

INTERFERENCE STATEMENT

In accordance with **Report and Order**, DA 04-374 (Released February, 19, 2004) (“**Report and Order**”), North Dakota Television License Sub., LLC (“NDTV”), submits the instant application, FCC Form 301, for a minor change to its construction permit, BPCDT-19991015AAS, for digital television station KVLV-DT, replacing the previously allotted channel 58 with the newly allotted channel 44. Quoting the **Report and Order**:

“2. We believe the public interest would be served by substituting DTV channel 44 for DTV channel 58 since it would permit station KVLV-DT to operate on an in-core channel. DTV channel 44 can be allotted to Fargo, North Dakota, as proposed, in compliance with the principle community coverage requirement of Section 73.625(a) at coordinates 47-20-32 N. and 97-17-20 W. Since the community of Fargo is located within 400 kilometers of the U.S.-Canadian border, concurrence from the Canadian government was obtained for this allotment. In addition, we find that this channel is acceptable under the 2 percent criterion for de minimis impact that is applied in evaluating requests for modification of initial DTV allotments under Section 73.623(c)(2) for Station KVLV-DT with the following specifications:

<u>State & City</u>	<u>DTV Channel</u>	<u>DTV power (kW)</u>	<u>Antenna HAAT (m)</u>	<u>DTV Service Pop. (thous.)</u>
ND Fargo	44	414	543	313

The facilities described in the instant application comply with those specified in the **Report and Order**, and as a checklist application, additional interference analysis is not required.