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WASHINGTON, DC

August 22, 2016

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

ATTN: Hossein Hashemzadeh  
Video Division  
Media Bureau

**Re: Mountain Licenses, L.P.  
TV Translator Station K44CK, Chelan, WA  
Request for Waiver/Extension of License Under 47 U.S.C. § 312(g)**

Dear Ms. Dortch:

Mountain Licenses, L.P. (“MLLP”), licensee of television translator station K44CK, Chelan, Washington (the “Station”), by its attorneys and pursuant to 47 U.S.C. § 312(g) (“Section 312(g)”), hereby respectfully requests a waiver extending the Station’s license beyond August 24, 2016, the date which will mark the passage of twelve months since the Station fell silent.

The first portion of Section 312(g) provides that the licenses of broadcast stations that fail to transmit broadcast signals for any consecutive 12-month period will expire at the end of that period, *but* Section 312(g) goes on to carve out certain exceptions to that general rule. One such exception allows the Commission to “extend or reinstate” any such license “to promote equity and fairness.” That exception very much applies here.

As MLLP previously reported to the Commission in seeking special temporary authority for the Station to remain silent, a forest fire forced the Station off the air on August 24, 2015. *See, e.g.*, File No. 0000010747, by which MLLP sought and the FCC granted, authority for the Station to remain silent until August 24, 2016. This fire (known in the locality as the First Creek fire) damaged not only the Station’s equipment, but also the facilities necessary for local utility Chelan County Power (“CCP”) to provide electrical service to, and power at, the Station’s transmitter site. The problems created by the fire are compounded by the fact that the site is situated on a steep and difficult-to-access mountaintop. As of the date of this filing, CCP has not restored power to the site.



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The destruction of the Station's remote and relatively inaccessible transmitter site by fire and the continuing lack of power at the site are classic circumstances beyond MLLP's control. They provide ample grounds for the Commission to extend the life of the Station's license. The Station cannot operate at the site without electrical power and MLLP is dependent on the local utility for that power. As the Commission explained in *Albany Bible Institute*, 28 FCC Rcd 11602 n.5 (2013), it "has exercised its discretion under Section 312(g) of the Act where a natural disaster or other compelling circumstances forced the cessation of a Station's operations. See, e.g., *V.I. Stereo Communications Corp.*, Memorandum Opinion and Order, 21 FCC Rcd 14259 (2006) (license reinstated when station's extended silence was attributable to the station's towers being destroyed by a hurricane, and after being rebuilt, substantially damaged during three additional hurricanes)."

Under these circumstances, Commission extension of the Station's license pursuant to Section 312(g) until power is restored and MLLP has a reasonable opportunity thereafter to recommence Station operations will allow the Station lawfully to remain silent for more than twelve months, thereby manifestly "promot[ing] equity and fairness." MLLP respectfully requests such relief.

Respectfully submitted,

A handwritten signature in black ink, reading "Dennis P. Corbett". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Dennis P. Corbett

cc (via email): Mr. Hossein Hashemzadeh