

## Purpose of Amendment

Pursuant to Commission staff request, Applicant, Lowcountry 34 Media, LLC (“Lowcountry”), hereby amends this application to provide the below additional information regarding the purpose of the instant minor modification application (LMS File No. 0000215754). No other changes to the application are being made herein.

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During a visit to the transmitter site for low-power television station on May 26, 2023, K04SE-D, Parker, Arizona (Facility ID No. 186804) (“K04SE-D”), Lowcountry discovered that the station’s tower has sustained significant damage and is in danger of imminent collapse.<sup>1</sup> As a result, Lowcountry ceased operations at the site, filed a Notification of Suspension of Operations and Request for Silent STA, and filed this instant modification application to relocate K04SE-D to a new site.<sup>2</sup>

K04SE-D commenced operations from its currently authorized site on or about June 6, 2022, but its license application was not granted until October 18, 2022 due to delays in application processing caused by Mexican coordination.<sup>3</sup> The following condition was placed on K04SE-D’s license:

Grant of this license application is conditioned on continuous operations of the licensed facility for the twelve-month period following grant. The failure to so operate will result in the rescission of this grant, dismissal of the license application and the forfeiture of the associated construction permit pursuant to 47 C.F.R. § 73.3598(e) unless the licensee rebuts the presumption that the authorized facilities were temporarily constructed.<sup>4</sup>

As is clear in the photo evidence, Lowcountry is unable to operate the station at the current site under the current tower conditions. The tower site owner has also informed Lowcountry that it will not permit Lowcountry to repair K04SE-D’s tower now does it intend to conduct repairs. Due to circumstances beyond its control, Lowcountry therefore requests waiver of this license condition to permit K04SE-D to relocate to its proposed alternative transmitter site – thereby permitting Lowcountry to preserve K04SE-D’s license.

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<sup>1</sup> A photo of the partially collapsed tower is attached hereto as Attachment A.

<sup>2</sup> See Notification of Suspension of Operations and Request for Silent STA, LMS File No. 0000215755 (filed May 30, 2023).

<sup>3</sup> See License Application, LMS File No. 0000192987 (filed June 6, 2022, granted Oct. 18, 2022).

<sup>4</sup> See License Authorization, LMS File No. 0000192987.

**Attachment A**

**May 26, 2023 Photo of K04SE-D's Tower**

