

FCC 337

APPLICATION FOR EXTENSION OF TIME TO CONSTRUCT A DIGITAL TELEVISION BROADCAST STATION

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FILE NO.

1. Legal Name of the Applicant Fox Television Stations, LLC		
Mailing Address 101 Constitution Avenue, NW Suite 200 West		
City Washington	State or Country (if foreign address) DC	ZIP Code 20001
Telephone Number (include area code) (202) 824-6503	E-Mail Address (if available) ann.bobeck@fox.com	
FCC Registration Number 0005795067	Call Sign K300M-D	Facility Identifier 34565

2. Contact Representative (if other than Applicant) Joseph M. Di Scipio		Firm or Company Name Fox Television Stations, LLC
Mailing Address 101 Constitution Avenue, NW Suite 200 West		
City Washington	State or Country (if foreign address) DC	ZIP Code 20001
Telephone Number (include area code) (202) 824-6503	E-Mail Address (if available) joe.discipio@fox.com	

3. **Facility Information.**

Community of License:

City Monterey	State CA
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4. **Purpose of Application.** Applicant requests an extension of time in which to complete the construction authorized pursuant to (check one):

<input type="checkbox"/>	a permit for a new DTV station	Permit No. _____	Expiration Date _____
<input checked="" type="checkbox"/>	a modification of a DTV construction permit	Permit No. <u>0000054845</u>	Expiration Date <u>06.21.21</u>

5. Applicant certifies that construction cannot be completed due to (check all that apply):

- legal reasons beyond station's control (e.g., litigation, international coordination).
- severe financial hardship (e.g., bankruptcy, negative cash flow).
- other reasons (e.g., natural disasters).

Exhibit No. 1

Describe in an Exhibit the specific reason(s) requiring additional time to construct, including the steps taken by the applicant to solve or mitigate the problem(s).

6. Has the construction period for this station been previously extended?

Yes No

a. If Yes, describe in an Exhibit the applicant's diligent efforts during the most recent construction period to overcome the circumstance(s) preventing construction.

Exhibit No. 1

7. Applicant requests that the time within which to complete construction be extended until:

DECEMBER 9, 2021

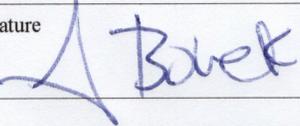
a. If applicant is not able to state now when construction is expected to be completed, describe in an Exhibit the reasonable steps it is taking to resolve the problem(s) preventing timely construction.

Exhibit No. 1

8. **Anti-Drug Abuse Act Certification.** Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

Yes No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing Ann West Bobeck	Typed or Printed Title of Person Signing VP, FCC Legal & Business Affairs
Signature 	Date 03/11/2021

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION I 001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibit 1

Request for Extension of Construction Buildout Period

K003M-D

Pursuant to 47 CFR § 1946(e) and FCC Public Notice,¹ Fox Television Stations, LLC (“Fox”), licensee of K003M-D (Facility ID 34565) (“Translator”) hereby requests a six month extension for the construction period for the Translator (See File No. 0000054845).

Under 47 CFR §1946(e)(1), an extension request is warranted due to causes beyond the Fox’s control. In support of its request, Fox notes that good faith efforts have been made to complete the construction prior to the June 12, 2021 deadline. The original plan was to use an antenna similar to the Channel 29 antenna currently in use, SCA Model 4DR-16-2HW. Fox has since determined a different antenna is required. The redesign process was delayed in large part due to Covid-19, a pandemic beyond the Fox’s control. Fox is in the process of acquiring Dielectric Antenna Model TUA-C2-4/8M-1-K and we anticipate delivery of the antenna between August and September. Concurrent with this extension request, Fox is filing a construction modification application (See File No. 0000138864).

Separately, Fox’s tower contractor, Best Endeavours, has been significantly delayed due to (1) Covid-19 staffing issues as well as (2) significant ongoing repack-related construction in the market on Mount Sutro, both of which are beyond the scope of Fox’s control. In our most recent discussions, they have verified that they will be able to complete installation in early fall, barring any further delays at the Mount Sutro site.

Accordingly, there is good cause to grant Fox’s extension request. The causes beyond Fox’s control were (1) the delay in antenna design due to Covid-19 and (2) tower crew availability due to repack-related construction and Covid-19 staffing issues. Fox hereby requests that the Translator construction period be extended to December 9, 2021.

¹ The FCC Public Notice, DA-20-724 (rel. July 13, 2020), reminded Low Power Television and Television Translator Stations of July 13, 2021 Digital Transition Date. In that Public Notice, the FCC also provided, in part, “In addition to ceasing analog operations by the digital transition date, transitioning LPTV/translators stations that experience delay in completing their digital facilities may seek one last extension of time of their digital construction permits, of not more than 180 days, to be filed no later than March 13, 2021, which is four months prior to the July 13, 2021 transition date.