

## **WHAM-TV – Request for Construction Permit Extension**

Deerfield Media (Rochester) Licensee, LLC, licensee of station WHAM-TV, Schenectady, New York (“WHAM”), hereby requests an extension of its construction permit (File No.: 0000033832) (“CP”), due to circumstances beyond its control, so as to allow WHAM to operate on interim facilities while its permanent facilities are completed, and a waiver of the rules to the extent necessary. *See* 47 C.F.R. Section 73.3700(b)(5)(iv).<sup>1</sup> WHAM hereby respectfully requests an extension of its CP for a period of 180 days from August 2, 2019, *i.e.*, until January 29, 2020.

WHAM is assigned to transition from Channel 13 to Channel 9 in Phase 4 of the repack. WHAM’s transition plan calls for, among other things, a shared transmitter and combiner.

WHAM was prepared to transition to its permanent facilities by the end of its assigned phase, however the tower crew that was contracted to finish the tower and antenna work on the facilities backed out of the project at the last minute. Because of this delay, WHAM will not be able to complete construction of its permanent post-repack facilities by the end of Phase 4 on August 2, 2019. Thus, WHAM respectfully requests an extension of its CP since it will not be able to operate on its permanent facilities and therefore will not be able to cover its CP while construction is completed on its permanent facilities. WHAM is concurrently filing an STA request as well seeking permission to transition to its post-repack channel while operating on interim facilities. This request will not impact the repack efforts of other stations because, prior to the completion of Phase 4, WHAM will still transition to its post-repack channel. Furthermore, grant of the instant CP extension request would be in the public interest because it would allow WHAM to broadcast on its post-repack channel without disruption to viewers or the overall repack.

WHAM will cease operations on its pre-auction facilities and begin broadcasting on its post-auction channel utilizing the above-referenced temporary facilities prior to the end of Phase 4.

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<sup>1</sup> This request has been filed fewer than 90 days before WHAM’s current construction deadline. The station only recently learned that the tower crew would not be completing the work. WHAM thus respectfully requests a waiver of 47 C.F.R. § 73.3700(b)(5)(iv).