

WRAY, Wilson, NC (Fac. Id. 10133)
Application for Legal Special Temporary Authority

Request for Extension of Deadline to Cease Pre-Auction Channel Operations
and File a Shared Channel License Application

Radiant Life Ministries, Inc. (“RLM”), licensee of commercial television station WRAY, Wilson, North Carolina (Fac. Id. 10133), hereby requests a waiver of the January 23, 2018 deadline for WRAY to cease operations on its pre-auction channel 42¹ and file a license application for its shared channel.² RLM seeks a 90-day extension of the January 23, 2018 deadline in accordance with the Commission’s established post-auction procedures.³ As demonstrated below, good cause exists for the requested waiver.

RLM was a successful bidder in Auction 1001, and will ultimately relinquish the spectrum usage rights associated with its current channel 42. RLM worked diligently to find a channel share partner after receipt of its auction proceeds, and on November 24, 2017, it signed a channel share agreement with the University of North Carolina (“UNC”), licensee of WUNC, Chapel Hill, NC (Fac. Id. 69080). On November 27, 2017, RLM filed its application for a channel share license (File No. 0000035633), which remains pending.⁴ The CSA parties are working diligently to implement the CSA terms. UNC has advised RLM in recent days that the equipment and technical configurations necessary to effectuate the channel sharing plan will not be ready until mid-to-late February, 2018 at the earliest. Due to that delay, and to avoid a loss of viewers and ensure a seamless transition with multi-channel video programming providers carrying WRAY, RLM seeks a 90-day extension, until April 23, 2018, to file its shared channel license application and to continue operation on its pre-auction channel.

The grant of the extension requested herein will not delay implementation of the repacking of the television band. The earliest date for testing by stations in the FCC’s repack transition schedule is in September of 2018, well after the requested extended deadline sought by RLM here. Thus, there should be no adverse impact on the transition from the requested extension. In addition, RLM has contacted T-Mobile regarding its transition plans for the WRAY market, and T-Mobile has stated that they do not have any definitive construction or launch plans involving the WRAY market at present. Based on those interactions, RLM does not believe that there will be any detrimental impact to T-Mobile, or any other wireless carrier, if a 90-day extension is granted.

The Commission has made clear that, upon a good cause showing pursuant to Section 1.3 of the Commission’s rules, 47 C.F.R. § 1.3, it would view waiver requests like this one “most

¹ See 47 CFR 73.3700(b)(4)(ii).

² See 47 CFR 73.3700(b).

³ See *Incentive Auction Task Force and Media Bureau Announce Procedures for the Post-Incentive Auction Broadcast Transition*, Public Notice, 32 FCC Rcd 858, 879 ¶ 66 (rel. Jan. 27, 2017). The FCC has requested that such extension requests be filed at least 60 days prior to the deadline. RLM only just filed its channel share modification application (File No. 0000035633) and learned in the days following that equipment delivery schedules would require this extension request. This request is filed promptly after RLM obtained that information.

⁴ RLM obtained a one-day waiver of the November 24, 2017 filing deadline for channel share modification applications. See *Legal STA Grant Letter of Barbara Kreisman* (Nov 28, 2017).

favorably.”⁵ Based on the foregoing, good cause exists for the requested 90-day waiver of the deadline for the discontinuance of WRAY’s operation on its pre-auction channel and the filing of a shared channel license application. Additional information concerning any of these matters can be provided at the request of the Commission.

⁵ *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Report and Order, 29 FCC Rcd 6567, 6803 ¶ 578 (2014).