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WHYY INCORPORATED

PHILADELPHIA, PA

PERMITTEE OF WHYY-DT CHANNEL 12

WILMINGTON, DELAWARE

FCC Facility ID #72338

FCC FILE No. BMPEDT-20080208ABY

**APPLICATION FOR A MODIFICATION OF CONSTRUCTION
PERMIT FOR POST DTV TRANSITION OPERATION ON
CHANNEL 12**

ENGINEERING EXHIBIT 37

June 1, 2008

WHYY INCORPORATED

PERMITTEE OF WHYY-DT CHANNEL 12

**APPLICATION FOR A MODIFICATION ON CP FOR POST TRANSITION
DIGITAL OPERATION ON CHANNEL 12**

FCC FILE No. BMPEDT-20080208ABY

ENGINEERING EXHIBIT 37

RFR STATEMENT

This application for a Modification of Construction Permit for WHYY-DT to return to its analog channel, Channel 12 post transition. As outlined below, WHYY Incorporated, Licensee of WHYY-DT is currently in full compliance with the RFR energy requirements of 47 CFR 1.1310.

The maximized post transition operation of WHYY-DT will be on Channel 12 with 20 kW MAX-DT ERP and with horizontal polarization. This operation, when combined with the simultaneous shutdown of WHYY-TV operating on Channel 12 at 309 kW visual MAX DA, the pre-transition WHYY-DT operating on Channel 50 with 50 kW (DA), and the simultaneous shut-off of WPHL-TV, Channel 17 at 2,340 kW results in a net reduction of existing RFR levels of 2,679 kW on and in the immediate vicinity of the multiple use tower.

Further, as part of the 2006 WHYY License renewal process for co-located companion WHYY-FM, WHYY Incorporated commissioned a complete RFR measurement study at the WHYY-TV/DT/FM antenna site. The results of that study, which are in the station engineering files, indicated there were no locations where RFR levels, in the immediate vicinity of the multiple use antenna structure, exceeded the

allowable RFR exposure levels for the general public/uncontrolled environment.

Since the total RFR energy from the multiple use tower will be reduced by approximately 339 kW and no antenna heights have been altered, the resultant RFR energy levels on and near this multiple use tower will be reduced significantly as of February 18, 2009 and WHYY Incorporated will continued to be in full compliance with FCC OET-69 and FCC 47 CFR 1.1310.