

REQUEST FOR WAIVER OF COMMISSION'S CONTINGENT APPLICATION RULE

The engineering data contained herein have been prepared on behalf of NEW YORK SPECTRUM HOLDINGS COMPANY LLC, licensee of digital Low Power Television Station WTXI-LD, Channel 33 in Miami, Florida, in support of its displacement Application for Construction Permit to specify operation on Channel 18. No change in the WTXI-LD site location, effective radiated power, or antenna height is proposed herein.

This station is being displaced as a result of the spectrum auction and the assignment of repack Channel 33 to WJAN-CD in Miami, Florida. Operation of WJAN-CD on the same channel as WTXI-LD in the same market would result in an impermissible level of interference between both stations.

Attached is a summary report from a TVStudy interference analysis for the proposed facility. Our study employed both a cell size and increment spacing of 1.0 kilometer. Further the applicant proposes use of a full-service mask filter. The results indicate that the proposed WTXI-LD facility meets the Commission's interference requirements to all full-power and low-power co-channel and adjacent-channel television facilities, except to the pre-repack facility of WPBT-DT, Channel 18 in Miami (BLEDT-20010712AGD). However, WPBT-DT has been allotted repack Channel 29 in Miami and the instant proposal protects that new facility.

Since operation of WTXI-LD on proposed Channel 18 is contingent upon the move of WPBT-DT to its post-repack facility on Channel 29, the instant applicant has requested a waiver of the Commission's "contingent application Rule", which the FCC has said it will entertain during this LPTV displacement filing window.

EXHIBIT A

I declare under penalty of perjury that the foregoing statements and the attached exhibits, which were prepared by me or under my immediate supervision, are true and correct to the best of my knowledge and belief.

A handwritten signature in blue ink, appearing to read "K. T. Fisher". The signature is stylized with a large "K" and "F" and a smaller "T" in the middle.

KEVIN T. FISHER

April 20, 2018

TVSTUDY INTERFERENCE ANALYSIS RESULTS
 PROPOSED WTXI-LD
 CHANNEL 18 – MIAMI, FLORIDA

Study created: 2018.04.20 10:20:50

Study build station data: LMS TV 2018-04-07

Proposal: WTXI-LD D18 LD LIC MIAMI, FL
 File number: BLDL20140121ACO
 Facility ID: 168482
 Station data: User record
 Record ID: 172
 Country: U.S.

Build options:

Protect pre-transition records not on baseline channel

Stations potentially affected by proposal:

IX	Call	Chan	Svc	Status	City, State	File Number	Distance
No	WPMF-CD	D17	DC	CP	MIAMI, FL	BLANK0000033794	3.4 km
Yes	W17DG-D	D17	LD	LIC	MIAMI, FL	BLDL20110113AAB	0.0
No	WTCN-CA	D17	DC	CP	PALM BEACH, FL	BLANK0000033632	115.5
No	WESH	D18	LD	LIC	DAYTONA BEACH, FL	BLCDT20130722ABS	346.2
Yes	WTCE-TV	D18	DT	CP	FORT PIERCE, FL	BLANK0000034883	115.5
No	WMOR-TV	D18	DT	CP	LAKELAND, FL	BLANK0000034551	289.0
No	W18DU-D	D18	LD	CP	MARATHON, FL	BNPDTL20090825BYR	156.3
Yes	WPBT	D18	DT	LIC	MIAMI, FL	BLEDT20010712AGD	3.6
No	WUVF-LD	D18	LD	LIC	NAPLES, FL	BLDL20140313ABX	163.2
No	W18EA-D	D18	LD	CP	SEBASTIAN, FL	BNPDTL20100402ACV	198.5
No	WSVT-LD	D18	DC	LIC	TAMPA, FL	BLDTA20110413AAM	289.0
No	WSFL-TV	D19	DT	LIC	MIAMI, FL	BLCDT20070124ABF	3.4
No	WSBS-CD	D19	DC	CP	MIAMI, ETC., FL	BLANK0000034105	0.0

No non-directional AM stations found within 0.8 km

No directional AM stations found within 3.2 km

Record parameters as studied:

Channel: D18

Mask: Full Service

Latitude: 25 59 10.00 N (NAD83)

Longitude: 80 11 36.30 W
Height AMSL: 217.4 m
HAAT: 0.0 m
Peak ERP: 15.0 kW
Antenna: MCI Very Narrow 0.0 deg
Elev Pattn: Generic
Elec Tilt: 1.25

49.1 dBu contour:

Azimuth	ERP	HAAT	Distance
0.0 deg	0.002 kW	215.7 m	9.7 km
45.0	0.365	216.4	33.6
90.0	11.4	216.8	51.5
135.0	8.21	216.9	49.9
180.0	9.43	215.5	50.5
225.0	9.60	215.8	50.6
270.0	0.133	216.0	28.4
315.0	0.002	215.8	9.7

Database HAAT does not agree with computed HAAT
Database HAAT: 0 m Computed HAAT: 216 m

Distance to Canadian border: 1755.7 km

Distance to Mexican border: 1670.6 km

Conditions at FCC monitoring station: Vero Beach FL
Bearing: 346.4 degrees Distance: 185.3 km

Proposal is not within the West Virginia quiet zone area

Conditions at Table Mountain receiving zone:
Bearing: 310.4 degrees Distance: 2795.8 km

No land mobile station failures found

Proposal is not within the Offshore Radio Service protected area

Study cell size: 1.00 km
Profile point spacing: 1.00 km

Maximum new IX to full-service and Class A: 0.50%
Maximum new IX to LPTV: 2.00%

**IX check failure to BLEDT20010712AGD LIC scenario 1, 9.64% interference caused