



**Federal Communications Commission
Washington, D.C. 20554**

October 22, 2020

In reply refer to: 1800B3-VM

SENT VIA EMAIL to kdonohue@wbklaw.com

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In Re: **Gold Coast Broadcasting, LLC**
K245CL, Lancaster, CA
Facility ID No. 143699
File No. BPFT-20170329ABP

K294DA, Rosamond, CA
Facility ID No. 143644
File No. BPFT-20170410AGC

K287AL, Mojave/Isla Vista, CA
Facility ID No. 156359
File No. BPFT-20161021ABN

High Desert Broadcasting, LLC
K272FI, Lancaster, CA
Facility ID No. 156050
File No. BPFT-20170410AGP

K259BD, Rosamond, CA
Facility ID No. 143757
File No. BPFT-20170410AGO

Dear Mr. Oxenford and Ms. Donohue:

On October 29, 2020, we received your request on behalf of Gold Coast Broadcasting, LLC, and High Desert Broadcasting, LLC (collectively, Licensee) for waiver or extension of tolling of the construction deadline for the construction permits for FM translator Stations K245CL, Lancaster, California, K294DA, Rosamond, California, K287AL, Mojave, California, K272FI, Lancaster, California, and K259BD, Rosamond, California (Stations). We granted tolling for 6 months to Stations K294DA and K287AL on April 21, 2020, expiring on October 21, 2020 and to Stations K245CL, K272FI and K259BD on April 22, 2020, expiring October 22, 2020. As is explained below, Licensee's request for waiver or tolling is denied.

Licensee requests a waiver of the construction period deadline for the Stations pursuant to the Commission's guidance issued in the Public Notice released on September 10, 2020 (PN).¹ Licensee acknowledges that these permits are not Auction 99/100 permits for which the PN provided a waiver process. The Bureau has specifically excluded all other permittees from the criteria in the PN, and the waiver is not available to the Stations.

In the alternative, Licensee requests an extension of tolling based on the COVID-19 restrictions in California, which restrict nonessential businesses from conducting business indoors. Licensee states that its operations have been severely impacted by the pandemic. The stations that are the subject of this request are in Los Angeles and Kern Counties, which remain among the most severely impacted counties in California. Licensee states that it and its affiliates have reduced its staff and delay or cut projects altogether for financial reasons. Licensee also states that all of its remaining human and financial resources are now dedicated to simply keeping the stations on the air. In addition, many key technical contractors necessary to construct these facilities have restricted their work travel due to the fact that they are in a higher risk category, further slowing progress on building out the permitted facilities.

We deny Licensee's COVID-19 tolling request as follows. First, we note radio stations are essential services and are not subject to the restrictions in the California Executive Order cited in the tolling request. Second, Licensee does not provide any evidence that it has attempted to construct any of the Stations. In order to receive more time, Licensee's request should have included documentation demonstrating the specific steps it had taken to commence construction and how COVID-19 had impacted those efforts. For example, Licensee could have provided (i) evidence that equipment was on order on time but had been delayed due to shipment constraints or supply chain issues; (ii) correspondence from tower crews indicating that they were scheduled to install equipment but did not have the crew to send; (iii) invoices demonstrating expenditures to further construction; or (iv) leases for the tower site. Licensee has offered no such evidence or any similar evidence of an attempt to construct.

Accordingly, tolling has ended, and the new CP expiration dates are as follows: K245CL, Lancaster, CA, November 23, 2020; K294DA, Rosamond, CA, December 6, 2020; K287AL, Mojave/Isla Vista, CA, December 6, 2020; K272FI, Lancaster, CA, December 7, 2020; K259BD, Rosamond, CA, March 2, 2021.

Sincerely,

Albert Shuldiner

Albert Shuldiner
Chief, Audio Division
Media Bureau

¹ See *Media Bureau Announces Availability of Construction Deadline Waivers for Certain FM Translator Stations Awarded in Auctions 99 and 100*, Public Notice, DA 20-1059 (MB rel. Sept. 10, 2020).