

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
)
Dominion Broadcasting, Inc.) MB Docket No. 21-73
) RM-11889
Petition for Rulemaking to Amend the DTV)
Table of Allotments for)
Station WLMB, Toledo, OH (Facility ID 17076))
)

AMENDMENT TO PETITION FOR RULEMAKING

Dominion Broadcasting, Inc. (“Dominion”), the licensee of television station WLMB, Toledo, Ohio (“WLMB”), hereby amends its petition to the Commission for a rulemaking substituting Channel 35 for Channel 5 at Toledo, Ohio for WLMB.¹ On March 4, 2021, the FCC adopted and released the Notice of Proposed Rulemaking and concurred with the proposed substitution, noting that it was subject to coordination with Canada.² Dominion subsequently filed comments in support, as required. On July 28, 2021, the FCC staff advised Dominion that Canada had objected to the proposal due to possible interference to CIII-DT-29, Sarniaoil Springs, Ontario, and asked for Dominion to advise the staff on how it planned to proceed with the channel substitution.

Dominion remains fully committed to the proposed channel substitution and has prepared an engineering solution using a directional antenna that slightly changes the coverage area and eliminates the interference to the Canadian station.³ While the proposed change in antenna does modify the population counts from the initial proposal, Dominion notes below that those changes

¹ 47 C.F.R. § 73.622(i).

² *Notice of Proposed Rulemaking*, DA-21-270 (adopted March 4, 2021) (hereinafter, “NPRM”).

³ See Exhibit A, and updated engineering provided with the amendment.

do not affect the Bureau's conclusions in adopting the channel substitution.

As set forth in the engineering exhibit provided with the amendment, the revised technical parameters continue to ensure that the proposed substitution complies with the principal community coverage requirements of 47 CFR §73.625(a). Further, the revised parameters still meet the technical requirements set forth in sections 73.616 and 73.623 of the rules. And although the proposed substitution, as amended, would result in a loss of approximately 10% more persons, most of them are in the Detroit area outside of WLMB's DMA (Toledo), and the loss area continues to be "well-served" by at least five other television stations with the small exception of the same 388 people as originally noted and deemed *de minimis* by the Bureau, all of whom are located outside of the Toledo DMA.⁴

For the above reasons, buttressed by the original showings of existing Channel 5 signal reception difficulties and anticipated improvements with UHF Channel 35, Dominion's proposal continues to warrant consideration. Dominion respectfully requests that its proposed channel substitution, as amended, be accepted and that the Bureau coordinate the revised proposal with Canada.

Respectfully Submitted

DOMINION BROADCASTING, INC.

_____/s/_____
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Its Counsel

⁴ See NPRM, ¶6.

EXHIBIT A

Prop Model: FCC Contour

Prop Model: FCC Contour

Allen
New Haven

August, 2021

A scale bar representing a distance of 30 km. The bar is divided into segments of alternating black and white colors. The segments are labeled 0, 10, 20, and 30 km.