

WPSD-TV – Request for Construction Permit Extension

WPSD-TV, LLC licensee of WPSD-TV, Paducah, KY (FIN 51991), hereby requests an extension of its construction permit (File No. 0000027223) (“CP”), due to circumstances that were unforeseeable and are beyond our control, so as to allow WPSD-TV to operate on interim facilities while its permanent facilities are completed, *see* 47 C.F.R. § 73.3700(b)(5)(i), and WPSD-TV further requests a waiver of the Commission’s rules to the extent necessary, *see id.* § 73.3700(b)(5)(iv).¹ WPSD hereby respectfully requests an extension of its CP for a period of 180 days, beginning on May 1, 2020, to ensure its permanent facilities are completed.

WPSD-TV is assigned to transition from Channel 32 to Channel 19 in Phase 9 of the repack. WPSD-TV’s construction of its permanent post-auction facility has been delayed due to the inability of the tower company (Tower Consultants, Inc.) to complete the install of the tall tower top antenna. Weather delays have caused the tower company to be delayed in completing tall tower work, thus creating a 60 day delay to our site. The tower company only informed us of the delay by letter on March 5, 2020, which is less than 90 days before WPSD-TV’s current construction deadline. As of this writing, WPSD-TV’s low power post-auction channel interim transmitter and interim antenna have been installed. WPSD-TV’s full power permanent post-auction transmitter and top antenna have not been installed. Because of the delays and time needed to complete the permanent post-auction facility, WPSD-TV will not be ready to fully complete construction of the permanent post-auction facility on May 1, 2020. WPSD-TV is ready to operate from an interim facility on its post-auction channel and will cut-over using that interim facility by the end of Phase 9 on May 1, 2020.

WPSD-TV respectfully requests an extension of the CP since it will not be able to operate on its permanent post-auction facility and therefore will not be able to cover its CP while construction is completed on its permanent post-auction facility. Under the FCC’s rules, “[w]eather-related delays” and “[d]elays in construction due to the unavailability of equipment or a tower crew” are circumstances that may justify an extension of the construction deadline. 47 C.F.R. § 73.3700(b)(5)(ii). WPSD-TV is concurrently filing an STA request seeking permission to transition to its post-auction channel while operating on an interim facility. This request will not impact the repack efforts of other stations because there are no dependencies related to our post-auction transition and we will be operating on our post-auction channel without disruption to the overall repack.

¹ *See* WPSD-TV – Request for Waiver of Construction Permit Extension Application Filing Deadline.