

Statement A

Attachment to FCC License to Cover for K254DC
APPLICATION FOR STATION LICENSE

Covering FCC Construction Permit 0000116711

K254DC Langdon, ND - Facility ID 200261
KNDK, Inc.

Prepared by

Robert J. Clinton

CAVELL, MERTZ & ASSOCIATES, INC.

MARCH 17, 2021

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K254DC Langdon, ND (Facility ID 200261)

Introduction and Summary

This Statement has been prepared on behalf of ***KNDK, Inc.***, (“***KNDK***”), permittee of Station K254DC, Langdon, North Dakota. ***KNDK*** holds a Construction Permit, FCC File Number 0000116711, authorizing a new FM translator to parent station ***KNDK(AM)*** on registered supporting structure (ASR 1215971). The construction authorized in the Construction Permit (“***CP***”) has now been completed. Installation and adjustment of the antenna and transmission systems necessary to operate with the authorized new facilities into the site’s FM antenna system have been accomplished. As such, this facility is now able to operate in compliance with the terms and conditions of its CP and all applicable FCC Rules and policies. *Program Test Authority* (“***PTA***”) is herein assumed as of the submission of the instant application as discussed below.

Satisfaction of CP Conditions

The WCSP Construction Permit is subject to 3 **Special Operating Conditions**, which are discussed in the following paragraphs. *All of these Conditions have been complied with as of the filing of this Application.* Specifically:

FCC Special Operating Condition 1 requires that:

“Prior to commencing program test operations, FM Translator or FM Booster permittee must have on file at the Commission, FCC Form 350, Application for an FM Translator or FM Booster Station License, pursuant to 47 C.F.R. Section 74.14.”

Equipment tests have been conducted for K254DC, and Program Tests will commence after submitting the instant application for License to cover the Construction Permit.

FCC Special Operating Condition 2 stipulates that:

“This construction permit authorizes the mounting of an antenna on the nondirectional tower of the AM station identified below. During the installation of the antenna, the AM station shall determine operating power by the indirect method (see Section 73.51 of the Commission’s Rules). Upon completion of the antenna installation, antenna impedance measurements on the AM antenna shall be made. If the resistance of the AM antenna has changed by more than 2 percent from the licensed value (see Section 73.45(c)(1) of the Commission’s Rules), an application for the AM station to return to direct power measurement, including a tower sketch of the installation, shall be filed with the Commission by the AM station licensee using form FCC 302-AM. (See Section 1.30003 of the

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Commission's Rules.) The permittee must submit confirmation of completion of the requirements of this condition in the application for license to cover this construction permit.

Station KNNDK(AM), Langdon, ND, Fac. ID No. 35211."

As specified in the Special Condition and Section 73.51 of the Rules, AM station KNNDK determined operating power by the indirect method during the construction of the translator. Upon completion of the installation, there were no discernable changes to the base impedance of the AM antenna, according to information provided by the permittee. As a result, direct power measurements have resumed for KNNDK. Therefore, it is believed that no additional showing is necessary to comply with this Special Condition.

FCC Special Operating Condition 3 stipulates that:

"Pursuant to Revitalization of the AM Radio Service, Notice of Proposed Rule Making, 28 FCC Rcd 15221, 15227, para. 14 (2013), and First Report and Order, 30 FCC Rcd 12145, 12154, para. 17 and n. 43 (2015), the permittee and any successor in interest (licensee, transferee, or assignee) shall be subject to the following restrictions: (1) this facility may only, in perpetuity, be used to rebroadcast the authorized facilities of the AM primary station set forth in this construction permit, except that it may also originate nighttime programming if the AM primary station set forth in this construction permit is not authorized regular nighttime service, and then only during periods of the broadcast day when the primary AM station is not regularly authorized to operate; (2) if the AM primary station is operating with reduced facilities, this cross-service FM translator facility may only operate if its coverage contour conforms to the limits set forth in 47 CFR Section 74.1201(g) as applied to the reduced facilities of the AM primary station; (3) the authorization for this facility may not be assigned or transferred except in conjunction with the primary AM station set forth in this construction permit; and (4) if the authorization of the AM primary station set forth in this construction permit is rescinded, revoked, surrendered, subject to special temporary authorization (STA) to remain silent, or is otherwise suspended from operation, the authorization of this cross-service FM translator station shall likewise be rescinded, revoked, surrendered, silent for the duration of the AM primary station's STA to remain silent, or suspended from operation. Minor modifications of this authorization are permitted, provided that the translator meets all of the preceding conditions. Grant of this authorization is conditioned on the common ownership, in perpetuity, of this facility and the specified AM primary station. Any violation of this condition shall result in the rescission of the grant of this authorization and the dismissal, with

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prejudice, of the associated application and, if applicable, cancellation of the associated construction permit.”

KNDK understands and accepts the four points of Special Condition 3, that K254DC is perpetually associated with KNDK(AM), that the coverage contour of the translator must comply with §74.1201(g) at all times, that ownership of the translator and KNDK(AM) will transfer together, and that Silent conditions or even License revocation of the parent station will also apply to the translator. It is believed that no additional showing is necessary to fulfill this special condition.

Thus, it is believed that the translator has been installed in compliance with FCC Rules, and with the showings above, KNDK is in compliance with all Special Conditions set forth in the Construction Permit.

Certification

These application materials have been prepared on behalf of **KNDK, Inc.** by the undersigned or under his direction and are true and correct to the best of his information, knowledge and belief. Mr. Clinton's qualifications are a matter of record before the FCC.

Respectfully submitted,



Robert J. Clinton March 17, 2021
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