

REQUEST FOR WAIVER OF FCC FILING FREEZE
PREPARED FOR
VISTAWEST MEDIA, LLC
TELEVISION STATION KIDK(TV)
IDAHO FALLS, IDAHO
CHANNEL 36

It has come to the attention of KIDK(TV) that its 'as-built' transmitting facility parameters differ from its authorization. From a review of the FCC records it appears that an incorrect value for the 'antenna rotation' of 90° was entered into a paper filing that goes back to FCC File No. BPCDT-19991026AAW. In addition, it appears that the overall height to 'antenna tip' was entered for the antenna height instead of the electrical 'center' of the antenna.

The instant application was prepared to correct the historical errors in the authorization dating back to the paper filing. A waiver of the FCC Filing Freeze issued in the *Public Notice* released on April 5, 2013 (DA 13-168) is requested. The public interest will be served to correct the KIDK(TV) authorization to reflect the 'as-built' facility. It was never intended for the KIDK(TV) antenna to be rotated so that it would be pointed to the south. This orientation lessens the signal toward its primary market area of Idaho Falls and Pocatello. Areas to the northeast of Idaho Falls such as Rexburg would be subject to substantially degraded service from KIDK(TV) if its antenna would point to the south instead of to the east where it was built. It is believed that there was no intent to 'rotate' the entered radiation pattern, but that there was a misunderstanding of the FCC Form 301 filing requirements when the application was prepared over 15 years ago.

By means of this application, the antenna rotation is deleted, the antenna radiation center is corrected from 31 m to 23 m, and the antenna height above average terrain has been recalculated to reflect correct terrain elevation data. As indicated in the attached interference analysis exhibit, the corrected facility continues to meet the FCC's *de minimis* interference protection requirements to all pertinent facilities.