

REQUEST FOR WAIVER

Pursuant to Section 1.3 of the Commission's rules, KBWB License LLC ("Granite"), licensee of KOFY-TV, San Francisco, California (FCC Facility ID No. 51189) ("KOFY"), hereby requests waiver of the Commission's January 23, 2018 deadline for channel sharing stations to file for a license application and cease operations on their pre-auction channels.¹ Granite has a channel sharing agreement and has already begun its implementation. While Granite intends to complete the transition to move KOFY to its host station by January 23, 2018, if technical problems arise, Granite hereby requests an additional 90 days for KOFY to continue operations on its pre-auction channel.

KOFY is currently required to terminate operations on its pre-auction channel and file a license application no later than January 23, 2018. Granite has executed a channel sharing agreement for KOFY and KOFY has a granted channel sharing construction permit.² To implement the channel sharing agreement on its host station, KOFY has completed the following tasks:

- Power regulator repair to ensure stable signal from existing distribution facility.
- Initial design of distribution path to new uplink site from Marin St to San Bruno Mountain.
- Initial vendor circuit connectivity design complete.
- Contract finalized and signed for circuit connectivity installation.

To complete the transition, KOFY must accomplish the following:

- Install circuit connectivity fiber from 2500 Marin St. to San Bruno Mountain. (60 – 120 days)
- Procurement of modular gear necessary to allow for the transmit and receive site distribution. (30 days)
- Finalize vendor circuit connectivity drawing design for cabling & wiring. (10 days)
- Finalize distribution path design for cabling & wiring. (5 days)
- Install modular gear at transmit (2500 Marin St) and receive site (San Bruno Mountain). (15 days)
- Configure systems to implement changes at San Bruno Mountain to add KOFY to KTFL distribution. (3 days)
- Test distribution signal strength (5 days)
- Go Live (1 day)

While KOFY intends to complete the transition by January 23, 2018, it cannot control the timing of the various steps set forth above. KOFY therefore respectfully requests a waiver of Sections 73.3700(b)(3) and (b)(4)(ii) of the Commission's rules.

¹ See 47 C.F.R. §§73.3700(b)(3) and (b)(4)(ii).

² See FCC File No. 0000034083.

Grant of the requested waiver is in the public interest. A grant of 90 additional days, if needed, will not adversely affect the Commission's post-auction transition timeline. As the FCC has acknowledged, "the availability of waivers [of the off-air deadline] of up to an additional six months, is unlikely to adversely affect the Commission's post-auction transition timeline."³ Since the first testing period for Phase 1 of the repack does not begin until September 14, 2018, providing KOFY with 90 additional days to cease operations on its pre-auction channel and transition to shared operations will not affect other stations' transition schedules. Granite therefore respectfully requests that this waiver be granted and that KOFY be given until April 23, 2018, to terminate operations on its pre-auction channel and file a license to cover its channel sharing construction permit.

³ *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Second Order on Reconsideration, 30 FCC Rcd 12016 ¶ 11 (2015).