

AMENDMENT

By letter dated March 15, 2021, the FCC advised Licensee that an amendment to its pending request for CP Extension must be submitted on or before April 14, 2021 to provide “a detailed timeline plan of how and when you expect to complete construction and begin operations.”

The purpose of this amendment is to provide the attached explanation of events and circumstances beyond Licensee’s control and a timeline.

EVENTS AND CIRCUMSTANCES BEYOND LICENSEE’S CONTROL

- Because the ATSC 1.0 technology is now outdated, the Licensee made the decision to build and operate in 3.0 but without the equipment, a factor entirely beyond its control, it cannot move forward.
- Without knowing precisely when the equipment will be delivered – at least 90-120 days (see below), the Licensee cannot schedule construction crews. This compounds the woeful lack of construction crew with the knowledge to do the build.
- Unlike the full power TVs being built out at this time with the financial backing of big, often public, companies with deep pockets, LPTV licensees do not have that backing. It has been necessary for the 3.0 market to mature slightly and for 3.0 equipment to be developed and for manufacture to build up. The COVID-19 pandemic, and the shutdowns and restrictions imposed as a result of the pandemic, obviously beyond licensee’s control, all had severely hindered the timing of the 3.0 equipment manufacture ramp up. The company’s two contractors are in their 60’s and 70’s and have been severely limited in their travel.
- When CP’s were filed for in the previous filing window, Licensee was under the impression that ATSC 1.0 would allow for robust mobile operations. Licensee even envisioned a future where it would be able to operate as a terrestrial multichannel audio provider. Licensee’s partner, Dr. Byron St. Clair, was hugely disappointed to find that after testing had been done at Larcen (a company Dr. St. Clair was previously associated with) that ATSC 1.0 would not allow reliable mobile applications. Licensee was a victim of bad timing and bad technology. All of this was beyond licensee’s control. Finally, at long last, the advent of ATSC 3.0 stands to change all that.

TIMELINE

- It is the Licensee’s intent to build out all of these new CPs as ATSC 3.0 facilities. As of April 12, 2021, Anywave, a TV transmitter manufacturer that the Licensee intends to use for equipment indicates that the earliest any 3.0 gear will be available is at least 90-120 days out. We should have equipment ordered in the next 30-45 days with equipment deliveries around the end of September. We would anticipate scheduling construction soon thereafter and would expect that we should be able to get construction scheduled for early-December 2021.
- Licensee is part of a larger group that is finalizing financing which will facilitate construction.
- Once Licensee has a definitive date for delivery, it can schedule construction crews.
- Licensee anticipates that, barring any unforeseen and uncontrollable circumstances, it will take approximately 6 weeks to construct each station once it has equipment and a crew.
- Licensee is confident that it will be able to complete construction of its stations by early December 2021.

