

### **WJHJ-LP: Request for Extension of Construction Permit**

JBS, Inc. (“JBS”), holder of the Commission authorization for low power television station WJHJ-LP, Newport News, Etc., VA (Facility ID 35137) (the “Station”) hereby respectfully requests that the period under the construction permit in LMS File No. 0000054621 (as extended in File No. 0000139629) to build displacement facilities for the Station (the “CP”) be extended for a period of six months until July 10, 2022 to permit JBS to complete work on the Station’s displacement facilities.<sup>1</sup>

As a result of the Broadcast Incentive Auction and the associated repack of full power television stations, the Station was displaced and was granted the CP to construct digital facilities on Channel 34 in place of its current Channel 39 analog facilities. The CP had an expiration date of July 13, 2021; *i.e.*, the date by which all remaining analog stations were required to cease analog operations as part of the digital transition,<sup>2</sup> but was extended until January 10, 2022 (LMS File No. 0000139629).

On April 15, 2020 the Station ceased operations on its analog Channel 39 due to predicted harmful interference with the operations of T-Mobile USA, Inc. in the 600 MHz spectrum. The Station currently remains silent pursuant to special temporary authority (LMS File No. 0000143967, further extension currently pending in File No. 0000163461).<sup>3</sup>

JBS has made substantial progress in constructing the Station’s displacement facilities. However, due primarily to delays in obtaining a Notice to Proceed with construction from the owner of the Station’s tower, and delays in receiving funds from the U.S. Treasury to pay the costs of a new antenna and installation of that antenna, construction will not be completed by the current CP expiration date of January 10, 2022.

Further details regarding these delays are set forth in the Station’s Request for Extension of STA to Remain Silent and for Extension of License Under Section 312(g) filed with the Commission contemporaneously with this filing (the “STA-312(g) Request”). The STA-312(g) Request is incorporated herein by this reference.

Because the Station currently is silent, and will remain silent until its Channel 34 digital facilities have been completed, the grant of this extension will have no impact on 600 MHz mobile operations or on the completion of the digital transition. The requested extension would serve the public interest by helping to assure that the Station completes construction of its digital facilities so that it can recommence broadcast service to viewers Newport News and the surrounding area. Moreover, the grant of this application would further the public interest for the reasons set forth in the STA-312(g) Request.

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<sup>1</sup> JBS also requests that any applicable Commission rules be waived to the extent necessary to grant the relief hereby requested.

<sup>2</sup> See *Media Bureau Reminds Low Power Television and Television Translator Stations of July 13, 2021 Digital Transition Date*, Public Notice, DA 21-260, MB, released March 4, 2021).

<sup>3</sup> By a separate filing, JBS is seeking extension of that special temporary authorization, and authorization pursuant to Section 312(g) of the Communications Act of 1934, as amended, to remain silent beyond the one-year anniversary of its cessation of operations on equity and fairness grounds.