

WMBQ-CD NextGeneration TV Application Exhibit

WNET, licensee of Station WMBQ-CD, New York, New York (Fac ID 14322) is filing the instant application to request authority to commence ATSC 3.0 operations on Station WLIW(TV), Garden City, New York, which is also licensed to WNET. WMBQ-CD is authorized to channel share with Station WLIW (see File No. 0000220035). WNET is concurrently filing an application to convert WLIW to ATSC 3.0. In accordance, with its license to channel share with WLIW , WMBQ-CD is also requesting authority to convert to ATSC 3.0. This proposal complies with Section 73.6029(f)(5) of the rules and is therefore eligible for expedited processing. WMBQ-CD will not be making any changes to its technical parameters other than the change to the ATSC 3.0 standard; therefore, this proposal is eligible for streamlined processing pursuant to section 73.6029(f)(3) of the rules.

One hundred percent of the programming broadcast on WMBQ-CD (*FNX—First Nation Experience*) is simulcast on Station WNDT-CD, which is also licensed to WNET and which is licensed to channel share with Station WNET. Therefore, WMBQ-CD's programming will be available on Station WNDT-CD in accordance with the substantially similar simulcast requirement set forth in Section 73.6029(b) of the Commission's rules. Because WMBQ-CD and WNDT-CD are commonly owned, they have not entered into a simulcast agreement. The map prepared by Chesapeake RF Consultants, LLC attached as Exhibit 1 demonstrates that 100 % of the population within WMBQ-CD's noise limited service contour (which is the contour of WLIW with which WMBQ shares a channel) will receive WNDT-CD's 1.0 signal based on the noise limited service contour of Station WNET which shares a channel with WNDT-CD. Therefore, the 95% coverage requirement set forth in Section 73.6029(f)(5) as well as the contour overlap requirement set forth in Section 73.6029(c)(1) of the Commission's rules are satisfied. Subsections 2 and 3 of Section 73.6019(c) are also satisfied because the WLIW and WNET transmitter sites are both located on the World Trade Center in New York City and both stations are in the New York City DMA.

WNET began over-the-air announcements and website notices on [September 16,] 2023 notifying WMBQ-CD viewers that beginning on October 16, 2023, they should tune to Station WNDT-CD on Channel 14 to receive the FNX programming currently broadcast on WMBQ-CD. Information on the Station's website provides an email address for stations to contact if they have questions and that email address will be closely monitored by WNET. WMBQ-CD is not retransmitted via cable or satellite; therefore, WNET was not required to send MVPD notices.

EXHIBIT 1

