

## **EXHIBIT 21**

### **Request for Approval of Early Commencement of Post-Transition DTV Operation**

NCE Station KXNE-DT, Norfolk, Nebraska  
Facility ID: 47995 / FRN: 0002385441

Nebraska Educational Telecommunications Commission (NETC) respectfully requests approval for early operation of its post-transition digital television service at 385 kW for noncommercial educational Station KXNE-DT ("KXNE"), DTV Channel 19, Norfolk, Nebraska. A special operating condition in the KXNE post-transition facility construction permit in FCC File No. BNPEDT-20080620ACC specifies that NETC can not commence maximized operation (475 kW) pursuant to the permit prior to February 17, 2009, or such other date as the Commission may establish in the future, without prior Commission approval. Accordingly, NETC seeks authority to commence post-transition DTV Channel 19 operation at 385 kW, as this power level will adequately protect analog and pre-transition services and maximize the provision of service to KXNE viewers, as soon as possible.

KXNE was granted Special Temporary Authority to terminate analog and pre-transition digital service and commence early operation of its unmaximized post-transition facility in FCC File No. BLDSTA-20080624ABN. KXNE terminated its analog service December 9, 2008, but experienced unforeseen equipment delays which prevented completion of its post-transition facility until January 16, 2009. KXNE was able to continue providing pre-transition digital service at 200 kW through the delays, and that service remains on the air at this time. The KXNE transmitter is now prepared to begin post-transition Channel 19 digital operation at any time, but NETC believes the public interest will be better served by operating Channel 19 at a higher power.

NETC is concerned that KXNE's transition to non-maximized post-transition digital service, at 60 kW, will result in unsatisfactory viewer reception, based on the transition experience of co-owned station KUON-DT. KUON-DT, the flagship station of the Nebraska statewide network, operated its pre-transition digital facility at 500 kW. KUON-DT transitioned early to a facility operating at 13 kW. After the transition, KUON-DT was inundated with viewer complaints and had to apply for Special Temporary Authority to operate at a higher power in order to resolve reception issues. NETC is concerned that KXNE's transition, from a pre-transition 200 kW facility, to the non-maximized post-transition facility at 60 kW, will result in similar unwanted reception issues. Thus, KXNE requests permission to transition KXNE to post-transition operation on Channel 19 at 385 kW.

Based on its consulting engineer's studies, NETC believes that operation of KXNE's post-transition DTV facility at 385 kW prior to February 17, 2009 will not cause impermissible interference to any other station. Please see the attached engineering exhibit.

Operation at 385 kW serves the public interest because that power level would provide DTV service to many people who would otherwise be unable to receive the KXNE service following the digital transition. Moreover, operation at 385 kW would facilitate a smoother

DTV transition and improve viewer confidence in the DTV transition. For these reasons, NETC submits that the public interest would be best served by grant of this STA for KXNE to operate at 385 kW.

NETC is a noncommercial educational licensee and it operates KXNE on a noncommercial educational basis. The licensee is therefore exempt from FCC filing fee requirements, pursuant to Section 1.1114 of the Commission's Rules, and the facility is exempt from FCC regulatory fees, pursuant to Section 1.1162 of the Rules.