

**REQUEST FOR EXTENSION OF SPECIAL TEMPORARY AUTHORITY
(MULTICAST HOSTS)**

Mission Broadcasting, Inc. (“Mission”), the licensee of digital full power television station KASY-TV, Albuquerque, New Mexico (FID 55049) (“KASY-TV” or the “Station”), hereby requests an extension of its special temporary authority (“STA”) to host KASY-TV’s ATSC 1.0-formatted multicast channels on television stations other than KASY-TV in an ATSC 1.0 format, with no ATSC 3.0 simulcast. The Commission granted this STA by letter of the Chief, Video Division, Media Bureau, dated December 7, 2022. See LMA File No. 0000203917. The STA is scheduled to expire on June 6, 2023.

As approved in its Modification to License (Next Gen) application, granted on December 7, 2022 (LMS File No. 0000203842), KASY-TV operates using the ATSC 3.0 standard. The Station’s primary programming stream is simulcast in the ATSC 1.0 standard on co-owned station KWBQ(DT), Santa Fe, New Mexico (FID 76268). Because of ATSC 1.0 capacity constraints, KASY-TV is not able to air all of its multicast streams on the same channel as its primary ATSC 1.0 simulcast signal.

In addition to its primary programming stream, the Station broadcasts four multicast streams. These streams broadcast Ion Mystery, Get TV, Court TV and Antenna TV. In order to avoid the loss of the Station’s over-the-air non-primary multicast streams to ATSC 1.0 viewers, Mission has agreements with stations KRQE(DT), Albuquerque, New Mexico (FID 48575) and KOAT-TV, Albuquerque, New Mexico (FID 53928) to broadcast three of KASY-TV multicast streams using those stations’ ATSC 1.0 facilities. The fourth KASY-TV multicast stream is broadcast on commonly owned KWBQ(DT) along with the Station’s primary programming stream. In turn, Mission provides KWBQ(DT), KRQE(DT) and KOAT-TV with capacity as ATSC 3.0 guest stations on KASY-TV’s ATSC 3.0 facility.

KASY-TV’s multicast streams air in ATSC 1.0 as follows:

Stream	ATSC 1.0 Hosting Stations	Channel position
Ion Mystery	KWBQ(DT)	36.2
Get TV	KRQE(DT)	36.3
Court TV	KRQE(DT)	36.4
Antenna TV	KOAT-TV	36.5

Due to ATSC 3.0 capacity and other constraints attendant with the multi-station and multi-market coordination needed for successful ATSC 3.0 deployment across the country, it is not feasible for KASY-TV to simulcast an ATSC 3.0 version of any of its multicast streams without unduly minimizing, if not largely eliminating, the benefits to the public and the participating stations of transitioning to ATSC 3.0. Simulcasting those streams in ATSC 3.0 would reduce capacity available to NextGen stations for offering consumers the improved services that ATSC 3.0 enables. The hosting arrangements with KWBQ(DT), KRQE(DT) and KOAT-TV have allowed Mission to continue offering these multicast streams in the Albuquerque-Santa Fe, NM market. Absent the arrangements with these stations, all over-the-air viewers would lose access to the Station’s multicast streams. To avoid viewer confusion, each of the Station’s current multicast channels retains its existing PSIP major/minor channel numbers.

As shown in the engineering exhibit attached to the original STA request, 100 percent of the viewers that received the Station's multicast streams over-the-air from the Station's ATSC 1.0 facility have retained access to this programming from KWBQ(DT), KRQE(DT) and KOAT-TV. In each case, these programming streams will continue to serve the Station's community of license.

Additionally, the arrangements will preserve access to the Station's multicast streams for viewers who are receiving them via MVPDs. Mission provided the requisite notice to MVPDs regarding relocation of KASY-TV's primary ATSC 1.0 stream and its non-primary multicast streams. Mission will work with all impacted MVPDs to ensure that they continue to receive a good quality signal of the non-primary multicast streams, whether that be over-the-air or via alternate delivery methods. Because the multicast host stations are currently airing KASY-TV's multicast programming, Mission anticipates that MVPDs will continue to receive a good quality signal of its multicast streams. The Station also aired public service announcements to inform viewers of this transition and of the need for viewers to rescan their televisions after the transition date in order to maintain over-the-air access to the Station's program streams in the current format.

In its November 5, 2021 Second Further Notice of Proposed Rulemaking, the Commission recognized that its "existing rules do not address the licensing of multicast streams" but that "a Next Gen TV broadcaster that has converted or is seeking to convert its facility to 3.0 can seek special temporary authority (STA) to air 1.0 multicast streams on a host station." As the Commission further explained, "these STAs permit a guest multicast stream to be treated as if it originated from the Next Gen TV broadcaster's facility, as opposed to the host station's facility, for purposes of the Commission's rules and the Communications Act."

Consistent with the FCC's proposal in the Second FNPRM, KASY-TV's use of multiple ATSC 1.0 hosts will allow it to maintain existing service to viewers without burdening any party. Mission acknowledges that the use of multiple ATSC 1.0 hosts does not create any new carriage rights for its multicast streams. Mission seeks the Commission's recognition of its proposed multi-host arrangements simply to provide needed clarity: (1) that the hosting arrangements do not implicate the broadcast ownership rules, and (2) that the Station, as the originator of each multicast stream at issue, is "responsible for regulatory compliance regarding the multicast stream being aired on a host station."

Mission understands that extension of this STA will make clear that Mission is the sole party responsible for ensuring compliance with all statutory and regulatory requirements with regard to the Station's non-primary multicast streams, including the Commission's rules regarding political broadcasting, children's programming, equal employment opportunities, captioning, public inspection file, indecency, sponsorship identification, station identification, contests, the CALM Act, and the Emergency Alert System. Mission will indemnify the licensees of the non-commonly owned host stations with respect to the content of the hosted multicast channels and will be responsible for the multicast channels' compliance with all applicable laws and regulations.

The Station complies with its children's programming obligations by scheduling three hours per week of core programming on its simulcast primary programming stream, and thus will not rely on its multicast streams for compliance with the Commission's television programming requirements.

Extension of this STA request will serve the public interest as it will advance the Commission's ATSC 3.0 policy goals, facilitate the deployment of ATSC 3.0 in light of the evolving nature of NextGen

deployment, and promote the continued over-the-air transmission of the Station's nonprimary multicast streams in the ATSC 1.0 standard.