

EXHIBIT IN SUPPORT OF FURTHER TOLLING

LR Telecasting LLC (“LRT”) is the licensee of Repack station KMYA-DT, Camden, Arkansas. Pursuant to Special Temporary Authority, the Station has been operating at reduced power since it vacated its pre-auction channel in late 2018. The reasons for this have been set forth in an evolving narrative that LRT has provided to the Bureau multiple times over many months. Those facts have been the predicate for the Bureau’s extending or tolling, several times, KMYA-DT’s deadline to complete the build-out of its facility at the parameters specified in its post-auction authorization.

Our previous tolling request was predicated on delays in the delivery of the heat exchanger. Our expectation was that the heat exchanger nonetheless would arrive early enough in November (by November 5) to complete the project before Thanksgiving, thus avoiding the scheduling difficulties attendant to that holiday. This schedule was reflected in the following email correspondence from Kerry Cozad, Directory of Engineering for Continental Electronics Corporation:

Kerry Cozad <kcozad@contelec.com>

Fri, Oct 22, 6:59 AM

Ron,

We checked on the status of the heat exchanger yesterday and they have come back with a revised ship date of November 5. This is caused by some parts availability issues.

Our lead engineer on the project is working with them to try and resolve that issue but it is looking like we are going to be into November before it is installed.

I hope to have additional updates early next week.

Regards

Kerry

However, the heat exchanger did not arrive until November 11. At that point the logistical challenges presented by the Thanksgiving holiday came into play. This dynamic, along with the current plan and schedule for installation are reflected in the email correspondence below:

Kerry Cozad <kcozad@contelec.com>

Thu, Nov 11, 1:02 PM

Ron,

Heat exchanger has been delivered and we are starting the coordination with Harold for getting back on site.

What is our new extension date for being on air? Trying to work around the holidays, if possible.

Thanks

Kerry

Ronald Maines rdmaines@gmail.com

Fri, Nov 12, 9:20 AM

Hi Kerry - that's good news. The current deadline is November 30.

Ron

Kerry Cozad <kcozad@contelec.com>

Wed, Nov 17, 4:31 PM

Ronald,

We are working on coordinating the installation and commissioning the week of Nov 29 but it may slip into the next week (Dec 6).

The Thanksgiving holiday is impacting availability of personnel for next week.

As soon as we have the dates confirmed, I will send you an update.

Kerry

Ronald Maines rdmaines@gmail.com

Thu, Nov 18, 7:23 AM

Hi Kerry - thanks. Are you coordinating with Harold Stanton?

Ron

Kerry Cozad <kcozad@contelec.com>

Thu, Nov 18, 7:37 AM

Ron,

We are coordinating with Harold who is coordinating with an engineer to be at the site during the installation of the new heat exchanger and commissioning of the transmitter.

We are also coordinating with the local mechanical contractor who will be doing the heat exchanger change out (including the plumbing and electrical).

So we have two groups plus the CEC team that are trying to get everyone on site at the same time.

Kerry

Kerry W. Cozad
Director of Engineering
Continental Electronics Corporation
4212 S. Buckner Blvd.
Dallas, TX 75227

On November 28, Harold Stanton, LRT's field engineer, texted LRT's counsel this message:

The team will be there tomorrow [Monday, November 29] to begin installation of the heat exchanger. They will stay to complete the initial tests, then proof and finish.

To summarize: The heat exchanger has been delivered, the installation team will be on site Monday November 29, and the installation, testing and proofing of the system should be completed in a matter of days.

In these circumstances, LRT respectfully asks for a brief further tolling of the DCA authorization. In an abundance of caution we ask that the Bureau please approve **Friday December 17, 2021** as the new expiration date.

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Waiver of the Tolling Rule. "Stations may seek a waiver of the tolling rule to receive additional time to construct in the case where 'rare or exceptional circumstances' prevent construction." *Transition Procedures Public Notice* at ¶ 43. The circumstances of this case are rare and exceptional and waiver is appropriate because the underlying purpose of the Tolling Rule would be compromised if it were enforced according to its literal terms.