

Discontinued Operations and 30-Day Silence

The Licensee has certified in the affirmative to the questions asking whether station K21LR-D has not been silent for any consecutive 12-month period and whether the station has not been silent (or operating for less than its prescribed minimum operating hours) for any period of more than 30 days.

The Licensee submits this exhibit to explain that, prior to its construction and licensing, K21LR-D was a digital companion channel of analog TV translator K40BP, Alamogordo, NM. K40BP was displaced by T-Mobile wireless services in the 600 MHz band and went silent as of January 14, 2019, pursuant to special temporary authority granted in LMS File No. 000067239, as extended in LMS File No. 0000078350. In addition to granting K40BP silent STA, the Media Bureau also granted a request for waiver of Section 312(g) as applied to K40BP. *See NPG of Texas, L.P.*, Letter Decision, LMS File No. 0000078350 (rel. Jan. 28, 2020). The Media Bureau expressly applied this action to K21LR-D. *See id.*, n.1. In July 2020, the Licensee filed an extension of this silent authority and 312(g) waiver treatment in LMS File No. 0000118057. The Licensee surrendered and cancelled the license for K40BP as of December 10, 2020, once K21LR-D was constructed and operational.

* * * * *