

### **Request for Special Temporary Authority Exhibit**

KM LPTV of Atlanta, L.L.C. (“KM”), licensee of Class A television station WSKC-CD Atlanta GA (Facility ID No. 35090, “WSKC”), respectfully requests a legal special temporary authority (“STA”) and waiver of Section 73.3700(c) of the Commission’s rules, 47 C.F.R. § 73.3700(c), to permit KM to complete its required notifications to viewers or consumers of its spectrum auction repack channel change, from Channel 22 to Channel 14, which KM is due to complete during transition Phase 5 (so by Friday, September 6, 2019).

KM has previously notified the Commission that WSKC’s Channel 22 facilities were taken off the air on August 3, 2019 (due to previously reported damage to the former Channel 22 transmitter that left WSKC operating at reduced - - approximately 20% - - power, and the need to make space in the transmitter site equipment building for the new Channel 14 transmitter), and has been granted an STA for WSKC to be silent (LMS File No. 0000079988, the “Silent STA Request”) until WSKC can return to the air on its repack Channel 14. As addressed in further detail in an exhibit to the Silent STA Request, KM also reported that due to miscommunications among its vendors, KM would not be able to return to the air on or about August 6, 2019, as originally anticipated, and KM was even unsure for some time whether it could meet the Phase 5 deadline of September 6, 2019 (although now, construction of the Channel 14 facilities has been completed, and the only issue to be addressed before WSKC may return to the air is to request and be granted program test authority, which a condition on KM’s construction permit for Channel 14 requires submission of a showing of no objectionable interference to authorized land mobile radio users on lower adjacent frequencies).

However, with WSKC off the air for more than 30 days prior to its transition to Channel 14, KM is unable to air the viewer or consumer notifications over WSKC, and must request Commission approval of providing that required notification by alternate means. See DA 18-884 at ¶ 15 and n.41. The Commission has stated that such alternate means may be done by publication in a local newspaper, over other radio or television stations in the market, or other means. Id. Since WSKC airs Korean language programming, to an intended audience primarily in Gwinnett County, Georgia, KM proposes to provide notification to viewers and consumers by: (i) publication of the notification in a Korean language newspaper published in Gwinnett County and serving the Atlanta area, and (ii) broadcast of the notification over an AM radio station that broadcasts in Korean and serves Gwinnett County and the Atlanta area. KM is making arrangements not with both the newspaper and AM radio station, and will continue the notifications through those outlets for at least 30 days.

Therefore, the above circumstances being considered, KM respectfully requests grant of this legal STA and waiver to allow KM to complete the required viewer or consumer notifications by the alternative means proposed herein, or as may be otherwise directed by the Commission. The public interest would be served by grant of this request, since with WSKC off-the-air, notification using the local Korean language newspaper and AM radio station is the best alternate means of reaching WSKC’s target audience.