

Request for Extension of Special Temporary Authority

Deerfield Media (Cincinnati) Licensee, LLC (“Licensee”), licensee of WSTR-TV, Cincinnati, OH (Facility ID 11204), hereby requests an extension of the Special Temporary Authority (“STA”) that was granted on September 13, 2021 (and most recently extended on November 23, 2022) in connection with WSTR-TV’s launch of ATSC 3.0 broadcast service. *See* File Nos. 0000157765 and 0000202515. On September 14, 2021, Licensee commenced ATSC 3.0 operations from WSTR-TV’s current facility, which serves as the ATSC 3.0 host for stations in the Cincinnati, OH market, and began simulcasting its primary stream in ATSC 1.0 format on WLWT(TV) Cincinnati, OH (Facility ID 46979) (*see* File No. 0000157764). Additionally, Licensee began airing its multicast streams affiliated with *Antenna TV* and *Comet TV* in ATSC 1.0 format on WKRC-TV, Cincinnati, OH (Facility ID 11289), its multicast stream affiliated with *TBD* in ATSC 1.0 format on WXIX-TV, Newport, KY (Facility ID 39738), and its multicast stream affiliated with *DABL* in ATSC 1.0 format on WCPO-TV, Cincinnati, OH (Facility ID 59438) pursuant to written hosting agreements with WKRC Licensee, LLC (“WKRC”), Gray Television Licensee, LLC (“Gray”), and Scripps Broadcasting Holdings LLC (“Scripps”) (respectively). This request seeks an extension of STA to allow WSTR-TV to continue the hosting arrangements for the broadcast of these multicast streams in ATSC 1.0 format from the facilities of WKRC-TV, WXIX-TV, and WCPO-TV.

As explained in Licensee’s original request for STA, WSTR-TV is not able to air its multicast streams on WLWT(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 WSTR-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 WSTR-TV to air its multicast streams using the facilities of WKRC-TV, WXIX-TV, and WCPO-TV, all over-the-air viewers would lose access to an ATSC 1.0 signal of WSTR-TV’s multicast streams. Although Licensee has agreed to indemnify WKRC, 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 WKRC-TV, WXIX-TV, and WCPO-TV, Licensee is requesting extension of the STA to make clear that Licensee will remain responsible for the *Antenna TV*, *Comet TV*, *TBD*, 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 WSTR-TV’s ability to air each of its programming streams in ATSC 1.0 format to ensure that most of WSTR-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 WKRC-TV’s, WXIX-TV’s, and WCPO-TV’s channels and is the party responsible for ensuring compliance with the Communications Act and the Commission’s rules and regulations with regard to its multicast streams.