

ENGINEERING STA REQUEST - Amendment

This amendment application is submitted to correct typos in Attachment A previously filed in LMS File No. 0000072889.

WWAT-CD, Facility ID 257, Charleroi, PA (“Station”) is licensed to Fifth Street Enterprises, LLC (“FSE”) on channel 45 and has a post-auction construction permit on channel 29 assigned to Phase 4 (FCC File No. 0000034569). This statement supports this application for special temporary authority to operate the Station on its post-auction channel 29 with the technical specifications set forth in this application

Justification

FSE and HC2 Station Group, Inc. (“HC2”) entered into an agreement for sale of the Station (“Sale Agreement”). The FCC granted consent to the assignment of Station to HC2 on March 18, 2019 (FCC File No. BAL-20190131AAK). By the terms of the Sale Agreement, the parties were required to close on the assignment or before May 15, 2019. Because this transaction was scheduled to close in May (two-and-a-half months before the Phase 4 deadline), the parties agreed that HC2 would be responsible for ordering all needed equipment and constructing the Station’s post auction facilities. HC2 did not close the transaction on May 15, 2019, however, and is now in breach of the Sale Agreement. FSE, as required by the Sale Agreement, has provided HC2 with the opportunity to cure this breach and complete the transaction. However, given the fast-approaching Phase 4 deadline, FSE, seeks permission to complete the Station’s transition to its post-auction channel using the facilities specified herein. The technical parameters specified herein represent interim facilities which will be used until the final facilities can be constructed.

Proposed STA Facility

As illustrated in Attachment A, the F(50,90) 51 dBu contour of the Proposed STA Facility is within the F(50,90) 51 dBu contour of the existing authorized facility.

It is believed that the proposed facility complies with the requirements of Sections 74.709, 74.793(e), 74.793(f), 74.793(g), 74.793(h) and other applicable parts of the Rules and Regulations of the Federal Communications Commission.

Digital TV and Class A Station Protection and Interference Acceptance

The proposed facility causes less than 0.5% interference to surrounding digital and Class A television stations and allotments and facilities (i.e., “*de minimis*”) based on TVStudy v2.2.5. It is believed that the proposed operation is in compliance with the spirit and intent of the FCC’s interference standards.

Low Power TV and TV Translator Station Protection

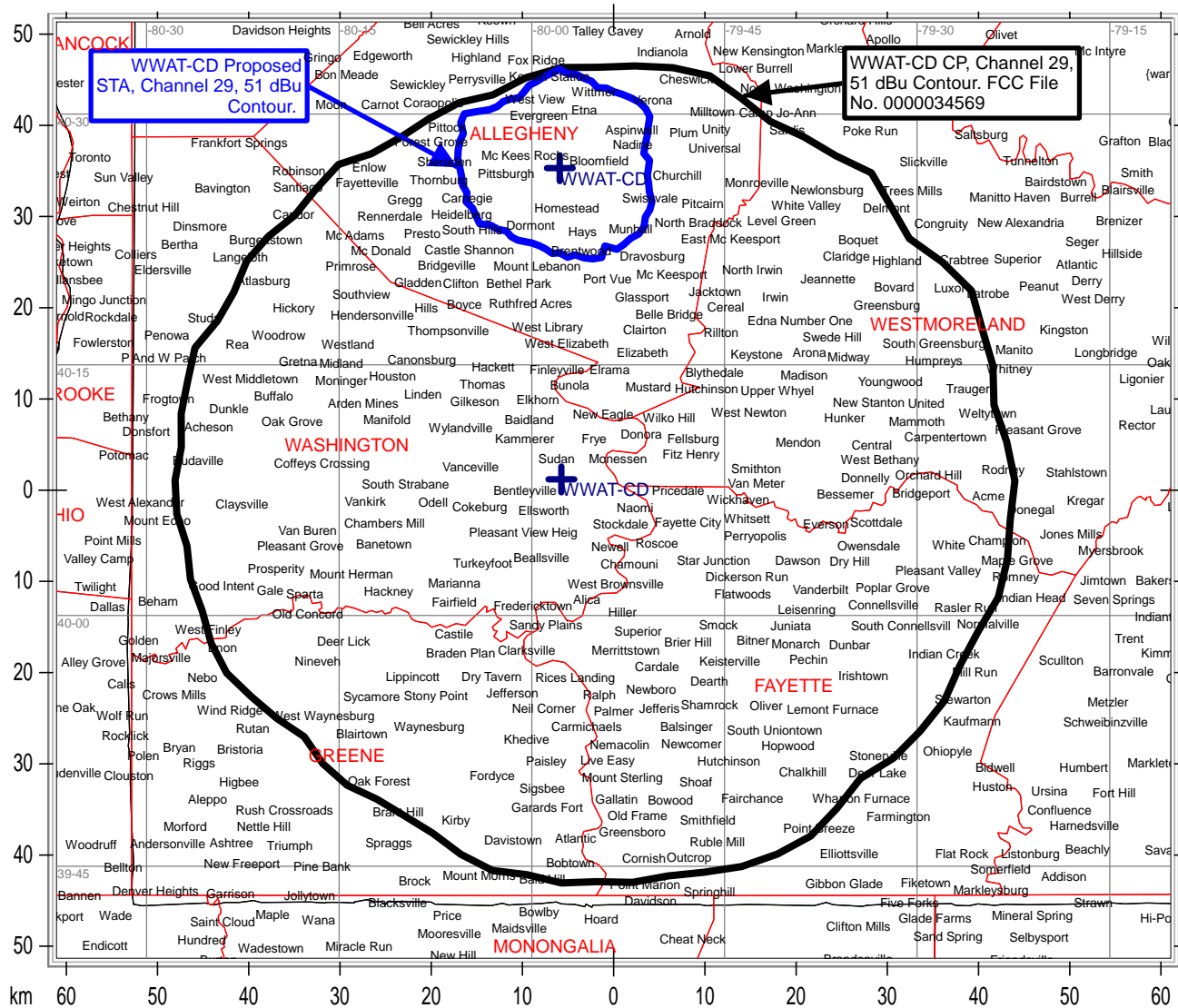
The proposed facility causes less than 2.0% interference to surrounding low power assignments and allotments (i.e., “*de minimis*”) based on TVStudy v2.2.5. It is believed that the proposed operation is in compliance with the spirit and intent of the FCC’s interference standards.

Environment Effect

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The proposed facility is deemed individually and cumulatively to have no significant effect on the quality of the human environment and are categorically excluded from environmental processing as defined by 47 C.F.R. § 1.1306. Additionally, the Applicant certifies that it will reduce power or cease operation as necessary to protect any persons from having RF exposure in excess of FCC guidelines.

PA CHARLEROI WWAT-CD 29 STA CONTOURS VS CP CONTOURS



The proposed STA will be entirely within the contour of the authorized CP.