



FEDERAL COMMUNICATIONS COMMISSION  
445 12th Street, SW  
Washington, DC 20554

February 8, 2017

**IMPORTANT CHANNEL ASSIGNMENT INFORMATION**

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This letter provides advance notice that the station referenced below **has been reassigned to a new channel** in the repacking process associated with the broadcast television spectrum incentive auction. The Congressionally-mandated auction involves a repacking or reorganization of the television bands. As part of the repacking, some stations are being reassigned to new post-auction channels. Although the repacking is not yet effective, its final results have been determined and will be announced publicly as soon as the auction closes. Reassigned stations will then be required to transition to their post-auction channels. Please carefully review the information in the Broadcast Transition Procedures Public Notice that describes the steps that you must take in order to implement this channel change. *See Incentive Auction Task Force and Media Bureau Announce Procedures for the Post-Incentive Auction Broadcast Transition*, Public Notice, DA 17-106 (rel. Jan. 27, 2017) ([https://apps.fcc.gov/edocs\\_public/attachmatch/DA-17-106A1.pdf](https://apps.fcc.gov/edocs_public/attachmatch/DA-17-106A1.pdf)) (Broadcast Transition Procedures Public Notice).

Below is technical information about the station's post-auction channel and the transition phase the station has been assigned:

Facility ID:	191793
Community of License:	ONTARIO, CA
Call Sign:	KPOM-CD
Service:	DC
Pre-Auction Channel:	45
Post-Auction Channel:	27
Antenna Coordinates (NAD83):	34° 2' 12.95" N 116° 58' 10" W
ERP (kW):	7.33
HAAT (m):	0
RCAMS (m):	1514.5
Antenna ID:	16944
Antenna Pattern Type:	DA
Reference Azimuth (DEG):	0
Transition Phase:	3

The purpose of this letter is to provide you with information as early as possible concerning your channel assignment and transition phase assignment so that you can begin planning for the channel change now, even though Auction 1000 has not closed, and so that you are able to meet the construction deadline for your station's transition phase listed above. The station's construction deadline will be the phase completion date for the station's assigned phase and will be included in the Auction 1000 Closing and Channel Reassignment Public Notice (Closing and Reassignment Public Notice) that will be released to announce the close of the auction. Although the auction has met the final stage rule and the Commission's systems have identified final station

channel assignments and transition phase assignments, the auction will not officially close until after the forward auction assignment rounds are complete and the Closing and Reassignment Public Notice is released. Stations may not apply for a construction permit for their post-auction facilities described above until the Closing and Reassignment Public Notice is released. Nevertheless, they may begin the process of planning for construction of a facility on their post-auction channel. Some preliminary activities include but are not limited to: retaining a technical or zoning specialist, conducting tower structural analysis, planning construction, installing a new power line, selecting equipment, and placing orders. The Commission has found that these types of actions conducted in advance of the grant of a construction permit, do not constitute unauthorized construction. See *Wendell & Associates*, Memorandum Opinion and Order, 14 FCC Rcd 1671, 1679-80, para. 24 (1998).

In addition, it is important that each transitioning station timely file an estimate of the costs it expects to reasonably incur to construct facilities on its post-auction channel. Your station must file its cost estimates so that an allocated amount from the \$1.75 billion dollar TV Broadcast Relocation Fund is reserved for the station's channel transition. The deadline for filing estimates is three months from release of the Closing and Reassignment Public Notice. Information about how to file cost estimates using the online Reimbursement Form (FCC Form 399) will be forthcoming. Although many stations will incur most expenses during the transition period, the Commission has determined that channel transition expenses incurred before and during the auction by stations reassigned to a post-auction channel are eligible for reimbursement as long as they were "reasonably incurred ... in order for the licensee to relocate its television service from one channel to the other." See *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Declaratory Ruling, 31 FCC Rcd 4246 (2016).

We remind stations that a Public Notice has announced a limited waiver of Commission rules prohibiting parties covered by the relevant rules from communicating an incentive auction applicant's bids or bidding strategies to other covered parties. See *The Incentive Auction Task Force, With The Media And Wireless Telecommunications Bureaus, Releases A Public Notice Concerning: Confidential Letters Regarding Post-Incentive Auction Channel Assignments; Limited Waiver Of Prohibited Communications Rules; And Broadcast Station Sales And Transfers*, Public Notice, DA 17-134 (rel. Feb. 6, 2017) ([https://apps.fcc.gov/edocs\\_public/attachmatch/DA-17-134A1.pdf](https://apps.fcc.gov/edocs_public/attachmatch/DA-17-134A1.pdf)). The waiver helps stations begin planning for the post-auction transition.

If you have questions concerning the channel reassignment process, please contact Shaun Maher (legal) at [Shaun.Maher@fcc.gov](mailto:Shaun.Maher@fcc.gov) or 202-418-2324 or Kevin Harding (technical) at [Kevin.Harding@fcc.gov](mailto:Kevin.Harding@fcc.gov) or 202-418-7077. If you have questions about the prohibited communications rule, please contact Erik Salovaara at [Erik.Salovaara@fcc.gov](mailto:Erik.Salovaara@fcc.gov) or 202-418-7582.