

KCVU(TV) – Request for Tolling of Construction Permit

Paradise (KCVU-TV) Licensee, Inc., licensee of station KCVU(TV), Paradise, CA (Facility ID No. 58605) (“KCVU”), pursuant to section 73.3598(b) of the Commission’s rules, hereby requests a waiver of the Commission’s tolling provisions for its construction permit (LMS File No. 0000095494, extended in LMS File No. 0000112836) (“CP”), due to circumstances beyond its control. The station is currently operating on its post-repack channel 17 under special temporary authority (LMS File No. 0000112830, the “Channel 17 STA”). KCVU also has filed a major modification application with respect to the CP to enable the station to operate on channel 30 as its permanent post-repack channel, which application is currently pending (LMS File No. 0000122335). KCVU holds special temporary authority to operate with interim facilities on channel 30 (LMS File No. 0000121862, the “Channel 30 STA”), but the station has not yet begun operations on channel 30. Based on the unusual and unexpected circumstances described herein, KCVU hereby respectfully requests tolling of the CP for a period of 180 days; i.e., from October 28, 2020 until April 25, 2021.

KCVU was assigned to transition from channel 20 to channel 17 in Phase 9 of the repack. The KCVU tower site is in an area of mountainous terrain, and installation of the station’s primary antenna was delayed due to issues with weather, equipment delivery and tower crew availability. More recently, there has been unexpected reported interference to land mobile operations using channel 17 in the San Francisco area from the station’s operation under the Channel 17 STA. To resolve these interference issues, as described above KCVU has filed an application for a major modification of its CP which would allow the station to operate on channel 30, and has been granted the Channel 30 STA.

As of this filing, the post-repack main transmitter for KCVU has been installed, and KCVU is currently using the main transmitter and an interim antenna to broadcast on its post-repack channel 17 pursuant to the Channel 17 STA. Because the major modification to its CP remains pending, and because of the time involved in the manufacture and delivery of a permanent post-repack antenna to operate on channel 30, KCVU hereby requests that the CP be tolled so that it will remain in effect pending action on the major modification application and construction of permanent channel 30 facilities.

KCVU plans to continue to operate using interim facilities on channel 17 pending conversion to operations on channel 30 under the Channel 30 STA, and subsequently under the modified CP. Simultaneously with this request, KCVU is filing a request to extend the Channel 17 STA to enable it to continue interim operations on channel 17. This CP tolling request, together with the Channel 17 STA extension request, will not impact the repack efforts of other stations because KCVU has already transitioned to its post-repack channel and will continue to operate on that channel until it commences operations on channel 30. Furthermore, grant of this CP extension request would be in the public interest because it would allow KCVU to continue to broadcast on its post-repack channel without disruption to the overall repack.