

License to Cover

Nexstar Broadcasting, Inc., licensee of K44CJ, Tucumcari, New Mexico, FAC ID 48581 (the “Station”), sought and received a displacement construction permit in August 2018. See FCC LMS File No. 0000053306. The construction permit was slated to expire in August 2021. The station completed its transition from Channel 44 to Channel 15 on December 12, 2018 and, due to an administrative oversight, the respective license to cover is now being filed. The Station operates as a secondary service and has not received any interference complaints since commencing operations on Channel 15. Nexstar respectfully requests a waiver of 47 C.F.R. 73.1620 (a)(1), which requires the station to file the license to cover within 10 days after commencing program test authority.

The Station’s community of license, population 4958,¹ does not maintain a full power station. Programming is provided to the viewers of Tucumcari through a series of low power and translator facilities. Loss of the Station’s programming, a rebroadcast of KRQE(TV) CBS/FOX affiliate, would not serve the public interest.

The FCC may grant a waiver for good cause shown. A waiver is appropriate where the particular facts make strict compliance inconsistent with the public interest. In considering a waiver, the FCC may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis. Such a waiver is appropriate if circumstances warrant a deviation from the general rule, and such deviation will serve the public interest.

¹ See <https://censusreporter.org/profiles/16000US3579910-tucumcari-nm/> last visited June 5, 2020.