

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

HC2 acquired the license for K32OV, Facility ID: 129704, Lubbock, TX pursuant to an assignment application. The Assignor was: Mako Communications, LLC. The Lead File Number was: BALDTL-20170918ACA and the Member File Number was: BALTTL-20170918ACK. The acquisition was consummated on 12/26/2017. Accordingly, the certifications contained in this narrative cover the period from 12/26/2017 to the present.

The station went silent on 11/26/2018 and filed a Silent Special Temporary Authority (“Silent STA”) request, FCC File Number: 0000063723 on 11/26/2018. The specific reason for the period of silence was the station was displaced during the Special Displacement Window. HC2 requested a Silent STA to avoid the inefficiency and waste associated with building a second, duplicative broadcast facility that could only be used for a short period of time given the displaced status of the station. Specifically, the station was displaced as part of the repacking process and would have needed to build a separate facility to operate on a new channel.¹ Thus, if required to resume transmission prior to the STA’s expiration date, DTV America would have been forced to build a first facility to operate on the station’s current channel and then, soon after, a second facility to operate on the station’s new channel. The station was diligently building a facility pursuant to the technical specifications outlined in the Minor Modification of a Displacement Construction Permit, FCC File Number: 0000063177. The Silent STA was granted on 11/26/2018.

The station extended the Silent STA request when it filed a Silent STA Extension Request, FCC File Number: 0000072656 on 5/13/2019. In preparation of the building of the new facility, the request stated, “The Station’s transmitter, filter, and combiner will be delivered on May 15, 2019 and its electricity has been installed.”

The station duly filed a Section 312(g) waiver request on 11/26/2019, FCC File Number: 0000072656, which was granted on 3/23/2020. The exhibit stated, “all of the engineering, equipment and deliveries necessary to resume operation of the Station had been received and/or completed. However, the owner of the tower on which the Station is scheduled to build must make certain tower modifications before the licensee can install its facilities on the tower.”

In the 3/23/2020 Section 312(g) waiver 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.”

¹ See, e.g., *Channel Reassignment PN*.

The station resumed operations when it filed a License to Cover, FCC File Number: 0000121884 on 9/21/2020. The License to Cover was granted on 1/22/2021. Since that date, the station has been operating pursuant to its authorized specifications.