

**Syncom Media Group, Inc.**  
**KXDP-LP, (Fac Id 67552) Denver, Colorado**

**ENGINEERING STA**

Syncom Media Group, Inc. (“Licensee”), licensee of LPTV station KXDP-LD (FID 67552), Denver, CO (the “Station”), hereby requests special temporary authority to operate an analog FM audio carrier (87.7) as an ancillary or supplementary service within the Station’s assigned digital channel frequencies as permitted by 47 CFR Section 73.624(c)<sup>1</sup>. The Station is a digital station licensed to operate on Ch. 6 in ATSC format 3.0 (ATSC 1.0 license LMS-0000152247 granted and License Modification application from 1.0 to 3.0 (LMA- 0000152265) is pending.

In its October 2014 *LPTV Third NPRM*, the Commission asked, among other things, “whether to allow LPTV stations on digital television channel 6 (82- 88 MHz) to operate analog FM radio- type services on an ancillary or supplementary basis pursuant to section 73.624(c) of the rules.”<sup>2</sup> Although the record developed in response to the NPRM overwhelmingly supported this approach, the agency took no action in its Third Report and Order and Fourth Notice of Proposed Rulemaking, declaring in a footnote: “We intend to issue a decision on whether to permit digital LPTV stations to operate analog FM radio type services on an ancillary or supplementary basis at a later date.”<sup>3</sup> The Commission refreshed the record in 2020, but has yet to issue a decision.

The Station will use a portion of its digital signal to transmit video programming to viewers. Its video programming will be satisfactorily viewed on consumer receive equipment based on the ATSC 3.0 standard. *See* 47 C.F.R. § 74.795(b); 47 C.F.R. § 73.790(g)(3). The ancillary or supplementary audio signal will occupy a portion of its remaining DTV channel bandwidth without derogating its obligations under 47 C.F.R. § 73.790(g)(3). Licensee anticipates no interference from this proposed operation but commits that it will promptly remediate any unexpected interference should it occur, including termination of all or part of the Station’s signal if necessary

Licensee commits to make efficient use of the ATSC 3.0 video portion of the Station’s signal by providing at least one stream of synchronized video and audio programming on the ATSC 3.0 portion of the Station’s spectrum on a full time basis. The station will conduct its analog FM audio carrier operations only on 87.7 MHz and to similar populations as provided to its video coverage.

Licensee requests expedited processing of this application in order that it will not be required to cease operation of its 87.7 service to the public at the analog operation sunset on July 13, 2021.

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<sup>1</sup> Section 73.624(c) specifically authorizes the provision of ancillary or supplementary “aural messages” and “audio signals” on a broadcast, point-to-point, or point-to-multipoint basis. 47 C.F.R. § 73.624(c).

<sup>2</sup> *Amendment of Parts 73 and 74 of the Commission’s Rules to Establish Rules for Digital Low Power Television and Television Translator Stations; Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions; Amendment of Part 15 of the Commission’s Rules to Eliminate the Analog Tuner Requirement*, Third Notice of Proposed Rulemaking, 29 FCC Rcd. 12536 ¶ 47 (2014).

<sup>3</sup> *Amendment of Parts 73 and 74 of the Commission’s Rules to Establish Rules for Digital Low Power Television and Television Translator Stations; Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions; Amendment of Part 15 of the Commission’s Rules to Eliminate the Analog Tuner Requirement*, Third Report and Order and Fourth Notice of Proposed Rulemaking, 30 FCC Rcd. 14927 ¶ 4 n. 12 (2015).