

Exhibit 1

Hoak Media of Dakota License, LLC (“Hoak”), licensee of KPRY-TV, Pierre, South Dakota (“KPRY”), is filing the instant application (“Application”) for a digital construction permit for “maximized” digital television (“DTV”) operations on channel 19. The Application proposes facilities using a non-directional antenna at 311 kW effective radiated power (“ERP”) and 347 m height above average terrain (“HAAT”). The facilities proposed in the Application (hereinafter, the “Replication Facilities”) will enable Hoak to substantially replicate its analog Grade B facilities without exceeding the interference standards for either pre-transition or post-transition DTV operations.

On May 5, 2008, Hoak obtained a construction permit for DTV operations on channel 19 at 110 kW ERP (the “Interim Facilities”). Hoak could not, at that time, obtain a construction permit for the Replication Facilities because the Replication Facilities extended more than five miles beyond the contour of the facilities specified in Appendix B and thus violated the freeze on the filing of DTV maximization applications (“Filing Freeze”).¹ Hoak explained in its application for the Interim Facilities that it intended to file an application for the Replication Facilities when the Communications Commission (“Commission”) lifted the Filing Freeze.²

On May 30, 2008, the Commission released a public notice in which it announced that the Filing Freeze is now lifted, and that it would accept “maximization” applications immediately.³ Accordingly, Hoak is hereby filing the Application to obtain authority to construct the Replication Facilities. Hoak respectfully requests that the Commission grant the instant Application expeditiously to enable Hoak to construct the Replication Facilities by August 18, 2008.⁴ Grant of the Application will serve the public interest because it will enable KPRY to serve its existing analog viewers with a DTV signal prior to the end of the DTV transition.

¹ See Freeze on the Filing of Certain TV and DTV Requests for Allotment or Service Area Changes, *Public Notice*, 19 FCC Rcd 14810, 14810-11 (MB 2004).

² See BPCDT-20080313ACN, at Exhibit 1.

³ See Commission Lifts the Freeze on the Filing of Maximization Applications and Petitions for Digital Channel Substitutions, Effective Immediately, *Public Notice*, DA 08-1213 (rel. May 30, 2008).

⁴ KPRY is subject to the August 18, 2008 DTV construction deadline because it will operate its post-transition DTV facilities on its current DTV channel. See *Third Periodic Review Order* at para. 37 (adopting August 18, 2008 as the deadline for construction of post-transition DTV facilities for stations that will use their pre-transition DTV channels for post-transition DTV operations, but do not have a construction permit that matches their Appendix B facilities). If the instant Application is not granted prior to August 18, 2008, KPRY will construct the Interim Facilities and will increase power to 311 kW upon grant of the Application for the Replication Facilities.