



**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D.C. 20554**

February 25, 2010

1800E3-A

KTVW License Partnership, G.P.  
c/o William H. Fitz, Esquire  
Covington and Burling, LLP  
1201 Pennsylvania Avenue, NW  
Washington, DC 20004

Fox Television Stations, Inc.  
c/o Joseph M. Di Scipio, Esquire  
444 North Capitol Street, NW  
Suite 740  
Washington, DC 20001

Re: KTVW-CA, Flagstaff/Doney, AZ  
Facility ID No. 29464  
BDISDTA-20090630AAD

Gentlemen:

This refers to the above-captioned digital displacement application for a new construction permit to operate on digital Channel 27, filed on behalf of KTVW License Partnership, G.P., licensee of Station KTVW-CA, Flagstaff/Doney, Arizona.

On August 8, 2009, an Informal Objection to the application was filed by Fox Television Stations, Inc. (FTS), licensee of Translator Station K28CW, Flagstaff, Arizona. The objection alleged that operation of KTVW as proposed is predicted to cause interference to as much as 3.79 percent of the total population within the authorized service area of K28CW.

FTS now seeks to withdraw its objection pursuant to A Facilities Modification and Interference Acceptance Agreement it has entered into with KTVW whereby FTS has also agreed to withdraw its objection to the KTVW displacement application. In addition, the FTS has agreed to accept any interference that may result from implementation of the KTVW displacement application, and KTVW has agreed to accept any interference from a modification application FTS intends to file to increase K28CW's ERP to 1 kW. In addition, the parties have submitted documentation, pursuant to Section 73.3588(a) of the Commission's Rules, that neither they nor their principals have

received or have been promised any monetary consideration in return for entering their agreement other than mutual benefit gained by each party's participation and concurrence.

We will approve the settlement agreement. The parties have submitted the documentation required by Section 73.3588(a) of the Commission's Rules. In addition, review of the matters raised herein, consistent with the obligation to determine whether the public interest, convenience and necessity will be served by approval of the parties' requests, does not appear to raise a question warranting further Commission action.<sup>1</sup>

Finally, our review of the KTVW displacement application indicates that it is legally and technically qualified to construct and operate with the facilities as proposed and consistent with mutual agreements of the parties.

Accordingly, IT IS ORDERED that: the settlement agreement between the parties IS APPROVED; the Informal Objection filed by Fox Television Stations, Inc. IS DISMISSED; and that the displacement application (BDISDTA-20090630AAD) filed by KTVW License Partnership, G.P. for KTVW-CA IS GRANTED .

Sincerely,

Hossein Hashemzadeh  
Associate Chief, Video Division  
Media Bureau

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<sup>1</sup> See, e.g., *Booth American Co.*, 58 FCC 2d 553, 554 (1976).