



November 5, 2021

Ms. Barbara Kreisman  
Chief, Video Division Media Bureau  
Federal Communications Commission  
45 L Street NE  
Washington DC, 20554

**Via Email and LMS**

Re: Request for Tolling Waiver  
W14CX-D, Knoxville , TN  
K20KF-D, Davenport, IA  
K21KJ-D, Mineral Wells, TX  
KMSX-LD, Sacramento, CA  
W16CX-D, Panama City, FL  
W24CP-D, Durham, NC  
W28DQ-D, Windsor, VT  
WCTU-LD, Pensacola, FL  
Fac ID Nos. 17784, 74376, 182493,  
130178, 182839, 70098, 130222 and  
57865  
LMS File Nos. 0000159208,  
0000159224, 0000159245,  
0000159231, 0000159273,  
0000159257, 0000159236 and  
0000159253

Dear Ms. Kreisman:

Edge Spectrum, Inc. is in receipt of your letter dated September 21, 2021, regarding the above-referenced request for waiver of the Commission's tolling provisions and tolling of the Stations' respective construction permit expiration dates. In that letter the Media Bureau requested: (1) a detailed accounting of all steps taken to complete construction since the grant of the construction permit; (2) a detailed accounting of any and all circumstances outside of our control that prevented construction since the grant of the construction permit; (3) a detailed account of what construction remains and a timeline plan of how and when we expect to complete construction and begin operations.

Due to an administrative oversight, Edge Spectrum inadvertently failed to respond to your letter within 30 days, as requested.<sup>1</sup> To the extent necessary, Edge Spectrum hereby requests a waiver of that deadline, the grant of which is in the public interest to allow Edge Spectrum to complete

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<sup>1</sup> On September 7, 2021, Edge Spectrum timely responded to a separate letter that you sent on August 10, 2021.

construction process and better serve viewers. This letter serves as a response to the questions in your September 21 letter, and appropriate amendments have been electronically filed for the above referenced stations.

## **1. All Steps Taken to Complete Construction Since Grant of the Construction Permits**

Edge Spectrum has made great progress towards completion of its required builds identified in this letter. As the Commission knows, vendor negotiations are conducted based on scale. As a result, the timeline for these negotiations and orders is the same for each facility. Edge Spectrum required equipment from three vendors: Comark for transmitters and Dielectric and Kathrein for antennas.

In person visits with Comark were conducted in August of 2018, February and September of 2019, January and July of 2020. In addition to emails, conference meetings, and the in-person meetings at trade shows.

A tour of the Dielectric facilities was conducted in September of 2018, in addition to emails, conference meetings, and the in-person meetings at trade shows. Due to a mistake by the vendor, Dielectric notified Edge Spectrum in June of 2020 that it required additional engineering confirmation prior to the placement of antenna orders.

In person meetings with Kathrein were done in January and September of 2019, March and October of 2020. Final quotes were received and reviewed in February of 2020.

Site surveys for all construction permits were required and conducted between April and June of 2020 despite the COVID-19 pandemic.

## **2. Circumstances Outside Edge Spectrum's Control that Prevented Construction**

Each of these stations was displaced as a result of the voluntary incentive auction of broadcast television spectrum.

As the Bureau is aware, displacements occurred in May of 2018. Planning and construction of a new facility cannot begin until after frequencies have been assigned by the Commission. Processing of displacement applications for LPTV extended until the Fall of 2019.

Upon frequency assignment, Edge Spectrum applied for repack reimbursement made available pursuant to the Reimbursement Expansion Act via Form 399 in September 2019. Form 399 approvals were not granted until early 2020 and as a result procurement of necessary equipment could not begin in earnest until April 2020.

Although Edge Spectrum submitted orders for the necessary equipment within a timeframe that should have allowed the timely completion of construction, supply chain disruptions have resulted in significant delivery delays, preventing Edge Spectrum from completing construction and disrupting the entire ecosystem necessary to construct the significant number of LPTV new

construction and displacement facilities that require the same installers, riggers, and other infrastructure.

### **3. Timeline for Completion**

Below is the status of equipment orders for each of the above-referenced construction permits. Once all of the equipment is delivered, Edge Spectrum will need to schedule the necessary personnel to complete the installation. Due to labor shortages and competition for scarce installation resources, Edge Spectrum estimates that it could take up to three months from the date the equipment is delivered to complete the installation at each site.

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We will continue to update the Commission regarding any additional delays that may further impact Edge Spectrum's ability to timely complete construction of the aforementioned facilities.

Sincerely,



Randy Weiss  
Edge Spectrum, Inc.