

Shaun Maher

From: Shaun Maher
Sent: Monday, April 11, 2022 9:11 AM
To: aluciano@aluciano.com
Cc: Barbara Kreisman; Mark Colombo; Evan Morris
Subject: RE: [EXTERNAL]: RE: WVDO-LD Deficient License to Cover

This concerns WVDO-LD, not W31DV-D. The application for license remains pending. You will need to file an amendment to the license application and supply a showing asking that the construction permit that expired back in July 2021 be reinstated. You should include a showing that, had you asked for an extension before the CP expired, that you would have qualified for one. You should include: (1) A detailed accounting of all steps taken to complete construction as of the CP expiration date including dates for each action; and (2) a detailed accounting of any and all circumstances outside of the station's control as of the CP expiration date that prevented construction including dates of each circumstance. You should explain why you did not timely seek an extension of the CP. Finally, you should mention that construction was completed in November 2021 and that the station is ready to resume operations once the CP is reinstated and the license is granted. Please "cc" me a copy of this amendment when filed. If we don't receive this information by Friday April 15, 2022, we will go forward and consider this case with the information currently on file.

Shaun Maher
202-418-2324

From: aluciano@aluciano.com <aluciano@aluciano.com>
Sent: Sunday, April 10, 2022 10:08 PM
To: Shaun Maher <Shaun.Maher@fcc.gov>
Cc: Barbara Kreisman <Barbara.Kreisman@fcc.gov>; Mark Colombo <Mark.Colombo@fcc.gov>; Evan Morris <Evan.Morris@fcc.gov>
Subject: RE: [EXTERNAL]: RE: WVDO-LD Deficient License to Cover

Hello Shaun,

In my previous email, I sent a copy of the license of the Low Power Television Broadcast License WVDO received on 11/23/2021. At that time, the WVDO Licensee was under the impression that everything was fine. The W31DV-D application for the license was withdrawn, and an application for a construction permit was filed and granted on March 4, 2022.

From: Shaun Maher <Shaun.Maher@fcc.gov>
Sent: Tuesday, April 5, 2022 8:15 AM
To: 'aluciano@aluciano.com' <aluciano@aluciano.com>
Cc: Barbara Kreisman <Barbara.Kreisman@fcc.gov>; Mark Colombo <Mark.Colombo@fcc.gov>; Evan Morris <Evan.Morris@fcc.gov>
Subject: RE: [EXTERNAL]: RE: WVDO-LD Deficient License to Cover

We have not received the amendment to the pending license to cover outlined below. Please file this by Friday April 8, 2022. If we don't receive the amendment by then, we will go forward and consider this case with the information currently on file.

Shaun Maher

From: Shaun Maher

Sent: Wednesday, March 2, 2022 11:11 AM

To: aluciano@aluciano.com; Evan Morris <Evan.Morris@fcc.gov>

Cc: Barbara.Kreisman@fcc.gov; Mark Colombo <Mark.Colombo@fcc.gov>

Subject: RE: [EXTERNAL]: RE: WVDO-LD Deficient License to Cover

Rather than withdraw the application for license, keep it pending. The licensee will need to file an amendment to the license application and supply a showing asking that the construction permit that expired back in July 2021 be reinstated. They should include a showing that, had they asked for an extension before the CP expired, that they would have qualified for one. They should include: (1) A detailed accounting of all steps taken to complete construction as of the CP expiration date including dates for each action; and (2) a detailed accounting of any and all circumstances outside of the station's control as of the CP expiration date that prevented construction including dates of each circumstances. The station should explain why it did not timely seek an extension of the CP. Finally, the station should mention that construction was completed in November 2021 and that the station is ready to resume operations once the CP is reinstated and the license is granted. Please "cc" me a copy of this amendment when filed.

Shaun Maher
202-418-2324

From: aluciano@aluciano.com <aluciano@aluciano.com>

Sent: Tuesday, March 1, 2022 4:44 PM

To: Evan Morris <Evan.Morris@fcc.gov>

Cc: Shaun Maher <Shaun.Maher@fcc.gov>; Hillary DeNigro <Hillary.DeNigro@fcc.gov>; Dana Leavitt <Dana.Leavitt@fcc.gov>

Subject: [EXTERNAL]: RE: WVDO-LD Deficient License to Cover

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Hello Evan,

I hope you are well too.

Sorry about not answering Shaun's previous email, my mailbox got flooded with junk emails, and I missed it. On 11/23/2021, The WVDO licensee received the attached Low Power Television Broadcast Station License, so he thought everything was fine.

Also, W31DV-D applied for license after the construction permit expired. I want that application withdrawn.

Please advise as to how to proceed

Stay Safe

Alejandro

From: Evan Morris [<mailto:Evan.Morris@fcc.gov>]

Sent: Monday, February 28, 2022 4:07 PM

To: aluciano@aluciano.com

Cc: Shaun Maher <Shaun.Maher@fcc.gov>; Hillary DeNigro <Hillary.DeNigro@fcc.gov>; Dana Leavitt

<Dana.Leavitt@fcc.gov>

Subject: WVDO-LD Deficient License to Cover

Importance: High

Hi Luciano,

I hope all is well. Are you still involved with WVDO-LD? What we need from the station is an explanation as to why the license application was filed late, a request for reinstatement, and a request for tolling or as it may be a tolling waiver. Let me know if you would like to discuss further. Unfortunately we didn't get a reply to Shaun's e-mail from below. Thank you for any help you can provide. I hope all is well with you.

-Evan

Evan Morris

Legal Advisor, Office of the Bureau Chief, Media Bureau

45 L Street, NE

Washington, DC 20554

Phone: 202-418-1656

E-mail: evan.morris@fcc.gov

From: Shaun Maher <Shaun.Maher@fcc.gov>

Sent: Tuesday, January 18, 2022 2:37 PM

To: 'Shainis & Peltzman, Chartered' <General@s-plaw.com>; 'aaron@s-plaw.com' <aaron@s-plaw.com>; emtv@vpnet.net

Cc: Mark Colombo <Mark.Colombo@fcc.gov>; Mohan Simon <Mohan.Simon@fcc.gov>; Samuel Asein <Samuel.Asein@fcc.gov>

Subject: WVDO-LD

This concerns WVDO-LD, Carolina, PR. You filed an application for license on November 18, 2021 to cover construction of a displacement construction permit LMS File No. 0000053169 That construction permit expired on July 12, 2021. Because you did not complete construction and file a license to cover nor did you seek an extension of the construction permit, the permit expired. Your application for license to cover is therefore not acceptable and will be dismissed.

Shaun Maher

Video Division

202-418-2324



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