

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
Nos. 99-13499, 99-13500, 99-13501

\_\_\_\_\_  
FCC Nos. CSR-4776-A, CSR-4777-A, CSR-4722-A

**FILED**  
U.S. COURT OF APPEALS  
ELEVENTH CIRCUIT  
APR 09, 2001  
THOMAS K. KAHN  
CLERK

WEYS TELEVISION CORP.,

Petitioner,

versus

FEDERAL COMMUNICATIONS COMMISSION,

Respondent,

\_\_\_\_\_  
Petition for Review of an Order of the  
Federal Communications Commission

\_\_\_\_\_  
**(April 9, 2001)**

Before TJOFLAT and DUBINA, Circuit Judges, and SHAPIRO\*, District Judge.

\_\_\_\_\_  
\*Honorable Norma L. Shapiro, U.S. District Judge for the Eastern District of Pennsylvania, sitting  
by designation.

PER CURIAM:

This case is before us on a petition for review of a final order of the Federal Communication Commission (“FCC”). The issue presented is whether the FCC erroneously interpreted the 1992 Cable Act by allowing intervenor cable companies to discontinue mandatory carriage of petitioner Weys Television Corporation’s (“Weys”) television signal.

After reading the parties’ briefs, having the benefit of oral argument, and reviewing the record, we conclude that the FCC correctly considered and analyzed the factors Congress suggested in 47 U.S.C. § 534(h)(1)(C)(ii)(I)-(IV). Accordingly, because we hold the agency’s decision was based upon a permissible construction of the statute, we deny the petition for review.

PETITION FOR REVIEW DENIED.