

## Acknowledgment and Waiver of Interference to Commonly Held Stations

Call Signs: W42DU-D and WDWW-LP

Facility IDs: 182095 and 125861

Applicant respectfully submits this acknowledgement of interference between its commonly owned or controlled stations W42DU-D and WDWW-LP and, to the extent necessary, seeks a waiver of the Commission's rules related to interference thresholds for LPTV and TV translator station protection of broadcast stations.<sup>1</sup>

Applicant has used *TVStudy* to identify Channel 28 as an available channel for the station's proposed displacement facility. Applicant acknowledges that relocating W42DU-D to Channel 28 will result in interference to WDWW-LP greater than the amounts LPTV and translator stations are allowed to create under the Commission's rules.<sup>2</sup>

The Commission may waive its rules on its own motion or upon a showing of good cause for a waiver.<sup>3</sup> The FCC has recognized that LPTV and TV translator stations may choose to accept interference from other stations.<sup>4</sup> Here, W42DU-D and WDWW-LP are commonly owned or controlled by Applicant's ultimate parent company. The licensee of WDWW-LP has agreed to accept the interference that the relocation of W42DU-D may create. Applicant therefore asks the Commission to grant the displacement application notwithstanding this interference and, to the extent necessary, waive section 74.793(e)-(h) of the rules governing interference thresholds for LPTV and TV translator stations to promote the public interest in timely broadcast relocation and in the continued provision of over-the-air television service to the public.

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<sup>1</sup> See 47 C.F.R. § 74.793(e)-(h).

<sup>2</sup> *Id.*

<sup>3</sup> 47 C.F.R. § 1.3.

<sup>4</sup> See *Incentive Auction Task Force and Media Bureau Announce Procedures for Low Power Television, Television Translator and Replacement Translator Stations During the Post-Incentive Auction Transition*, Public Notice, 32 FCC Rcd 3860 ¶ 7, n.30 (IATF & MB May 12, 2017).