

Geographic Restriction Waiver Request

Venture Technologies Group, LLC (“VTG”) hereby requests a geographic restriction waiver for this application for a new station on channel 59 in Port Jervis, New York. As set forth below, and evidenced by the attached exhibits, the signals from the full-service stations in New York, New York, Scranton, Pennsylvania, Wilkes-Barre, Pennsylvania cannot be directly received by the community of Port Jervis, California.

Pursuant to the requirements set forth in the Notice and Filing Requirements Regarding July 31 through August 4, 2000, Limited Low Power Television/Television Translator/Class A Television Auction Filing Window, Public Notice, DA 00-1383 (June 23, 2000), a waiver of the Commission’s 121 kilometer geographic restriction will be “granted where applicants demonstrate that their proposed facilities are completely shielded by terrain barriers from the applicable television market cities. . . .” To receive a waiver, requests “must be supported by an appropriate number of profiles showing the terrain between the proposed community of service and the applicable TV market cities, and indicating that the signals of full-service stations in these cities cannot be directly received in the proposed community.” Id.

Here, the proposed community Port Jervis, New York is within the 121 kilometers from the applicable television market cities of New York, New York, Scranton, Pennsylvania, Wilkes-Barre, Pennsylvania and therefore requires a waiver of the geographic restriction.

Separated from New York, Scranton, and Wilkes-Barre by high mountain ranges, Port Jervis does not directly receive a television signal from any full-power station in these applicable cities. The attached exhibits illustrate this lack of signal reception. Signal strength from these stations was studied by the Comstudy 2.2 program using a Longley-Rice routine. The factors applied follow OET 69 with a 1 km block size. The reference coordinate for Port Jervis is clearly marked and, in all cases, outside the signal coverage of the applicable stations.

Accordingly, VTG hereby requests that the Commission grant its request for a waiver of the geographic restriction as the criteria for such a request have been met.