

a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Written comments should be submitted on or before December 1, 2003. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all comments to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street, SW., Washington, DC 20554 or via the Internet to [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov) or Kim A. Johnson, Office of Management and Budget (OMB), Room 10236 NEOB, Washington, DC 20503, (202) 395-3562 or via the Internet at [Kim\\_A.\\_Johnson@omb.eop.gov](mailto:Kim_A._Johnson@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copy of the information collection(s) contact Les Smith at (202) 418-0217 or via the Internet at [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov).

**SUPPLEMENTARY INFORMATION:**

**OMB Control Number:** 3060-0059.  
**Title:** Statement Regarding the Importation of Radio Frequency Devices Capable of Harmful Interference, FCC Form 740.

**Form Number:** FCC 740.

**Type of Review:** Extension of a currently approved collection.

**Respondents:** Business or other for-profit entities; Not-for-profit institutions; Individuals or households; and State, Local, or Tribal Governments.

**Number of Respondents:** 5,077.

**Estimated Time per Response:** 1-5 minutes.

**Frequency of Response:** On occasion reporting requirement; Third party disclosure.

**Total Annual Burden:** 28,030 hours.

**Total Annual Costs:** None.

**Needs and Uses:** The FCC, working in conjunction with the U.S. Customs Service, is responsible for the regulation of both authorized radio services and devices that can cause interference. FCC Form 740 must be completed for each

radio frequency device, which is imported into the United States, and is used to keep non-compliant devices from being distributed to the general public, thereby reducing the potential for harmful interference being caused to authorized communications. FCC Form 740 may now be filed on paper or by electronic means.

**OMB Control Number:** 3060-0341.

**Title:** Section 73.1680, Emergency antennas.

**Form Number:** N/A.

**Type of Review:** Extension of currently approved collection.

**Respondents:** Business or other for-profit entities; Not-for-profit institutions.

**Number of Respondents:** 142.

**Estimated Time per Response:** 0.5 hours.

**Frequency of response:** On occasion reporting requirements.

**Total Annual Burden:** 71 hours.

**Total Annual Costs:** \$28,400.

**Needs and Uses:** 47 CFR 73.1680 requires that licensees of AM, FM, or TV stations submit an informal request to the FCC (within 24 hours of commencement of use) to continue operation with an emergency antenna. An emergency antenna is one that is erected for temporary use after the authorized main and auxiliary antennas are damaged and cannot be used. FCC staff use the data to ensure that interference is not caused to other existing stations.

**OMB Control Number:** 3060-0580.

**Title:** Operator Interests in Video Programming, Sections 76.504 and 76.1710.

**Form Number:** N/A.

**Type of Review:** Revision of a currently approved collection.

**Respondents:** Business or other for-profit entities.

**Number of Respondents:** 1,500.

**Estimated Time per Response:** 15 hours.

**Frequency of Response:**

Recordkeeping.

**Total Annual Burden:** 22,500 hours.

**Total Annual Costs:** None.

**Needs and Uses:** 47 CFR 76.1710 (formerly 76.504) requires cable operators to maintain records in their public file for a period of three years regarding the nature and extent of their attributable interests in all video programming services. 47 CFR 76.504, Note 2 states that the information collection requirements are found in Section 76.1710. These records must be maintained in operators' public files for a period of three years and must be made available to members of the public, local franchising authorities, and

the Commission on reasonable notice and during regular business hours. The Commission and local franchising authorities will review the information to monitor compliance with channel occupancy limits in respective local franchise areas. (OMB Control No. 3060-0581 contains the remaining information collections for this rule.)

**OMB Control Number:** 3060-0773.

**Title:** Marketing of RF Devices Prior to Equipment Authorization, Section 2.803.

**Form Number:** N/A.

**Type of Review:** Extension of currently approved collection.

**Respondents:** Businesses or other for-profit entities.

**Number of Respondents:** 6,000.

**Estimated Time per Response:** 0.5 hours.

**Frequency of Response:** One time reporting requirement; Third party disclosure.

**Total Annual Burden:** 3,000 hours.

**Total Annual Costs:** None.

**Needs and Uses:** FCC rules permit the display and advertising of radio frequency (RF) devices prior to equipment authorization or a determination of compliance, providing that the advertising or display contains a conspicuous notice as specified at 47 CFR 2.803(c). A notice must also accompany RF prototype equipment devices offered for sale, as stated in 47 CFR 2.803(c)(2), prior to equipment authorization or a showing of compliance, that the equipment must comply with FCC rules prior to delivery. This information informs third parties of the FCC's requirement for the responsible party to comply with its rules.

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. 03-27432 Filed 10-30-03; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 96-45; DA 03-3112]

**Wireline Competition Bureau Seeks Comment on Western Wireless Corporation Petition To Reject Rural Telephone Company Self-Certification Filed by Valor Telecommunications of Texas, LP, for the State of Oklahoma**

**AGENCY:** Federal Communications Commission

**ACTION:** Notice; solicitation for comments.

**SUMMARY:** In this document the Commission invites comment on

Western Wireless's petition to reject Valor's self-certification as a rural telephone company in the state of Oklahoma.

**DATES:** Submit comments on or before December 1, 2003 and reply comments on or before December 15, 2003.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554, Room TW-B204. See Supplemental Information for further filing instructions.

**FOR FURTHER INFORMATION CONTACT:** Sheryl Todd (202) 418-7400 TTY: (202) 418-0484.

**SUPPLEMENTARY INFORMATION:** On June 30, 2003, Valor Telecommunications of Texas, LP (Valor) filed a rural self-certification letter stating that it meets the criterion set forth in section 153(37)(D) of the Act for all its study areas in the states of Texas (which includes a small portion in Arkansas), Oklahoma, and New Mexico. Valor had previously self-certified its Texas and New Mexico study areas as rural telephone company study areas on June 27, 2000. Valor states that it now also meets the criterion for certification of its Oklahoma study area as a rural telephone company study area as a result of a merger among Valor Telecommunications of Texas, LP, Valor Telecommunications of Oklahoma, LLC, and Valor Telecommunications of New Mexico, LLC.

On September 16, 2003, Western Wireless Corporation (Western Wireless) filed a petition requesting that the Commission reject Valor's self-certification as a rural carrier in the state of Oklahoma. Western Wireless previously filed a similar petition to reject Valor's self-certification as a rural telephone company in Texas and New Mexico, and the Commission asked for and received public comment on that petition. Western Wireless now claims, similar to its arguments in its petition opposing Valor's self-certifications in Texas and New Mexico, that Valor does not qualify as a rural telephone company in Oklahoma under section 153(37)(D) because Valor was not a local exchange carrier on the date of enactment of the Telecommunications Act of 1996 (1996 Act) and Valor did not have "less than 15 percent of its access lines in communities of more than 50,000" on the date that the 1996 Act was adopted. Western Wireless further argues that any interpretation of section 153(37)(D) that would allow Valor to qualify as a rural telephone company as a consequence of its purchase of exchanges from GTE would subvert the Commission's policy to "prevent carriers from subdividing

study areas to gain an advantage under the [universal service] rules." Western Wireless also argues that it would be anti-competitive for Valor's claimed rural telephone company status to potentially prejudice the Eligible Telecommunications Carrier (ETC) status of competitive entrants. Finally, Western Wireless argues that Valor cannot use an internal corporate reorganization as a means to acquire rural telephone company status.

We invite comment on Western Wireless's petition to reject Valor's self-certification as a rural telephone company in the state of Oklahoma. Pursuant to §§ 1.415 and 1.419 of the Commission's rules, interested parties may file comments on or before December 1, 2003, and reply comments on or before December 15, 2003. 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, May 1, 1998.

Comments filed through the ECFS can be sent as an electronic file via the Internet to <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, U.S. 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](mailto: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.

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. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110,

Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW., Washington, DC 20554. All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission.

Parties also must send three paper copies of their filing to Sheryl Todd, Telecommunications Access Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street SW., Room 5-B540, Washington, DC 20554. In addition, commenters must send diskette copies to the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20054.

Pursuant to § 1.1206 of the Commission's rules, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are permitted subject to disclosure.

Federal Communications Commission.  
**Marlene H. Dortch,**  
*Secretary.*  
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## FEDERAL COMMUNICATIONS COMMISSION

[DA 03-3309]

### Announcement of Next Meeting Date and Agenda of Consumer Advisory Committee

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** This document announces the next meeting date and agenda of the Consumer Advisory Committee whose purpose is to make recommendations to the Federal Communications Commission ("Commission") regarding consumer issues within the jurisdiction of the Commission and to facilitate the participation of consumers (including people with disabilities and underserved populations, such as Native Americans and persons living in