

WTGL, Leesburg, FL (Fac. Id. 9881)
Application for Legal Special Temporary Authority

Request for Extension of Deadline to File a Shared Channel License Application
and Cease Pre-Auction Channel Operations

Good Life Broadcasting, Inc. (“Good Life”), licensee of WTGL, Leesburg, Florida (Fac. Id. 9881), hereby requests a waiver of the January 23, 2018 deadline for WTGL to file a license application for its shared channel¹ and cease operations on its pre-auction channel 46.² Good Life seeks a 90-day extension of the deadline in accordance with the Commission’s established post-auction procedures.³ As demonstrated below, good cause exists for the requested waiver.

Good Life was a successful bidder in Auction 1001, and will ultimately relinquish the spectrum usage rights associated with its current channel 46. Good Life has worked diligently to find a channel share partner since its receipt of auction proceeds, and on September 27, 2017, it signed a channel share agreement with the University of Central Florida Board of Trustees, licensee of WUCF, Orlando, Florida (Fac. Id. 12855). On October 20, 2017, Good Life filed its application for a channel share license (File No. 0000034003). The CSA parties are working diligently to implement the CSA terms, with necessary equipment ordered and related technical planning underway. Because of the time that passed while the parties negotiated and finalized the CSA, the equipment delivery times and technical work to be performed will come after the new year, and in some cases too close to the January 23, 2018 deadline to ensure thorough equipment installation and testing in accordance with manufacturer instructions, or adequate contingency planning in the event problems are encountered. This potential uncertainty risks confusing or losing WTGL viewers amid the transition in the event WTGL ceases operation on its current channel but has not yet commenced shared channel operations because of construction overruns. In an abundance of caution given the circumstances, and to ensure that required notices can be properly planned and given to viewers and MVPDs with absolute certainty that WTGL will, in fact, be transitioning to the shared channel by a specific date, Good Life seeks a 90-day extension, until April 23, 2018, to file its shared channel license application and to continue operation on its pre-auction channel.

The grant of the extension requested herein will not delay implementation of the repacking of the television band. The earliest date for testing by stations in the FCC’s repack transition schedule is in September of 2018, well after the requested extended deadline sought by Good Life here. Thus, there should be no adverse impact on the transition from the requested extension. In addition, Good Life has received written confirmation from T-Mobile that a 90-day extension of WTGL’s operation on channel 46 will not conflict with the buildout of new licenses held by T-Mobile in the Orlando market. A copy of that written confirmation is provided herewith.

¹ See 47 CFR 73.3700(b).

² See 47 CFR 73.3700(b)(4)(ii).

³ See *Incentive Auction Task Force and Media Bureau Announce Procedures for the Post-Incentive Auction Broadcast Transition*, Public Notice, 32 FCC Rcd 858, 879 ¶ 66 (rel. Jan. 27, 2017). The FCC has requested that such extension requests be filed at least 60 days prior to the deadline. The timely filing of this request also prevents the need to file an extension request at the last minute if construction delays are encountered.

The Commission has made clear that, upon a good cause showing pursuant to Section 1.3 of the Commission's rules, 47 C.F.R. § 1.3, it would view waiver requests like this one "most favorably."⁴ Based on the foregoing, good cause exists for the requested 90-day waiver of the deadline for the discontinuance of WTGL's operation on its pre-auction channel and the filing of a shared channel license application. Additional information concerning any of these matters can be provided at the request of the Commission.

⁴ *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Report and Order, 29 FCC Rcd 6567, 6803 ¶ 578 (2014).

Joseph C. Chautin, III

From: Mayo, Jeff <Jeff.Mayo7@T-Mobile.com>
Sent: Thursday, November 16, 2017 9:40 AM
To: Joseph C. Chautin, III
Subject: Re: WTGL - Orlando

Joe,
Here is a statement that T-Mobile authorized about the potential delay:
T-Mobile has no objection to a 90-day extension of WTGL's January 23, 2018 deadline to vacate channel 46.

Hopefully this is what you need. If you have any other issues, please let me know.

Best regards,
Jeff Mayo
918-775-1930

From: Joseph C. Chautin, III <jchautin@hardycarey.com>
Sent: Thursday, November 16, 2017 9:15 AM
To: Mayo, Jeff
Subject: RE: WTGL - Orlando

Thank you!

From: Mayo, Jeff [mailto:Jeff.Mayo7@T-Mobile.com]
Sent: Thursday, November 16, 2017 9:11 AM
To: Joseph C. Chautin, III <jchautin@hardycarey.com>
Subject: Re: WTGL - Orlando

Yes, I'll have something to you today.

Thanks,
Jeff

From: Joseph C. Chautin, III <jchautin@hardycarey.com>
Sent: Thursday, November 16, 2017 7:03:10 AM
To: Mayo, Jeff
Subject: RE: WTGL - Orlando

Jeff – any progress on this request?

Joe

From: Joseph C. Chautin, III [<mailto:jchautin@hardycarey.com>]
Sent: Wednesday, November 15, 2017 6:51 AM
To: 'jeff.mayo7@t-mobile.com' <jeff.mayo7@t-mobile.com>
Subject: RE: WTGL - Orlando

Jeff – good morning.. I know you're busy, and sorry to bother you again. Is there any way to receive this confirmation today? Much appreciated.

Joe Chautin
Counsel for WTGL (Good Life Broadcasting, Inc)
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From: Joseph C. Chautin, III [<mailto:jchautin@hardycarey.com>]
Sent: Tuesday, November 14, 2017 10:56 AM
To: 'jeff.mayo7@t-mobile.com' <jeff.mayo7@t-mobile.com>
Subject: WTGL - Orlando

Jeff – here is my contact information for you to confirm that a 90-day delay (until April 23, 2017) in WTGL leaving TV channel 46 in the Orlando market will not interfere with T-Mobile's buildout plans in the market. Thanks, and let me know if you need any other details.

Regards,

Joe
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