Federal Communications Commission
Washington, D.C. 20554

October 29, 2018

Sciarrino & Schubert, PLLC
c/o Dawn M. Sciarrino
4601 N. Fairfax Drive, Suite 1200
Arlington, VA 22203

Re: Reservation of a Call Sign:

KDAK-LP, Bismarck, North Dakota
Facility ID No. 196087

Dear Counsel,

This letter refers to the "Motion for Order to Show Cause and/or Cease and Desist Order" (Motion) filed by Two Rivers Broadcasting, Inc. (Two Rivers), licensee of radio station KDAK(AM), Carrington, North Dakota.[1] Two Rivers requested that we issue an "Order to Show Cause" against Dakota Media Access (DMA) on the basis that DMA misrepresented to the Commission that it had obtained Two Rivers' consent to use secondary call sign KDAK-LP.[2] In its "Opposition of Dakota Media Access to Motion For Order to Show Cause and/or Cease and Desist Order," DMA claimed that it acted in good faith reliance on the Call Sign Reservation System (CSRS), which did not list the call sign as being assigned to Two Rivers.[3] DMA also claimed that the Motion was now moot because DMA submitted an application to change its call sign to KUAK-LP on September 25, 2018.[4]

On October 9, 2018, Two Rivers filed a "Reply, Withdrawal and Request to Dismiss," agreeing that DMA's call sign change makes its Motion moot, and finding that DMA adequately demonstrated that it did not intend to deceive the Commission when it requested the KDAK call letters.[5] Two Rivers certifies that its withdrawal complies with the requirements of Section 73.3588(b) of the Commission's rules,[6] and states that it neither received nor will receive any consideration relating to the request for withdrawal.

Accordingly, we **GRANT** the request for withdrawal and **DISMISS** the Motion.

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[1] Motion for Order to Show Cause and/or Cease and Desist Order of Two Rivers Broadcasting, Inc. (filed Sept. 12, 2018) (Motion).

[2] *Id.* at 3.

[3] Opposition of Dakota Media Access to Motion For Order to Show Cause and/or Cease and Desist Order of Dakota Media Access, at 2 (filed Sept. 26 2018) (Opposition).

[4] *Id.* at 4.

[5] Reply, Withdrawal and Request to Dismiss of Two Rivers Broadcasting, Inc., at 2 (filed Oct. 9, 2018).

[6] 47 CFR § 73.3588(b).

Sincerely,

David J. Brown
Deputy Chief, Video Division
Media Bureau