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January 28, 2019

Accepted / Filed

**VIA HAND DELIVERY**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

JAN 28 2019

Federal Communications Commission  
Office of the Secretary

**Re: Christian Broadcasting System, Ltd  
FM Translator W241DB, Florence, KY  
Facility ID No. 203144  
BNPFT-20180418AFX  
REQUEST TO EXTEND TOLLING**

Dear Ms. Dortch:

Christian Broadcasting System, Ltd (“CBSL”), permittee of unbuilt new FM Translator Station W241DB, Facility ID No. 203144, Florence, Kentucky herein requests, pursuant to Section 73.3598(b) of the Commission’s rules, to toll the construction permit (“CP”) period for W241DB. This request is necessary due to the fact that Common Frequency, Inc. (“Common Frequency”) and Prometheus Radio Project (“Prometheus”) have a pending Application for Review that opposed the grant of CBSL’s FM Translator application.

**Background:** CBSL filed an application for a new FM Translator on April 18, 2018 seeking to rebroadcast its primary station WCVX, Facility ID No. 35065, Florence, KY. The Commission granted this application on June 8, 2018, with an CP expiration date of June 8, 2021. However, Common Frequency and Prometheus jointly filed informal objections to 994 pending FM translator applications, including CBSL. The Commission dismissed the informal objections<sup>1</sup>, and Common Frequency and Prometheus jointly filed a Petition for Reconsideration of the dismissal, which the Commission swiftly dismissed on July 13, 2018.<sup>2</sup> The Application for Review seeks review of the July 13 dismissal.

<sup>1</sup> Center for International Media Action; Common Frequency, Inc.; Prometheus Radio Project, Letter Decision, DA 18-597 (MB June 8, 2018).

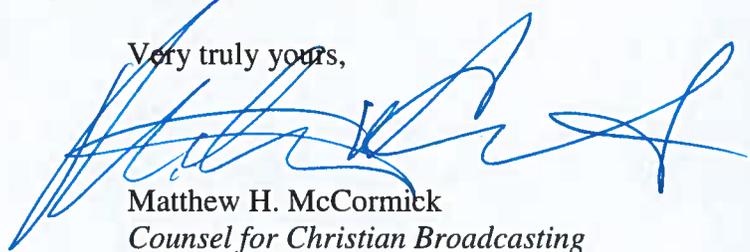
<sup>2</sup> Center for International Media Action; Common Frequency, Inc.; Prometheus Radio Project, Letter Decision, DA 18-729 (MB July 13, 2018).

**Tolling Request:** CBSL qualifies for tolling, pursuant to Section 73.3598(b) of the Commission's rules. Section 73.3598(b) lists certain causes not under the control of the permittee that shall toll the period of construction for a construction permit. Included in the list is the grant of a permit that is the subject of administrative review. Due to the pendency of the Application for Review, CBSL has not commenced the build out of its CP. Commencing construction without a final decision from the Commission could pose economic risks for CBSL.

Based on the foregoing, CBSL requests that the CP be tolled until the Commission's rules on the Application for Review. CBSL certifies that neither it nor any party to CBSL is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

Should further information be needed, please communicate with the undersigned.

Very truly yours,



Matthew H. McCormick  
*Counsel for Christian Broadcasting  
System, Ltd*

cc (email): Victoria McCauley ([Victoria.McCauley@fcc.gov](mailto:Victoria.McCauley@fcc.gov))