

**Exhibit 1**  
**RGW Investments, LLC**  
**Waiver Request**

The proposed facility complies with the DTV coverage requirement of Section 73.625 of the Commission's rules. However, the coverage proposed in the instant application does not fully comply with the parameters set forth in Post-Transition Appendix B and accordingly, the applicant requests a waiver of the requirement to replicate the Appendix B facility. Due to the negative cash flow of KTGF, the difficulty of operating a television station in a small, depressed market without the benefit of a network affiliation and the need to assemble virtually a new facility following a foreclosure action, RGW Investments, LLC ("RGW") is unable at the present time to build out fully the digital facility for KTGF specified in the Post-Appendix B.

For the reasons set forth below, the applicant respectfully submits that the public interest will be served by a grant of the requested waiver.

Comparison Coverage Area. See the attached map which compares the coverage of KTGF-DT operating with Appendix B facilities and operating as proposed in the instant application. The map also compares the loss area when the coverage of KFBB-TV and KRTV are considered. The area and population data noted on the attached map are hereby incorporated by reference.

Comparing the Appendix B coverage to the KTGF STA operation shows a large difference in area, but not as much of a difference in population. The area covered by the current STA facilities of KTGF is 20% of the Appendix B parameters, but the population is 84% of the Appendix B parameters. Also, there are two stations, KFBB-TV and KRTV, which cover most of the Appendix B area of KTGF and provide service to those areas which KTGF does not cover. The loss area is minimal when these two other stations are considered. The loss area with KFBB considered is 9% and the population loss is 1%. The loss area when KRTV is considered is 18% and with a corresponding population difference of 3%.

No Deprivation of Digital Service. KTGF has operated pursuant to special temporary authority with less than the full Appendix B facility and therefore, a grant of the waiver will not result in viewers being deprived of service they have enjoyed since the transition from analog to digital. Although the area covered by the new proposed parameters is much less, the population does not follow the same trend due to the sparseness and distribution of the population. The majority of the population is located within Great Falls and becomes sparse outside the Great Falls area. The population that is outside of the new proposed area, but inside of the Appendix B area, does not suffer any loss of service as KTGF was never constructed to those parameters.

Deficit-Ridden History of KTGF. The station has a long history of operating at a loss. During the time the former licensee of KTGF (Destiny Licenses, LLC) was the owner (namely, from November 24, 2004 until September 26, 2010), the station continually experienced negative cash flow. RGW obtained the right to acquire the assets of KTGF by means of a Collateral Disposition Agreement (see Exhibit 11 of

BALCDT-20090922ABP). As set forth in the Agreement, RGW extended a term loan to Destiny in the amount of \$2,050,000.00 to finance Destiny's acquisition of KTGF from MM License LLC. Destiny was unable to pay its obligations to RGW and various other creditors. The Montana Eighth Judicial District Court, Cascade County, thereafter entered a Decree of Foreclosure and Order of Sale against Destiny in the amount of \$3,631,569.10 (\$2,111,500.00 in principal and \$1,520,069.10 in interest). RGW became the licensee of KTGF on September 27, 2010. During the short period that RGW has been the licensee of KTGF, it is expending funds to make KTGF a viable station. It had to repossess the station's equipment which was in a state of disrepair. Primary attention has been paid to obtaining programming and hiring staff.

The Depressed Great Falls Market. Great Falls is the 188<sup>th</sup> ranked Designated Market Area ("DMA"). The DMA consists of 13 counties, mostly rural, with a total population of 168,000 (2000 U.S. Census). The economic epicenter of the DMA is the city of Great Falls with a 2000 Census population of 56,690 – the city has had scant population growth during the intervening years. Unemployment continues to hover at 7.5% with 14.5% of the Great Falls population living below the poverty line. Malstrom Air Force Base, the largest employer in Great Falls, is continually the subject of threatened military base closures. Most other large employers in the area are government entities (Air National Guard, municipalities), which traditionally do not purchase advertising on television stations. As stark evidence of the depressed nature of the market, KLMN, Great Falls, shut down on June 12, 2009 and surrendered its license to the FCC.

Lack of a Network Affiliation. KTGF is at a severe handicap because it lacks a network affiliation. Operating as an independent in the Great Falls market is at best challenging. Indeed, the Great Falls station that surrendered its license (KLMN) was affiliated with a major television network. Lacking a network affiliation, RGW is struggling to find attractive programming and to earn sufficient revenue to compete with the network-affiliated stations in the Great Falls market. For the above-noted reasons, RGW is unable to build out a full digital facility at the present time.

Request for Expedited Action. In order to preserve KTGF's license, RGW needs to resume operation of the station by December 19, 2010 (see BLSTA-20100113ACW). Immediately upon the grant of this application, RGW will take steps to get the station back on the air. A grant of this application on an expedited basis is the only way to ensure continuation of television service to the Great Falls market by KTGF. This is a matter of critical importance in light of the fact that Great Falls residents no longer receive service from KLMN, a full power station (KLMN) that has turned in its license. An expedited grant is the only way to ensure that the programming service provided by KTGF will not be lost forever and that the licensee's assets are not rendered valueless.