

Justification for Tolling / Extension of Construction Permit

Cross Hill Communications, LLC (“Licensee”), licensee of Station WYCI-DT (formerly WNMN), Saranac Lake, NY, Fac. ID 77515 (“Station”), was granted a Construction Permit in November 2017 to move to expanded facilities on its post-Incentive Auction channel 34 utilizing an alternate transmitter site (File 0000034619) (the “Repack CP”). In May 2018, Licensee sought a Legal STA to transition to the Repack CP facilities earlier than the assigned transition date in order to accommodate T-Mobile’s early deployment (File 0000053983) (the “Early Transition STA”). Grant of the Early Transition STA changed the transition deadline, and thus the Repack CP expiration date, for WYCI-DT to September 1, 2018.

Upon Licensee’s undertaking efforts to meet the new September transition deadline, a structural analysis revealed that the tower identified in the Repack CP would not allow for the approved antenna height. Upon further engineering analysis by Jeff Reynolds of DuTreil, Lundin and Rackley, and communications with Kevin Harding of the Video Division, it became clear that the only option for the repacked Station to build at the permitted site at the necessary lower height while still serving the community of license would be to convert to a distributed transmission system (DTS). A minor modification to convert the Repack CP to a DTS is on file pending Canadian coordination (File 0000056042) (the “DTS Conversion Application”).

Having also been advised by Mr. Harding that an Engineering STA cannot be granted to allow the DTS operation until Canadian coordination is complete, Licensee is unable to transition operations to post-Incentive Auction channel 34 at this time. In order to comply with the commencement of operations deadline imposed by T-Mobile and to prepare for the expected grant of the DTS Conversion Application (including removing power amps for retuning), however, the Station has taken its pre-Auction channel operations off the air pursuant to STA (File 0000058566) and will not resume operations on Ch. 40.

In light of the foregoing, Licensee requests tolling or extension of the Repack CP to allow for the processing of the DTS Conversion Application and, eventually, construction of the DTS facilities on the post-Auction channel 34.