

specifications, it is likely that many of the existing receivers could continue to provide satisfactory service. That is, the interference conditions that would necessitate the use of receivers meeting the applicable guidelines/standards would not be present everywhere, and in locations where potentially interfering signals were not present or were present at levels within the capabilities of existing receivers, those units could provide satisfactory service. Accordingly, one approach would be to simply allow users to change to new receivers as they encountered interference. Of course, where the service would be of more critical importance, it might be necessary to require replacement of receivers, and "middle ground" approaches that provided for a transition to mandatory use of new receivers are possible also. We request comment and suggestions on the matter of how to treat existing receivers that do not comply with any new receiver minimum interference immunity specifications that may be developed, and how the size of the installed receiver base should affect the development of receiver interference immunity performance guidelines/standards. We specifically ask that interested parties address the criteria that we should use in making determinations to take actions that would involve the involuntary replacement of receivers, either on a rapid or transitional basis, for example, in the case of public safety, other services involving safety-of-life or property, or services involving security of the public or national security. In the event such an action were determined to be necessary, what would be an appropriate phase-in time period?

41. This is an exempt notice and comment rule making proceeding. *Ex parte* presentations are permitted, except during any Sunshine Agenda period. See generally 47 CFR 1.1200(a), 1.1203, and 1.1204(b).

42. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet at <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters

should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

43. Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number. All filings must be sent to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, The Portals, 445 Twelfth Street, SW., Washington, DC 20554.

44. Parties who choose to file by paper should also submit their comments on diskette. These diskettes should be submitted to: Hugh L. Van Tuyl, Office of Engineering and Technology, Federal Communications Commission, The Portals, 445 Twelfth Street, SW., Room 7-A162, Washington, DC 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible format using Word for Windows or compatible software. The diskette should be accompanied by a cover letter and should be submitted in "read only" mode. The diskette should be clearly labeled with the commenter's name, proceeding (including the lead docket number, in this case ET Docket No. 03-65, type of pleading (comment or reply comment), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase "Disk Copy—Not an Original." Each diskette should contain only one party's pleadings, preferably in a single electronic file.

45. Comments and reply comments will be available for public inspection during regular business hours in the Reference Information Center (Room CY-A257) of the Federal Communications Commission, The Portals, 445 Twelfth Street, SW., Washington, DC 20554. Copies of comments and reply comments are available through the Commission's duplicating contractor.

46. 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 & Governmental Affairs Bureau at 202-

418-0531 (voice), 202-418-7365 (TTY)."

Ordering Clauses

47. Pursuant to Sections 4(i), 301, 302, 303(e), 303(f), 303(r) and 307 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 301, 302, 303(e), 303(f), 303(r) and 307, this Notice of Inquiry is hereby adopted.

48. Pursuant to § 1.429(i) of the Commission's rules, 47 CFR 1.429(i), the Petition for Reconsideration of the *Second Report and Order and Second Memorandum Opinion and Order* in MM Docket No. 00-39 submitted by Sinclair Broadcast Group, Inc. is dismissed as repetitive for the reasons indicated in the Notice of Inquiry.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

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DEPARTMENT OF COMMERCE

National Oceanic Atmospheric Administration

50 CFR Part 622

[I.D. 040703A]

RIN 0648-AN87

Fisheries of the South Atlantic; Pelagic Sargassum Habitat in the South Atlantic; Fishery Management Plan; Correction

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of availability of a revised fishery management plan for the pelagic *Sargassum* habitat of the South Atlantic Region (FMP); correction.

SUMMARY: This document contains a correction to the notice published on Thursday, April 17, 2003. The notice announced the availability of a fishery management plan for pelagic *Sargassum* habitat of the South Atlantic region.

DATES: Comments must be received on or before June 16, 2003.

ADDRESSES: Comments on the FMP must be mailed to the Southeast Regional Office, NMFS, 9721 Executive Center Drive N., St. Petersburg, FL 33702. Comments may also be sent via fax to 727-522-5583. Comments will not be accepted if submitted via e-mail or Internet.

Requests for copies of the FMP should be sent to the South Atlantic Fishery