

KARYN ABLIN
KEENAN ADAMCHAK
ROBERT J. BUTLER
HARRY F. COLE
ANNE GOODWIN CRUMP
DONALD J. EVANS
PAUL J. FELDMAN
KEVIN M. GOLDBERG
DAVID M. JANET
FRANK R. JAZZO
M. SCOTT JOHNSON
DANIEL A. KIRKPATRICK
MITCHELL LAZARUS
TONY S. LEE
CHENG-YI LIU
STEPHEN T. LOVELADY
ASHLEY LUDLOW
JONATHAN R. MARKMAN
SUSAN A. MARSHALL
MICHELLE A. McCLURE
MATTHEW H. McCORMICK
FRANCISCO R. MONTERO
RAYMOND J. QUIANZON
DAVINA SASHKIN
PETER TANNENWALD
JAMES U. TROUP
KATHLEEN VICTORY

1300 NORTH 17th STREET, 11th FLOOR
ARLINGTON, VIRGINIA 22209

OFFICE: (703) 812-0400
FAX: (703) 812-0486
www.fhhlaw.com
www.commlawblog.com

RETIRED MEMBERS
VINCENT J. CURTIS, JR.
RICHARD HILDRETH
HARRY C. MARTIN
GEORGE PETRUTSAS
JAMES P. RILEY

OF COUNSEL
THOMAS J. DOUGHERTY, JR.
ROBERT M. GURSS*
KATHRYN A. KLEIMAN
LAURA A. STEFANI
ROBERT M. WINTERINGHAM

October 24, 2016

Accepted / Filed

OCT 24 2016

Federal Communications Commission
Office of the Secretary

FRANK R. JAZZO
(703) 812-0470
JAZZO@FHHLAW.COM

* NOT ADMITTED IN VIRGINIA

VIA HAND DELIVERY

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**Re: Notification of Tolling Construction Period for Station W263CS
(now W262CY), Cleveland, OH (Facility ID No. 145205)**

Dear Ms. Dortch:

Friends of Christian Radio, Inc. ("FCR") and Caron Broadcasting, Inc. ("CBI") filed an assignment application with the Federal Communications Commission ("FCC") on July 29, 2016, seeking to assign the construction permit for unbuilt FM Translator Station W263CS (now W262CY), Cleveland, Ohio (Facility ID No. 145205) from FCR to CBI (File No. BAPFT-20160729ANP), which was granted on September 9, 2016, and consummated on October 20, 2016.

CBI filed a contingent "250 Mile Modification" application for W263CS on July 29, 2016 (File No. BMPFT-20160729ANY), which was granted on September 9, 2016. The purpose of this modification is to allow CBI to rebroadcast WHKW (AM), Cleveland, Ohio, on the translator.

The W263CS/W262CY Construction Permit is currently scheduled to expire on January 10, 2017. On October 7, 2016, however, a Petition for Reconsideration was filed by Media-Com, Inc. objecting to the grant of the modification application. Under Section 73.3598(b)(2) of the Commission's Rules, the period of construction for an original construction permit shall toll when

October 24, 2016

Page 2

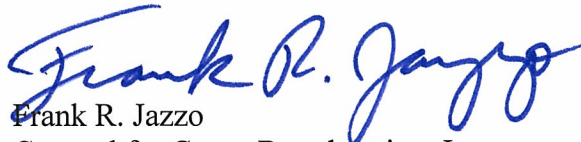
construction is prevented because the “grant of the permit is the subject of administrative or judicial review (*i.e.*, petitions for reconsideration and applications for review of the grant of a construction permit pending before the Commission...).”

CBI accordingly requests that the construction period for W263CS/W262CY be tolled until resolution of the pending administrative appeal.

CBI certifies that it is not subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

Please do not hesitate to contact the undersigned should you have any questions.

Very truly yours,



Frank R. Jazzo

Counsel for Caron Broadcasting, Inc.

cc (email): Victoria McCauley (Victoria.McCauley@fcc.gov)