and 95-04-21 West Longitude. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** June 1, 1999. The window period for filing applications for Channel 265A at Newell, Iowa, will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

**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. 98-71, adopted April 7, 1999, and released April 16, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., 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:

#### 47 CFR PART 73—[AMENDED]

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

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Iowa, is amended by adding Newell, Channel 265A.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 99-10506 Filed 4-26-99; 8:45 am]

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### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[MM Docket No. 98-33; RM-9224]

#### Radio Broadcasting Services; Richwood, WV

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of J&K Broadcasting, Inc., allots channel 288A at Richwood, West Virginia, as the community's first local aural transmission service. See 63 FR 13612, March 20, 1998. Channel 288A can be allotted to Richwood in compliance with the Commission's minimum distance separation requirements at city reference coordinates. The coordinates for Channel 288A at Richwood are 38-13-42 North Latitude and 80-31-48 West Longitude. With this action, this proceeding is terminated.

**EFFECTIVE DATE:** June 1, 1999. The window period for filing applications for Channel 288A at Richwood, West Virginia, will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

**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. 98-33, adopted April 7, 1999, and released April 16, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., 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:

#### 47 CFR PART 73—[AMENDED]

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

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under West Virginia, is amended by adding Richwood, Channel 288A.

Federal Communications Commission.

**John A. Karousos,**

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

[FR Doc. 99-10505 Filed 4-26-99; 8:45 am]

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