

**Amendment to  
Val Vista RV Park, LLC  
Request for Extension of Construction Permit  
Section 73.3598(b) Tolling and Extension of Permit Request  
W27DQ-D Elmhurst, MI, Facility ID# 184934  
W31FA-D Elmhurst, MI, Facility ID# 184943**

Val Vista RV Park, LLC (“Val Vista”) permittee of the construction permits (“CP”) for W27DQ-D Elmhurst, MI, Facility ID# 184934 and W31FA-D Elmhurst, MI, Facility ID# 184943, hereby files an amendment to its July 26, 2022 request for tolling and further extension of its Elmhurst construction permits to update the Commission on further progress Val Vista has completed in its construction. As demonstrated in the attached exhibits, Val Vista has been working diligently to obtain necessary equipment and schedule inspections of its Elmhurst location.

As shown in its July 26 tolling request, all broadcast equipment, including transmitters is currently installed and in position for service. Despite extensive and unexpected delivery delays, Val Vista has now also managed to obtain a 3-Phase electric panel for the transmitters. U.S. manufacturers were reporting delays of several months to deliver the panel. Therefore, Val Vista found and purchased the panel from a Canadian manufacturer, to ensure it could continue to make timely progress on its construction deadlines.<sup>1</sup> The panel was delivered and installed on August 17, 2022.<sup>2</sup> The only remaining step to complete construction is for the power company to run lines from the pole to the transmitters.

Val Vista has made several attempts to schedule installation with the power company, however, the power company was providing only minimal responses indicating that the requested installation has not been scheduled.<sup>3</sup> This afternoon, the power company finally confirmed that once the inspection has been completed, they will be able to conduct a miss dig<sup>4</sup> and run lines within about two weeks.<sup>5</sup> Val Vista anticipates that the required inspection will be completed within a day or two, and that thereafter the Power company will complete their miss dig and run the lines. In order to ensure that there is sufficient time to complete the inspection, miss dig, and move the lines, Val Vista continues to request that its CPs be extended to September 30, 2022.

Given the substantial progress Val Vista has made in completing its construction, the public interest favors granting an extension of the CPs to September 30, 2022.

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<sup>1</sup> See Attachment A.

<sup>2</sup> See Attachment B.

<sup>3</sup> See Attachment C.

<sup>4</sup> MISS DIG 811 is Michigan’s statewide one-call notification system that was developed in order to provide excavators and the general public the ability to inform multiple owners of underground facilities of excavation with a single call. <https://ronmeyerexcavating.com/miss-dig-faqs/>

<sup>5</sup> See Attachment D.

**ATTACHMENT A**

## Ashley Brydone-Jack

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**From:** Larry ODonnell <LarryODonnell@9and10news.com>  
**Sent:** Monday, August 8, 2022 5:07 PM  
**To:** Gregg Skall  
**Subject:** FW: 9 AND 10 NEW LETTER  
**Attachments:** Xerox Scan\_08042022162533.pdf

Last paper from Shawn asking for authorization to buy from Canada. I gave him the go ahead....

Larry

Larry ODonnell  
Chief Engineer  
231.775.3478 Ext. 3157



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**From:** Shawn Atkins [mailto:Shawn@atkinselectricllc.com]  
**Sent:** Friday, August 5, 2022 07:14  
**To:** Larry ODonnell <LarryODonnell@9and10news.com>  
**Subject:** FW: 9 AND 10 NEW LETTER

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**From:** Shelly Adams <[Shelly.Adams@StandardElectricco.com](mailto:Shelly.Adams@StandardElectricco.com)>  
**Sent:** Thursday, August 4, 2022 4:29 PM  
**To:** Shawn Atkins <[Shawn@atkinselectricllc.com](mailto:Shawn@atkinselectricllc.com)>  
**Subject:** 9 AND 10 NEW LETTER

Shawn,

See attached.

Let me know if you want changes made. Tom is tomorrow but will return on Monday if you want it shipped from Canada.

I can't do that so it will have to be on Monday.

Shelly Adams  
Graham  
231-929-1829

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**From:** Standard Electric scanner <[scanner@StandardElectricco.com](mailto:scanner@StandardElectricco.com)>  
**Sent:** Thursday, August 4, 2022 4:25 PM  
**To:** Shelly Adams <[Shelly.Adams@StandardElectricco.com](mailto:Shelly.Adams@StandardElectricco.com)>  
**Subject:** Xerox Scan

Please open the scanned attachment

Number of Images: 1  
Attachment File Type: PDF

Device Name: VersaLink B405  
Device Location:

Graham Motor and Generator Service  
1610 South Airport Road  
Traverse City, MI. 49686  
(231) 929-1829

July 26, 2022

Atkins Electric ~ Shawn  
8399 West Jennings Road  
Lake City, MI. 49651

RE: 9&10 News

Dear Shawn,

This letter is to confirm that Graham Motor has ordered you the following parts for the above-mentioned project on Friday 7-1-22

- (1) THOMPSON #TS923a
- (1) NEMA 3R ADDER.

We have been informed these parts are out of stock in the US but at this time are available in Canada. The shipping will be \$100.00 additional charge shipped from Canada

If you need anything else, please let me know and I will be glad to help.

Respectfully,

*Shelly Adams*  
Shelly Adams

**ATTACHMENT B**

## Ashley Brydone-Jack

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**From:** Larry O'Donnell <LarryODonnell@9and10news.com>  
**Sent:** Monday, August 15, 2022 4:47 PM  
**To:** Gregg Skall; Pete Ludviksen  
**Cc:** Ashley Brydone-Jack  
**Subject:** RE: ATS SWITCH

I just heard from Shawn at Atkins Electric. The shipment is supposed to be BOTH pieces even if only the transfer switch was specifically listed. He plans to install them Wednesday.

I called and emailed Great Lakes and just before they closed at 4 they replied by email saying still pending inspection result so they apparently haven't been entered yet.

Larry

Larry O'Donnell  
Chief Engineer  
231.775.3478 Ext. 3157



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**From:** Gregg Skall [mailto:GSkall@tlp.law]  
**Sent:** Monday, August 15, 2022 14:08  
**To:** Larry O'Donnell <LarryODonnell@9and10news.com>; Pete Ludviksen <PeteLudviksen@9and10news.com>  
**Cc:** Ashley Brydone-Jack <ABrydoneJack@tlp.law>  
**Subject:** RE: ATS SWITCH

Thanks, Larry  
Can you also provide any update on the order for service with Great Lakes Electric .  
With that, we will draft up a supplement to the tolling request.  
Gregg



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**Gregg P. Skall, Member**  
(o) 202.789.3121 | (m) 703.623.0600 | [gskall@tlp.law](mailto:gskall@tlp.law)  
1025 Connecticut Ave, NW, Suite 1011, Washington DC 20036  
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**From:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>  
**Sent:** Monday, August 15, 2022 1:47 PM  
**To:** Pete Ludviksen <[PeteLudviksen@9and10news.com](mailto:PeteLudviksen@9and10news.com)>; Gregg Skall <[GSkall@tlp.law](mailto:GSkall@tlp.law)>  
**Subject:** FW: ATS SWITCH

Just got this. Says it should be delivered tomorrow.

Larry

Larry ODonnell  
Chief Engineer  
231.775.3478 Ext. 3157



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**From:** Shawn Atkins [<mailto:Shawn@atkinselectricllc.com>]  
**Sent:** Monday, August 15, 2022 13:45  
**To:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>  
**Subject:** FW: ATS SWITCH

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**From:** Tom Ault <[Tom.Ault@GrahamMotorService.com](mailto:Tom.Ault@GrahamMotorService.com)>  
**Sent:** Friday, August 12, 2022 9:49 AM  
**To:** Shawn Atkins <[Shawn@atkinselectricllc.com](mailto:Shawn@atkinselectricllc.com)>  
**Subject:** ATS SWITCH

This order shipped -

YRC tracking number is 541-197618-8.

Should be delivered by 8/16.

THOMSOM ATS SWITCH





DIVISION OF STANDARD ELECTRIC

**THOMAS AULT**

(231)929-1829 PHONE

(231)946-3734 FAX

[tom.ault@grahammotorservice.com](mailto:tom.ault@grahammotorservice.com)

Ashley Brydone-Jack

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**From:** Larry ODonnell <LarryODonnell@9and10news.com>  
**Sent:** Wednesday, August 17, 2022 9:57 AM  
**To:** Gregg Skall <GSkall@tlp.law>; Engineering Dept <engineering@9and10news.com>  
**Cc:** Ashley Brydone-Jack <ABrydoneJack@tlp.law>  
**Subject:** RE: Atkins installing panels today

The transmitters are physically in place, but need to be populated and electrically then physically connected to the mask filter/ccombiner and out to the antenna, about a 2 to 3 day procedure including the proof.  
The fiber for internet connection is also waiting for power so it can be installed at the same time.

Larry

Larry ODonnell  
Chief Engineer  
231.775.3478 Ext. 3157



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**From:** Gregg Skall [<mailto:GSkall@tlp.law>]  
**Sent:** Wednesday, August 17, 2022 09:47  
**To:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>; Engineering Dept <[engineering@9and10news.com](mailto:engineering@9and10news.com)>  
**Cc:** Ashley Brydone-Jack <[ABrydoneJack@tlp.law](mailto:ABrydoneJack@tlp.law)>  
**Subject:** RE: Atkins installing panels today

Thanks, Larry.

We previously advised the Commission in the currently pending tolling request that the transmitters were installed and showed this picture. (these are the transmitters, not just rack equipment for the station, correct?) So, when you say that we need Great Lakes to get the lines run, and then we can have Gates install the transmitters, all we are saying is that they need to attach the power lines to the already installed but dormant transmitters and power them up for testing.

Is that correct?



Thanks,  
Gregg



**Gregg P. Skall, Member**

(o) 202.789.3121 | (m) 703.623.0600 | [gskall@tlp.law](mailto:gskall@tlp.law)

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**From:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>

**Sent:** Wednesday, August 17, 2022 9:17 AM

**To:** Engineering Dept <[engineering@9and10news.com](mailto:engineering@9and10news.com)>

**Cc:** Gregg Skall <[GSkall@tlp.law](mailto:GSkall@tlp.law)>

**Subject:** Atkins installing panels today

Atkins Electric is at Harbor Springs (Elmhurst) installing the 3 phase electrical panels and the meter base today. All we need now is for Great Lakes Energy to get the actual lines run from the pole and then we can move forward with getting GatesAir to install the transmitters.

Gregg had me ask Great Lakes how soon they should be done in an email last night but no reply yet.

Larry

Larry ODonnell

Chief Engineer

231.775.3478 Ext. 3157



**ATTACHMENT C**

**From:** Natasha Dorchy [<mailto:ndorchy@glenergy.com>]  
**Sent:** Monday, August 15, 2022 15:35  
**To:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>  
**Subject:** RE: Val Vista Rv Park - 4622300

I don't have any yet, but as soon as I hear something I will let you know.

Thank you for checking in on this.

**Natasha Dorchy**

Member Service Coordinator  
Phone:888-485-2537 EXT:1903  
Fax:231-582-3139  
[ndorchy@glenergy.com](mailto:ndorchy@glenergy.com)



1323 Boyne Ave.  
Boyne City, MI 49712

**From:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>  
**Sent:** Monday, August 15, 2022 3:25 PM  
**To:** Natasha Dorchy <[ndorchy@glenergy.com](mailto:ndorchy@glenergy.com)>  
**Subject:** RE: Val Vista Rv Park - 4622300

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Any word on this sites installation yet? Appreciate any status update.

Thanks much.

Larry O'Donnell  
**Larry ODonnell**  
**Chief Engineer**  
**231.775.3478 Ext. 3157**

**ATTACHMENT D**

## Ashley Brydone-Jack

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**From:** Larry ODonnell <LarryODonnell@9and10news.com>  
**Sent:** Thursday, August 18, 2022 3:13 PM  
**To:** Gregg Skall; Pete Ludviksen  
**Cc:** Ashley Brydone-Jack  
**Subject:** FW: Val Vista RV Park - 4622300

I called Atkins Electric and Shawn has already asked for the electrical meter inspection from the county inspector so that should get done here shortly (within a day or two) and then we can move on to the next step where they say 10 to 14 days.

I called the county inspector myself to see how long they are taking to do those inspections and they told me a day or two.

Larry

Larry ODonnell  
Chief Engineer  
231.775.3478 Ext. 3157



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**From:** Natasha Dorchy [mailto:ndorchy@glenergy.com]  
**Sent:** Thursday, August 18, 2022  
**To:** Larry ODonnell <LarryODonnell@9and10news.com>  
**Subject:** RE: Val Vista RV Park - 4622300

Hey Larry,

It looks like on our end all we are needing is your inspection on your meter base as the cost for this job is free.

Once we get that, all we will need to do is put a miss dig in which will clear in about 3 days, and then it is in the hands of construction, and they will have it completed within 10-14 days.

So, at this point there really is no hold up on our end.

Hopefully this helps.

Thank you,

**Natasha Dorchy**  
Member Service Coordinator



Phone:888-485-2537 EXT:1903

Fax:231-582-3139

[ndorchy@glenergy.com](mailto:ndorchy@glenergy.com)



1323 Boyne Ave.

Boyne City, MI 49712

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**From:** Larry ODonnell <[LarryODonnell@9and10news.com](mailto:LarryODonnell@9and10news.com)>

**Sent:** Tuesday, August 16, 2022 1:19 PM

**To:** Natasha Dorchy <[ndorchy@glenergy.com](mailto:ndorchy@glenergy.com)>

**Subject:** RE: Val Vista RV Park - 4622300

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Natasha,

Our site in Harbor Springs is for a TV station and we are trying to get it assembled and turned on before we lose the FCC (government agency) license that we are trying to build out. Everything along the way has been delayed, from the equipment to cement, to supplies to the electrical panels we are trying to put in, so since we are passed our original deadline we are being closely monitored by the FCC to be sure we are doing all we can to keep trying to move this project forward.

Our Washington attorney who represents Val Vista before the FCC has asked that I explain the urgency of a more detailed response from Great Lakes Energy. The FCC has set a deadline for construction completion of our facilities at Elmhurst. We are very close to that deadline. To obtain a further extension of our construction deadline, we must demonstrate that we have made all reasonable efforts to complete construction and that we have been unable to complete construction due to matters beyond our control. Now that we have all required equipment to complete construction, the sole remaining problem is installation of the power required for the transmitter.

I was going to send your response yesterday on to the FCC but it didn't really add anything new. The FCC has impressed us that they are very serious about this and the consequence may be the loss of the construction permits. To help us can you please respond with a message in

writing, so we can provide that to the FFC so they know we are making our every effort, to the following effect:

Something like:

We acknowledge that we have timely sought installation of your order for 3-phase power. Great Lakes Energy understands and appreciates your need for installation as soon as possible to meet your construction deadline. However, due to circumstances beyond our control at this point [name the circumstances if you can], we are unable to complete your order at this time. It is our belief that we can inspect and install on or before September 30, but Great Lakes Energy cannot provide you a definite date for service. We will keep you informed as best we can, understanding your need to complete your construction by the FCC deadlines.

Filling in the current anticipated dates to the best of your knowledge.

This way we can send them our current status and even if unchanged they can see we are attempting to move to the next stage and they don't pull our license.

I would appreciate anything you could provide Natasha.

Thanks much.

Larry

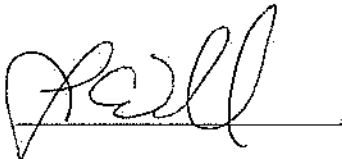
Larry ODonnell  
Chief Engineer  
231.775.3478 Ext. 3157



**Certification**

I, Larry O'Donnell, Chief Engineer for Val Vista RV Park, LLC, have reviewed the foregoing Amendment to its July 27, 2022 Section 73.3598(b) Tolling and Extension of Permit Request and I certify under penalty of perjury that the facts set forth therein, except those of which public notice may be taken, are true and correct.

Executed on August 19, 2022.

A handwritten signature in black ink, appearing to read "L. O'Donnell", written over a horizontal line.

Larry O'Donnell  
Chief Engineer  
Val Vista RV Park, LLC