

W23FL-D Traverse City, MI, Facility ID# 182741
Request for Extension of Construction Permit
Section 73.3598(b) Tolling and Extension of Permit Request

Cadillac Telecasting, LLC (“Cadillac”) permittee of the construction permit (“CP”) for W23FL-D Traverse City, MI, Facility ID# 182741 requests tolling and further extension of its construction permit. On April 21, 2022, Cadillac filed a Request for Extension of Construction Permit (“Request”), explaining that despite Cadillac’s best efforts, they were unable to complete construction on the CP prior to its expiration date due to circumstances beyond its control. The Commission granted Cadillac’s request and extended its CP to June 7, 2022.

Cadillac noted in that Request that it was working diligently to attempt to complete construction but that a further extension may be needed should further delays arise. Despite its best efforts to complete construction prior to June 7, 2022, Cadillac has encountered further delays that necessitate seeking a further extension of the CP.

Since its Request was filed,¹ Cadillac has been working with the tower owner to complete the required modifications. A review of the original tower analysis revealed discrepancies demonstrating that it would be dangerous to mount the antenna and requiring modifications to the construction plan to ensure the public safety before construction could be scheduled and begin. A new construction plan has been developed and construction is scheduled to begin the week of June 6, with the contractor installing new anchors and completing modifications to the foundation. The concrete used for the new anchors will need at least 28 days to cure before the guylines can be moved to the new anchors, which will likely not be able to happen until early-July. Based upon the current construction timeline, Cadillac anticipates that its antenna will be installed in mid-July.² As noted in its prior Request, Cadillac has requested that it be permitted to mount the antenna prior to the reinforcement work being completed, but the tower company has informed Cadillac that the work must be completed first.

Accordingly, Cadillac requests a further tolling and extension of its construction permit to provide sufficient time for these final stages of construction now that all equipment has arrived to the site.

The public interest favors granting an extension here. Cadillac has made every effort to order all necessary equipment and make installation arrangements without unreasonable delay. Indeed, Cadillac has been able to complete construction on four of its ten CPs, of which two have been granted a license to cover and two are ready fully constructed, waiting only on Canadian clearance to file their license applications. Thus, these delays are not a result of bad faith or intentional delay on behalf of Cadillac.

As has been previously shown in extension requests that have been approved, Cadillac has been faced with substantial delays in delivering and installing the transmitter for this station. Provided there are

¹ Cadillac incorporates by reference the information and exhibits provided in its prior Request. *See* LMS File Nos. 0000178646 and 0000188986.

² *See* Attachment 1.

no additional delays, Cadillac anticipates it will be able to complete construction and have the station on air by July 15, 2022, but cannot be certain. Cadillac is thus requesting an extension to the end of July, or July 31 to ensure the transmitter installation can be completed properly. If there are additional delays, Cadillac may be required to seek an additional extension of time. Should the Commission fail to grant this request, Cadillac will be forced to surrender the CP, will be unable to build the construction permits, will be unable to extend its broadcast network to much needed rural regions in the country and the partial construction already accomplished will have been in vain. Such results are not in the public interest. Thus, Cadillac requests that the Commission find the public interest is in favor of granting an extension and grant the requested extension.

Attachment 1

Hi Larry,

Contractor is scheduled to begin the anchors and foundation mods next week. Concrete will need 28 days to cure - this puts us around 2nd week of July to move guylines to new anchors. We should be able to do the antenna install 2nd week of July.

Jeannie Gordon

Treasurer, CFO

Northern Tower Erection Co

(231) 620-6048

On Jun 1, 2022, at 9:38 AM, Larry ODonnell <LarryODonnell@9and10news.com> wrote:

Jeannie,

The extension the FCC gave us is about to expire again and so I am having to request an additional extension. Can you give us an estimated time frame for the tower work before the new antennas can be up so I can provide that to the FCC in our request?

Appreciate it much.

Larry

Larry ODonnell
Chief Engineer
231.775.3478 Ext. 3157

Certification

I, Larry ODonnell, Chief Engineer for Cadillac Telecasting, have reviewed the foregoing Section 73.3598(b) Tolling and Extension of Permit Request and I certify under penalty of perjury that the facts set forth therein, except those of which public notice may be taken, are true and correct.

Executed on June 2, 2022.

A handwritten signature in black ink, appearing to read "LODonnell", is written over a horizontal line.

Larry ODonnell
Chief Engineer
Cadillac Telecasting