

**REQUEST FOR WAIVER OF NOTIFICATION PROVISIONS OF
SECTION 73.6028(g)(4) OF THE COMMISSION'S RULES**

By the instant application, Entravision Holdings, LLC (“Entravision”), the licensee of Station WMDO-CD, Washington, D.C. (FIN: 38437), is informing the Commission of the upcoming termination of its channel sharing arrangement with ACC Licensee, LLC (“ACC”), the licensee of Station WDCO-CD, Woodstock, Virginia (FIN: 57905) and requesting that the Commission waive the 90-day advance notification provisions of Section 73.6028(g)(4) of its rules in connection with such termination and the attendant result that a cable operator will no longer be required to retransmit the Station’s broadcast signal.

Entravision and ACC are presently parties to a channel sharing arrangement for the spectrum on Channel 24 in the Washington, D.C. DMA. That agreement has come to the end of its term and will not be renewed. Consequently, as of December 31, 2021, the channel sharing arrangement will terminate and WMDO-CD will no longer share the Channel 24 spectrum with WDCO-CD.

Section 73.6028(g)(4) of the Commission’s Rules provides that a sharee station proposing to terminate its operations must notify affected cable operators at least 90 days in advance of the expected sharing termination date. Entravision submits that, as it will show herein, there is ample reason, based on the circumstances of this case, for the Commission, pursuant to Section 1.3 of the Commission’s Rules, to waive the 90-day requirement in this particular instance.

The circumstances reflect that the 90-day notice services to provide affected cable operators with sufficient time in which to make the required changeover in their operations. This need for advance notice was suggested by an MVPD to the Commission in order “to avoid possible disruptions in service.” *Channel Sharing by Full Power and Class A Stations Outside*

the Broadcast Television Spectrum Incentive Auction Context, 32 FCC Rcd 2664 n. 168 (2017).

That risk of disruption is not present here and, thus, a waiver would be appropriate.

The reason for the delay in notification are that Entravision was not certain until this point in time whether it could secure another channel sharing or other form of arrangement in order to operate on a different channel. Further, the WMDO-CD broadcast signal is provided only to a single cable operator, Comcast. Entravision is notifying Comcast as to the expected termination and, based on its prior dealings with Comcast, is aware that Comcast can quickly make operational changes. Entravision expects that Comcast will be able to make the necessary arrangements for the removal of a single signal on the few of its cable systems that carry WMDO-CD. Entravision will, of course, seek to assist Comcast in accomplishing this result.

In sum, owing to the good cause shown, there is no need for a 90-day cable operator notice in this particular instance and a waiver of that provision is warranted and will not cause any harm to the cable operators, the subscribing public or the public interest. *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969).

Consequently, Entravision respectfully requests a waiver of the 90-day cable operator notification requirement as it relates to the termination of its channel sharing arrangement, as sharee of Channel 24.