

Renewal of License – TV Translator/LPTV Certifications, Discontinued Operations Narrative

HC2 Broadcasting License, Inc. (“HC2”) acquired the license for WWBK-LD, Facility ID: 190695, Richmond, VA pursuant to an assignment application granted as part of the Consent Decree, 32 FCC Rcd 9129 (MB 2017). The acquisition was consummated on 11/9/2017.

The Assignor was: King Forward, Inc. The Lead File Number was: BALDTT-20170713AAG and the Member File Number was: BALDTL-20170713AAQ.

In addition to the periods of silence noted in the Adherence to Minimum Operating Schedule Narrative¹, the station went silent on 8/20/2018 and a Silent Special Temporary Authority (“Silent STA”), FCC File Number: 0000059151, was filed on 8/27/2018. The specific reason for the silence was due to HC2 diligently building its new displacement facility as outlined in the Displacement Construction Permit, FCC File Number: 0000051589, which was granted on 7/30/2018. Additionally, HC2 was “operating in a resource-constrained environment due to the ongoing 600 MHz Incentive Auction repacking process. Station owners seeking to build new broadcast facilities currently have access to far fewer resources than they would have otherwise, a factor that the FCC and its bureaus acknowledged could become an issue when designing the repacking process to facilitate this ‘once-in-lifetime opportunity to expand the benefits of mobile wireless coverage.’”² The Silent STA Request was granted on 8/27/2018.

The station filed an extension to the Silent STA, FCC File Number: 0000067916, on 2/14/2019 while it continued its efforts to construct its permanent displaced broadcast facility. The specific reason for the extended period of silence was, “The Applicant hereby submits that its intent is to not extend, delay, or otherwise impact the station’s planned return to air date. All efforts are underway to meet required FCC deadlines, and the station plans to be on the air prior to the station’s 312(g) deadline of August 19, 2019. To date, the Station has concluded, to the best of the licensee’s knowledge, that it has the requisite site assurances to finalize construction of the Station’s facilities. The Station has received its transmitter, installed its electric and internet components, determined its tower crew, and has received its antenna. Currently, the Station is waiting on a tower structural analysis and plans to complete the necessary construction.”

¹ See attached exhibit included in the License Renewal application.

² See, e.g., *Incentive Auction Closing and Channel Reassignment Public Notice et al.*, Public Notice, 32 FCC Rcd 2786 (MB 2017) (“*Channel Reassignment PN*”); *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Report and Order, 29 FCC Rcd 6597 ¶ 3 (2014).

The station duly filed a Section 312(g) waiver request on 8/20/2019, FCC File Number: 0000067916. The exhibit stated, “As of the date of this filing, all of the engineering, equipment and deliveries necessary to resume operation of the Station have been received and/or completed. When the Station’s engineer went to install and test the transmitter earlier this week, he discovered that the electrical capacity was insufficient (specifically, the shelter lacked a three-phase electric supply). He explored installing an interim solution so that the Station could go on air today, but determined that that would be inappropriate and unsafe.” The 312(g) waiver request was granted on 3/23/2020. In the grant, Commission staff noted, “Consistent with the public interest and prior Bureau actions, we will provide section 312(g) relief to displaced LPTV and TV translator stations that were displaced by the Incentive Auction and pursued new displacement channels.”

The station resumed operations pursuant to the technical specifications outlined in the Engineering STA application, FCC File Number: 0000080882, which was filed on 9/4/2019. The Engineering STA was granted on 9/5/2019.

The station filed a License to Cover application, FCC File Number: 0000108657, on 3/23/2020. The License to Cover was granted on 4/23/2020. Since that date, the station has been operating pursuant to its authorized specifications.