

## **Exhibit 20 - - Request for Special Temporary Authority**

KM LPTV of Atlanta, L.L.C. (“KM”) is the licensee of Class A television broadcast station WSKC-CA, Channel 22, Atlanta, Georgia (Facility ID No. 35090, “WSKC”). WSKC currently is licensed (File No. BLTTA-20051013AAE) and operates with 127 kilowatts effective radiated power (“ERP”) toward the horizon, with 1E of electrical beam tilt that results in a maximum ERP of 150 kilowatts below the horizon, from a tower site near Woodstock, Georgia with a directional antenna oriented with the main lobe of the pattern at 90E (so due east). By this request for special temporary authority (“STA”), KM proposes to mechanically increase the beam tilt of its antenna downward 1E in the direction of its main lobe at 90E (resulting in a total beam tilt of 2E with the electrical and mechanical beam tilt), with an increase in ERP from 127 to 150 kilowatts toward the radio horizon and from 150 to 310 kilowatts at any vertical or horizontal angle (i.e., below the horizon), in order to provide better service within WSKC’s protected contour and service coverage area.

KM’s targeted audience for WSKC are the Asian, Hispanic and other ethnic and minority communities in the Chamblee, Doraville, Norcross and Duluth, Georgia corridor and surrounding areas, which areas are inside WSKC’s predicted 74 dBu (i.e., Grade A) protected contour. However, KM has observed that these communities still are unable to receive WSKC off-the-air, apparently due to terrain features; specifically, these communities are in a topographic depression (or “bowl”) type area, and the WSKC signal tends to skip or pass over this portion of the service area (at least for potential viewers with typical indoor receive antennas). KM has been advised that the proposed increase in power and beam tilt should remedy this problem, and greatly improve WSKC’s signal strength and receivability within its service area.

However, since the modifications proposed in this STA request would result in service to some areas not currently within WSKC’s authorized protected contour, KM may not file a minor change application proposing such changes on a permanent basis, since such an application would be subject to the Commission’s freeze on Class A minor change applications “that would serve any area that is not already served by that Class A station’s authorized facilities” (the “Class A Change Freeze”).<sup>1</sup> In contrast, this STA request is not subject to the Class A Change Freeze, which applies only to “Class A station displacement **applications** and **applications** for coverage changes”, see 2<sup>nd</sup> DTV Review Order at ¶ 68 (emphasis added), but not to STA requests such as this request. Id.

The facilities proposed in this STA request protect all other operating stations in the manner required by the Commission’s rules. KM submits that the improvement of over-the-air service from WSKC to the ethnic and minority communities within its service area that have been experiencing difficulty receiving WSKC presents “extraordinary circumstances” which warrant grant of this STA request, and that therefore grant of the STA would serve the public interest. In the 2<sup>nd</sup> DTV Review Order, the Commission expressly recognized that STAs were an

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<sup>1</sup> See Second Periodic Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television, MB Docket No. 03-15, Report and Order, FCC 04-192 at ¶ 68 (released September 7, 2004)(the “2<sup>nd</sup> DTV Review Order”).

appropriate method for seeking Commission authorization for such modification of facilities on a temporary basis during the Class A Change Freeze. KM is seeking the requested STA due only to the Class A Change Freeze, which with the proposed increase in the maximum ERP below the radio horizon to 310 kilowatts (which exceeds the maximum ERP of 150 kilowatts that a Class A station is permitted under Section 73.6007 of the Commission's rules)<sup>2</sup> are the only Commission rules or policies from which KM seeks temporary relief.

KM requests that the STA be issued for the maximum period of 6 months (and such additional time as the Commission may grant from time to time in response to extension requests from KM). KM is committed to constructing and commencing operation with the facilities proposed in this STA request promptly, in order to improve service to WSKC's viewers as expeditiously as possible.

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<sup>2</sup> See 47 C.F.R. § 73.6007 (which incorporates by reference the same ERP limits imposed on LPTV stations by Section 74.735 of the Commission's rules, 47 C.F.R. § 74.735). The Commission previously has granted STAs for facilities with proposed ERPs that exceed the maximum ERP below, but not at, the radio horizon. See, e.g., File No. BSTA-20041208ABO (granted April 25, 2005, for 363 kilowatts ERP below the radio horizon for a UHF station).