

notification and automated meter reading. In order to help us in evaluating the applicability of BPL technology to power line carrier systems, we seek input on the following questions:

- Will the power line carrier systems currently deployed by the utility companies to control and monitor the electrical system be replaced in the future with the new high speed BPL equipment?
- How would the utility companies deploy these new control systems and how would these new systems coexist with the older control systems?
- Should power line carrier systems using BPL technology be subject to the coordination process in the current database maintained by UTC?
- Are any changes needed in the regulations governing power line carrier systems? Should power line carrier systems using BPL technology be subject to the general requirements for Access BPL systems, since the same system may now be carrying broadband signals as well as monitoring and control signals? How could, or should, these functions be separated?
- What interference issues, if any, besides the issues raised under the general BPL interference section, *supra*, must be addressed with the deployment of high-speed power line carrier systems?

16. *Other Matters.* The questions raised in this Notice of Inquiry are intended to solicit information to assist the Commission in deciding whether to propose rule changes as a result of the developing BPL technology. We realize that these questions do not necessarily encompass all of the possible issues raised by this technology. Parties therefore may wish to comment on the following additional topics:

- What standardized transport and data link protocols are typically used between a user's personal computer, for example, and the Internet point of presence, over Access BPL systems? For example, is Point-to-Point Protocol (PPP), PPP over Ethernet (PPPoE), Asynchronous Transfer Mode (ATM), or other such lower layer protocols involved?

17. We seek information on the subject of communications over electric power lines from all interested parties to obtain a wide representation of viewpoints. Accordingly, we request comments on any other matters or issues, in addition to those discussed previously, that may be pertinent to BPL technology.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 03-1225; MB Docket No. MB 03-105; RM-10671]

### Radio Broadcasting Services; Glens Falls, Indian Lake, Malta & Queensbury, NY

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed jointly by Vox New York, LLC, licensee of Station WNYQ, Channel 289B1, Queensbury, NY, and Entertronics, Inc., licensee of Station WCQL, Channel 240A, Glens Falls, NY ("Petitioners"). Petitioners request the substitution of Channel 289A for Channel 289B1 at Queensbury, reallocation of the channel to Malta, NY, and modification of the license for Station WNYQ accordingly; reallocation of Channel 240A from Glens Falls, NY to Queensbury, NY and modification of the license for Station WNYQ to specify operation on Channel 240A at Queensbury; and, allotment of Channel 290A at Indian Lake, NY, as a first local service. The coordinates for Channel 289A at Malta are 42-58-58 and 73-48-00. The coordinates for Channel 240A at Queensbury are 43-24-12 and 73-40-25. The coordinates for Channel 290A at Indian Lake are 43-46-57 and 74-16-20. The proposal complies with the provisions of Section 1.420(i) of the Commission's Rules, and therefore, the Commission will not accept competing expressions of interest in the use of Channels 289A at Malta and Channel 240A at Queensbury.

**DATES:** Comments must be filed on or before June 23, 2003, and reply comments on or before July 8, 2003.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, Interested parties should serve the petitioners' counsel, as follows: David G. O'Neil, Manatt, Phelps and Phillips, LLP, 1501 M Street, NW., Suite 700, Washington, DC 20005 (Vox New York, LLC) and Joseph E. Dunne, Law offices of Joseph E. Dunne III, P.O. Box 9203,

Durango, Colorado 81301 (Entertronics, Inc.).

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 03-105, adopted April 28, 2003, and released April 30, 2003. The full text of this Commission decision is available for inspection and copying during regular business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., CY-A257, Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractors, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

The provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

### PART 73—RADIO BROADCAST SERVICES

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 New York, is amended by removing Channel 289B1 and adding Channel 240A at Queensbury, by removing Channel 240A and Glens Falls, by adding Channel 289A, Malta and by adding Indian Lake, Channel 290A.