

WRGT-TV – Request for Construction Permit Extension

WRGT Licensee, LLC, licensee of station WRGTV, Dayton, OH, FIN 411 (“WRGT”), hereby requests an extension of its construction permit (File No.: 0000034495) (“CP”), due to circumstances beyond its control, so as to allow WRGTV to operate on interim facilities while its permanent facilities are completed, and further requests a waiver of the Commission’s rules to the extent necessary. *See* 47 C.F.R. Section 73.3700(b)(5)(iv).¹ WRGTV hereby respectfully requests an extension of its CP for a period of 180 days from October 18, 2019 until April 15, 2020.

WRGT is assigned to transition from Channel 30 to Channel 36 in Phase 6 of the repack. WRGTV’s construction of its permanent facilities has been delayed due to equipment delivery and crew delays. As of this filing, a new interim transmitter and new interim antenna have been installed for the station. The post-repack permanent full power transmitter and full power top mount antenna have yet to be installed; therefore, WRGTV plans to use the interim transmitter and the interim antenna to effectuate the transition to its new post-repack channel. Because of the time needed to install the new main full power transmitter and the new top mount main antenna, WRGTV will not be able to fully complete construction of its permanent post-repack facilities by the end of Phase 6 on October 18, 2019, but the station plans to cut-over using the interim facilities on its new channel prior to that date.

Thus, WRGTV respectfully requests an extension of its CP since it will not be able to operate on its permanent post-repack facilities and therefore will not be able to cover its CP while construction is completed on its permanent facilities. WRGTV is concurrently filing an STA request as well seeking permission to transition to its post-repack channel while operating on interim facilities. This request will not impact the repack efforts of other stations because, prior to the completion of Phase 6, WRGTV will still transition to its post-repack channel. Furthermore, grant of the instant CP extension request would be in the public interest because it would allow WRGTV to broadcast on its post-repack channel without disruption to the overall repack.

WRGT will cease operations on its pre-auction facilities and intends to begin broadcasting on its post-auction channel utilizing the above-referenced temporary facilities prior to the end of Phase 6.

¹ This request has been filed fewer than 90 days before WRGTV’s current construction deadline. The station only recently learned that construction of its post-repack facilities would be delayed. WRGTV thus respectfully requests a waiver of 47 C.F.R. §73.3700(b)(5)(iv).