

Request for Further Extension of Tolling of Construction Permit
WSJN-CD, San Juan, PR (Facility ID No. 48239)
LMS File No. 0000034542

Wanda Rolon (“Licensee”), licensee of Digital Class A Television station, WSJN-CD, San Juan, PR (Facility ID No. 48239) (“WSJN-CD”), pursuant to Section 73.3598(b) of the Commission’s rules,¹ respectfully requests an extension of tolling of WSJN-CD’s repack construction permit (“Construction Permit”).² This request is necessary due to damage sustained by WSJN-CD during Hurricane Maria, and Licensee’s ongoing efforts to complete construction of WSJN-CD’s post-auction facilities pursuant to WSJN-CD’s Construction Permit which have been further hampered by the COVID-19 pandemic.

As the Commission is well aware, Hurricane Maria devastated the island of Puerto Rico in October 2017. WSJN-CD was one of the many stations damaged during the storm. In fact, WSJN-CD’s tower was completely destroyed.

On January 11, 2018, the Media Bureau granted Licensee’s request to modify WSJN-CD’s post-auction transition phase deadline to permit WSJN-CD to transition to its post-auction channel 22 prior to the start of Phase 1 due to damage sustained to its transmission facilities during Hurricane Maria.³ WSJN-CD was assigned a new testing period start date of July 1, 2018 and was required to cease operation on its pre-auction channel by August 1, 2018. WSJN-CD has since gone on the air on its post-auction channel under interim facilities via Special Temporary Authority (“STA”).⁴

On July 31, 2018, the FCC extended WSJN-CD’s Construction Permit to January 28, 2019.⁵ Then, on April 5, 2019, the FCC tolled the expiration date for WSJN-CD’s Construction Permit until October 2, 2019.⁶ On November 15, 2019, the Commission further extended tolling of the expiration date for WSJN-CD’s Construction Permit until March 30, 2020.⁷ Most recently,

¹ 47 C.F.R. § 73.3598(b).

² LMS File No. 0000034542.

³ *See generally Incentive Auction Task Force and Media Bureau Grant Waiver of the Post-Auction Transition Schedule and Modify the Transition Phase Assignments of Repacked Stations in Puerto Rico and the U.S. Virgin Islands*, Public Notice, 33 FCC Rcd. 138 (IATF/MB 2018).

⁴ LMS File No. 0000058620; Letter from Hossein Hashemzadeh, Deputy Chief, Video Division, Media Bureau, FCC, to Wanda Rolon, LMS File No. 0000058620 (July 31, 2018).

⁵ LMS File No. 0000058617; Letter from Hossein Hashemzadeh, Deputy Chief, Video Division, Media Bureau, FCC, to Wanda Rolon, LMS File No. 0000058617 (July 31, 2018).

⁶ LMS File No. 0000067028; Letter from Barbara A. Kreisman, Chief, Video Division, Media Bureau, FCC, to Wanda Rolon, LMS File No. 0000067028 (Apr. 5, 2019).

⁷ LMS File No. 0000082470; Letter from Barbara A. Kreisman, Chief, Video Division, Media Bureau, FCC, to Wanda Rolon, LMS File No. 0000082470 (Nov. 15, 2019).

on March 30, 2020, the Commission extended tolling of the expiration date for WSJN-CD's Construction Permit until September 28, 2020.⁸

Licensee has worked diligently to construct WSJN-CD's new tower, but significant work remains outstanding. The following tasks have been completed with respect to construction of WSJN-CD's new tower: (1) the Geotechnical Exploration study for WSJN-CD was completed on February 25, 2020; (2) the WSJN-CD Land Survey was completed on February 20, 2020 and (3) the tower structure analysis quote was requested on March 3, 2020. WSJN-CD has been working on local permits for the new antenna structure facilities, but the closure of the Puerto Rico government agencies until September 14, 2020 due to the pandemic has further delayed completion of construction of WSJN-CD's new tower. With the reopening of the government agencies in Puerto Rico on September 14, 2020, WSJN-CD is currently diligently working to secure the necessary permits for construction of WSJN-CD's new tower and hopes to secure these permits in the next few weeks.

Section 73.3598(b) of the Commission's rules lists certain causes not under the control of a permittee that shall toll the period of construction for a construction permit.⁹ Accordingly, tolling of WSJN-CD's Constructing Permit is hereby requested for an additional 180 days to allow Licensee additional time to construct WSJN-CD's new tower.

⁸ LMS File No. 0000107622; Letter from Barbara A. Kreisman, Chief, Video Division, Media Bureau, FCC, to Wanda Rolon, LMS File No. 0000107622 (Mar. 30, 2020).

⁹ 47 C.F.R. § 73.3598(b).