



Federal Communications Commission
Washington, D.C. 20554

September 21, 2020

Centro Familiar Cristiano
10612 15th Ave
SW
Seattle, WA 98146
cfcinseattlewa@gmail.com

(via electronic mail)

Re: Request for Extension of License
and Silent Authority Under Section
312(g)
KRUM-LD, Seattle, WA
LMS File No. 0000121821
Facility ID No. 67956

Dear Licensee:

On September 18, 2020, Centro Familiar Cristiano (CFC) filed the above-referenced request to further extend license and silent authority (Request) for low power television station KRUM-LD, Seattle, Washington (KRUM or Station). For reasons set forth below, we grant the request, waive all applicable rules, and further extend the Station's license and silent authority for a period of 180 days from the date of this letter.

Background. Section 312(g) of the Communications Act of 1934 provides that “[i]f a broadcasting station fails to transmit broadcast signals for any consecutive 12-month period, then the station license granted for the operation of that broadcast station expires at the end of that period, notwithstanding any provision, term, or condition of the license to the contrary, except that the Commission may extend or reinstate such station license...for any reason to promote equity and fairness.”¹ In the *Incentive Auction R&O*, the Commission explained that it would be receptive to requests for reinstatement or extension of a station's license under section 312(g), “tak[ing] into account the extent to which a station has been involuntarily forced to remain dark as a result of the repacking process and whether, in light of the facts presented, equity and fairness dictate a license extension or reinstatement and a waiver.”² Further, in the *Post-Incentive Auction Procedures PN* the Media Bureau stated that, in considering requests to extend or reinstate a stations license under section 312(g) in order to promote fairness and equity, it “will examine whether the station has demonstrated that its silence is the result of compelling reasons beyond the stations' control, including facts that relate to the post-auction transition process.”³ Finally, in the *Special Displacement Window PN*, the Bureau permitted stations to file a displacement application on a contingent basis for channels in the repacked television band

¹ 47 U.S.C. § 312(g).

² *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Report and Order, 29 FCC Rcd 6567, 6806-07, para. 585 (2014) (*Incentive Auction R&O*).

³ *Incentive Auction Task Force and Media Bureau Announce Procedures for the Post-Incentive Auction Broadcast Transition*, Public Notice, 32 FCC Rcd 858, 873-74, para. 49 (IATF/MB 2017) (*Post-Incentive Auction Procedures PN*); see also *Incentive Auction Task Force and Media Bureau Remind Repacked Stations of Certain Post-Auction Transition Requirements and Deadlines*, Public Notice, 33 FCC Rcd 8240, 88243, n.25 (MB/IATF 2018) (citing *Christian Broadcasting of East Point, Inc.*, 30 FCC Rcd. 13975, 13976-77, para. 4 (2015)).

(channels 2-36) that full power and Class A stations would be relinquishing as a result of the incentive auction and repacking process.⁴ The Bureau stated that, if a conditional grant would require an LPTV or TV translator station to be silent for a consecutive 12-month period prior to discontinuation of operation by the full power or Class A station, the Bureau would “consider a request for extension or reinstatement pursuant to section 312(g) of the Communications Act and a request for waiver of the Commission rule.”⁵

Request. In its Request, CFC notes that KRUM initially suspended operations on channel 24 on June 8, 2018 due to technical difficulties with its transmitter. As part of the incentive auction and repacking process, KRUM’s channel 24 was subsequently displaced by KUNS-TV, Bellevue, Washington. KRUM’s displacement application was granted on August 1, 2018.⁶ KRUM was previously granted two extensions of license and silent authority to September 21, 2020.⁷

CFC states that, since the grant of its last extension request, the antenna has been delivered and CFC has taken concrete steps toward completing construction of the Station’s new facility, including the execution of a new tower lease agreement. However, CFC demurs, a consulting engineer has recently informed CFC of a technical discrepancy in the antenna specifications provided to the Station. CFC maintains that updated specifications will be needed to comply with the standards required by the City of Seattle, and CFC anticipates that this will delay the permitting process. In addition, CFC states that it has been informed that the City’s permitting turnaround times have increased as a result of issues related to the COVID-19 pandemic. As such, CFC expects that it may not receive the required permits from the City until the end of the year. CFC respectfully requests an extension of Special Temporary Authority to remain silent, and extension of its license. CFC argues that grant of this relief will serve the public interest and promote equity and fairness.

Discussion. Upon review of the facts and circumstances presented, we find that KRUM’s request for extension of license and silent authority pursuant to section 312(g) for a period of 180 days from the date of this letter satisfies the requirements of section 312(g) as described in the *Incentive Auction R&O*, the *Post-Incentive Auction Procedures PN*, and the *Special Displacement Window PN*, and is in the public interest. Consistent with the public interest, we will provide Section 312(g) relief, including reinstatement of a station’s license, to displaced LPTV and TV translator stations that are forced off the air by circumstances beyond their control.⁸ The Station was displaced by the incentive auction and repacking process and took steps to identify an engineering solution to return the Station to the air in a timely manner. Therefore, due to circumstances outside its control, KRUM was unable to return to the air

⁴ See *Incentive Auction Task Force and Media Bureau Announce Post Incentive Auction Special Displacement Window April 10, 2018, Through May 15, 2018, and Make Location and Channel Data Available*, Public Notice, 33 FCC Rcd 1234, 1237, para. 7 (IATF/MB 2018) (*Special Displacement Window PN*).

⁵ *Id.* at n.25 citing 47 U.S.C. § 312(g); *The 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, 3865-66, para. 12 (IATF/MB 2017).

⁶ See LMS File No. 0000052230.

⁷ See LMS File Nos. 0000077089 and 0000107889.

⁸ See *V.I. Stereo Communications Corp.*, 21 FCC Rcd. 14259 (2006) (granting a request to reinstate a station’s license when the station’s tower had been destroyed by a hurricane and after it was rebuilt, again sustained substantial damage from three more hurricanes); *Community Bible Church, Letter*, 23 FCC Rcd 15012, 15014 (MB 2008) (reinstatement warranted where licensee took all steps needed to return to air, but remained off air to promote air safety after discovering and reporting that FCC and FAA records contained incorrect tower information); *Mark Chapman, Court-Appointed Agent, Letter*, 22 FCC Rcd 6578 (MB 2007) (reinstatement warranted where extended silence resulted from licensee’s compliance with a court order).

prior to the one-year anniversary of going silent. CFC is working to return the Station to the air on its new channel. Grant of extensions of license and silent authority pursuant to section 312(g) will allow the Station to return to the air and once again serve its viewers.

Accordingly, we find that in order to promote fairness and equity the request filed Centro Familiar Cristiano **IS HEREBY GRANTED**, the applicable Commission rules **ARE WAIVED**,⁹ and the license for KRUM-LD, Seattle, Washington **IS EXTENDED** for 180 days from the date of this letter.

Sincerely,

/s/

Barbara A. Kreisman
Chief, Video Division
Media Bureau

cc (via electronic mail): Jessica Nyman, Esq.

⁹ 47 CFR §§ 74.15(f) and 74.763(c).