

## **EXHIBIT 42**

### **Request for Special Temporary Authority**

Eastern New Mexico University

Digital Companion Facility for TV Translator K49ES, Carlsbad, NM

Facility ID: 168077 / File No. BDCCDTT-20061013ABE

Pursuant to Sections 74.780 and 73.1615 of the FCC's rules, Eastern New Mexico University ("ENMU"), licensee of noncommercial educational TV translator station K49ES, Carlsbad, New Mexico, respectfully requests Special Temporary Authorization ("STA") to commence operation of the station's digital companion channel facility as specified by the instant application.

ENMU originally filed a digital companion channel 23 application for the digital transition of station K49ES on June 30, 2006 in BSFDT-20060630BYM. ENMU filed its long form digital companion channel application for this facility on October 13, 2006 in File No. BDCCDTT-20061013ABE, Facility ID 168077. The digital conversion application presently remains pending.

As a result, ENMU now seeks STA for digital TV translator Facility ID 168077 to allow for commencement of operation of a channel 23 digital facility for this TV translator station at a reduced power of 10 kW ERP. Due to federal funding grant issues and the planned imposition of a mandated digital transition deadline for TV translators, ENMU seeks to proceed immediately with the planned digital conversion for this station. ENMU has been informed that international coordination considerations have thus far delayed the processing of the application in File No. BDCCDTT-20061013ABE. However, ENMU believes that the requested operation under STA complies with the applicable *Agreement Amending the Agreement Relating to Assignments and Usage of Television Broadcasting Channels in the Frequency Range 470-806 MHz (Channels 14-69) Along the United States-Mexico Border*.

A grant of a STA will serve the public interest by facilitating the digital conversion of ENMU's Carlsbad, New Mexico TV translator facility and continued noncommercial educational television service to local viewers. ENMU uses its Carlsbad translator to rebroadcast its co-licensed full service noncommercial educational DTV station KENW(TV), Portales, New Mexico. ENMU is a noncommercial educational licensee and operates its Carlsbad TV translator station on a noncommercial educational basis. Moreover, ENMU is a governmental entity. This application is therefore exempt from FCC filing fee requirements pursuant to Section 1.1116 of the Commission's Rules, and the facility is exempt from FCC regulatory fees, pursuant to Section 1.1162 of the Rules.