

Purpose of Amendment Exhibit

The purpose of this amendment is to reduce the proposed effective radiated power (“ERP”), at the direction of the Commission, to reduce predicted interference to first-adjacent channel station WEIQ(TV), Channel 30, Mobile, Alabama (Facility ID No. 721), to below 0.5 %.

The applicant B&C Communications, LLC (“B&C”) previously requested an “unable to construct” waiver since it is unable to construct the post-auction reassignment Channel 31 parameters designated by the Commission for WPAN(TV), because B&C does not have legal rights to use the antenna height on its existing tower on which the Channel 31 reassignment parameters are based, and to date the tower owner has not agreed to lease space at that tower height to B&C for WPAN(TV). See FCC LMS File No. 0000024889, the “Unable to Construct Waiver Request”). At the urging of the Commission, B&C requested dismissal of the Unable to Construct Waiver Request, with the expectation of being able to file a construction permit application proposing operation on Channel 31 at a lower height on the existing tower but with a corresponding increase in ERP that allows duplication of its pre-auction Channel 40 and post-auction Channel 31 reassignment parameter coverages, and the Unable to Construct Waiver Request was dismissed July 10, 2017.

In preparing this Channel 31 construction permit application, B&C found that at the lower antenna height on the existing tower and the higher ERP of 84 kilowatts that would allow duplication of its pre-auction Channel 40 and post-auction Channel 31 reassignment parameter coverages, predicted interference to WEIQ(TV) would exceed 0.5%, and therefore B&C requested waiver of certain Commission interference protection rules to permit it to duplicate WPAN(TV)’s current coverages. However, the Commission staff has advised informally that the waiver request would not be granted, and directed B&C to file an amendment to its application to reduce the predicted interference to 0.5% or less, but also advised that since WPAN(TV) would lose well more than 1% of its population coverage, B&C would be eligible to file for an alternate channel during the first priority filing window that may permit duplication of WPAN(TV)’s current coverage.

Therefore, B&C is filing this amendment to reduce its proposed ERP to 40.4 kilowatts, which reduces the predicted interference to WEIQ(TV) to 0.5% or less. However, B&C notes that this reduction in ERP results in significant losses of WPAN(TV)’s current coverage areas, and specifically a loss of 5.85% of the population and 17.24% of the area from WPAN(TV)’s current coverage area.