

Renewal of License Amendment – Adherence to Minimum Operating Schedule Narrative

HC2 LPTV Holdings, Inc. (“HC2”) acquired the license for W31EG-D, Facility ID: 6029, Tampa, FL pursuant to an assignment application. The acquisition was consummated on 11/14/2017.

The Assignor was: Mako Communications, LLC. The Lead File Number was: BALDTL-20170918ACA and the Member File Number was: BALDTL-20170918ACY.

Prior to the acquisition, the station went silent on 10/17/2017 and filed a Silent Special Temporary Authority (the “Silent STA”) request, FCC File Number: 0000033830, on 10/17/2017. The reason for the period of silence was “W15CM-D shared an antenna with W43CE which [moved] to a new channel, therefore the existing combiner [was] not usable. The licensee of W15CM-D therefore request[ed] a silent STA until a new channel is available after the repack.” The Silent STA request was granted on 10/17/2017.

The station extended the Silent STA on 4/16/2018, FCC File Number: 0000052739. The reason for the period of silence was due to the Licensee operating in a resource-constrained environment due to the 600 MHz Incentive Auction repacking process. Station owners, particularly LPTV station owners which were deemed lower priority, that were seeking to build new broadcast facilities had access to far fewer resources such as tower crews and equipment than they would have had otherwise, a factor that the Commission and the Media Bureau acknowledged.¹ HC2 requested an extension of the Silent STA to avoid the inefficiency and waste associated with building a second, duplicative broadcast facility that could only be used for a short period of time given the displaced status of the station. Specifically, the station was displaced as part of the repacking process and would have needed to build a separate facility to operate on a new channel.² Thus, if required to resume transmission prior to the STA’s expiration date, HC2 would have been forced to build a first facility to operate on the station’s current channel and then, soon after, a second facility to operate on the station’s new channel.

The station resumed operations on 10/14/2018 when it filed a Resumption of Operations application, FCC File Number: 0000062889, on 10/15/2018.

The station went silent on 10/14/2018 and filed a Silent STA request, FCC File Number: 0000062891, on 10/15/2018. The specific reason for the silence was that the station was diligently building its new displacement facility as outlined in the Displacement Construction Permit, FCC File Number: 0000051679. The Silent STA request was granted on 6/21/2018.

¹ See, e.g., *Incentive Auction Closing and Channel Reassignment Public Notice et al.*, Public Notice, 32 FCC Rcd 2786 (MB 2017) (“*Channel Reassignment PN*”); *Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions*, Report and Order, 29 FCC Rcd 6597 ¶ 3 (2014).

² See, e.g., *Channel Reassignment PN*.

The station extended the Silent STA on 4/11/2019, FCC File Number: 0000071507. The specific reason for the silence was that the station had not completed construction on its displacement facility. As of 4/11/2019, the Licensee stated, “The Station ordered its transmitter on March 21, 2019 and its antenna on March 25, 2019. Additionally, the Station’s electricity has been installed.”

The station filed an Engineering STA application, FCC File Number: 0000086322, on 10/11/2019. The Engineering STA request was granted on 10/16/2019. The station resumed operations on 10/13/2019 pursuant to the specifications outlined in Engineering STA, FCC File Number: 0000086322 by filing a Resumption of Operations, FCC File Number: 0000086479, on 10/15/2019.

The station filed a License to Cover application, FCC File Number: 0000121903, on 9/21/2020. The License to Cover was granted on 1/22/2021. Since that date, the station has been operating pursuant to its authorized specifications.