

Request for Extension of Special Temporary Authority

WCWF Licensee, LLC (“Licensee”), licensee of WCWF(TV), Suring, WI (Facility ID 73042), hereby requests an extension of the Special Temporary Authority (“STA”) that was granted on January 25, 2022 (and was most recently extended on July 27, 2022) in connection with WCWF(TV)’s launch of ATSC 3.0 broadcast service. *See* File Nos. 0000162835 and 0000195189. On January 25, 2022, Licensee commenced ATSC 3.0 operations from WCWF(TV)’s facility, which serves as the ATSC 3.0 host for stations in the Green Bay, WI market, and began simulcasting its primary stream in ATSC 1.0 format on commonly owned WLUK-TV, Green Bay (Facility ID 4150), pursuant to its Next Generation license. *See* File No. 0000162833. Additionally, Licensee began airing its *Comet TV* multicast stream from the facilities of WFRV-TV, Green Bay, WI (Facility ID 9635), pursuant to a written hosting agreement with Nexstar Media Inc. (“Nexstar”), began airing its *Charge!* multicast stream from the facilities of WBAY-TV, Green Bay, WI (Facility ID 74417), pursuant to a written hosting agreement with Gray Media Group, Inc. (“Gray”), and began airing its *Stadium* and *DABL* multicast streams from the facilities of WACY-TV, Appleton, WI (Facility ID 361), pursuant to a written hosting agreement with Scripps Broadcasting Holdings LLC (“Scripps”). This request seeks extension of STA to allow WCWF(TV) to continue the hosting arrangements for the broadcast of its multicast streams from WFRV-TV’s, WBAY-TV’s, and WACY-TV’s facilities in ATSC 1.0 format.

As explained in Licensee’s original request for STA, WCWF(TV) is not able to air its multicast streams on WLUK-TV, its primary ATSC 1.0 simulcast host, due to ATSC 1.0 capacity constraints. Furthermore, due to ATSC 3.0 capacity and other constraints attendant with the multi-station and multi-market coordination needed for a successful ATSC 3.0 deployment across the country, it is not feasible for Licensee to simulcast WCWF(TV)’s multicast streams in an ATSC 3.0 format without unduly minimizing, if not largely eliminating, the benefits to the public and the participating stations of transitioning to ATSC 3.0. Absent an extension of STA authorizing WCWF(TV) to air its multicast streams using the facilities of WFRV-TV, WBAY-TV, and WACY-TV, all over-the-air viewers would lose access to an ATSC 1.0 signal of WCWF(TV)’s multicast streams. Although Licensee has agreed to indemnify Nexstar, Gray, and Scripps from and against all liabilities or claims resulting from or arising out of the programming and advertising broadcast on Licensee’s program streams using the facilities of WFRV-TV, WBAY-TV, and WACY-TV (as applicable), Licensee is requesting extension of the STA to make clear that Licensee will remain responsible for the *Comet TV*, *Charge!*, *Stadium*, and *DABL* streams’ compliance with the Communications Act and the Commission’s rules and regulations.

As such, Licensee respectfully requests an extension of the STA. Grant of this STA extension would serve the public interest because it would advance the Commission’s ATSC 3.0 policy goals while preserving WCWF(TV)’s ability to air each of its programming streams in the ATSC 1.0 format to ensure that most of WCWF(TV)’s viewers can continue to receive the programming currently available to them. It will also make clear that Licensee is an authorized user of a portion of WFRV-TV’s, WBAY-TV’s, and WACY-TV’s channels and is the party responsible for ensuring compliance with the Communications Act and the Commission’s rules and regulations.