

Nexstar Media Inc.
WFNA(TV), Gulf Shores,
AL (Facility ID 83943)

**Request for Extension of Special
Temporary Authority**

Nexstar Media Inc. (“Licensee”), licensee of WFNA(TV), Gulf Shores, Alabama, (Fac. Id. No. 83943), RF Channel 27, hereby requests an extension of the Special Temporary Authority that was granted on September 9, 2021 (File No. 0000143216) in connection with WFNA(TV)’s transition to the ATSC 3.0 broadcast transmission standard and related proposal to broadcast WFNA(TV)’s non-primary programming streams (“multicast streams”) in ATSC 1.0 format on WFGX(TV), Fort Walton Beach, Florida (Fac. Id. No. 6554), RF Channel 14, licensed to WFGX Licensee, LLC. WFNA is the 3.0 host for other broadcast stations in the Mobile/Pensacola DMA (as defined by Nielsen) and simulcasts its primary programming stream in ATSC 1.0 format on commonly owned station WKRГ-TV, Mobile, Alabama (Fac. Id. No. 73187), RF Channel 20. *See* File No. 0000120977.

As noted in the original STA request, Licensee is broadcasting its existing multicast streams, Bounce TV (Virtual Channel 55.2), Justice (Virtual Channel 55.3), and Grit (Virtual Channel 55.4), using the facilities of WFGX(TV), Fort Walton Beach, Florida (Fac. Id. No. 6554), RF Channel 14, licensed to WFGX Licensee, LLC. This STA hereby requests an extension of the STA to allow WFNA(TV) to continue airing its multicast streams from WFGX(TV)’s facilities in ATSC 1.0 format.

Licensee requests that for purposes of enforcement and application of its rules, WFNA be treated as if it is airing the multicast streams over WFNA and be the responsible party under the Act and Commission rules and regulations akin to the manner that the Commission treats ATSC 1.0 primary simulcast streams under the Next Gen TV rules.

As noted in the STA, because of ATSC 1.0 capacity constraints, WFNA is not able to air its multicast streams on WKRГ-TV, its primary ATSC 1.0 simulcast host. Furthermore, due to ATSC 3.0 capacity and other constraints attendant with the multi-station and multi-market coordination needed for a successful ATSC 3.0 deployment across the country, it is not feasible for Licensee to simulcast WFNA’s multicast streams in an ATSC 3.0 format without unduly minimizing, if not largely eliminating, the benefits to the public and the participating stations of transitioning to ATSC 3.0. Granting this extension would ensure that all over-the-air viewers would continue to receive access to the ATSC 1.0 signals of WFNA’s multicast streams. Licensee reiterates as well that it will remain responsible for these streams’ compliance with the Communications Act and the Commission’s rules and regulations.

Although Licensee has agreed to indemnify WFGX from and against all liabilities or claims resulting from or arising out of the programming and advertising broadcast on Licensee’s program streams using the WFGX facilities, Licensee is requesting the extension of the STA to make clear that Licensee will remain responsible for the Bounce TV, Justice

and Grit streams' compliance with the Communications Act and the Commission's rules and regulations.

An extension of this STA request will serve the public interest, as it will advance the Commission's ATSC 3.0 policy goals while preserving WFNA's ability to air each of its programming streams in the ATSC 1.0 format to ensure that most of WFNA's current viewers can continue to receive the programming currently available to them. It will also make clear that WFNA is an authorized user of a portion of WFGX's channel and is the party responsible for ensuring compliance with the Communications Act and the Commission's rules and regulations.¹

¹ Pursuant to the Media Bureau's request that all ATSC 3.0 licensees formally seek modification or clarification of the of the FCC ATSC rules prior to seeking an extension, Licensee notes and supports the Petition for Declaratory Ruling and Petition for Rulemaking filed by the National Association of Broadcasters on November 9, 2020 in GN Docket No. 16-142.