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Please reply to MELODIE A. VIRTUE  
myvirtue@gsblaw.com TEL EXT 2527

February 2, 2016

Our File No. 20940-00101

**VIA HAND DELIVERY**

**Accepted/Files**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Room TW-A325  
Washington, DC 20554

**FEB -2 2016**  
Federal Communications Commission  
Office of the Secretary

Re: Vermont Public Radio  
FM Translator Construction Permit for W226BX  
Facility Id. No. 140079  
Hanover, NH  
BMPFT- 20160129AWS  
Tolling Request

2016 FEB -3 A 11:01  
RECEIVED

Dear Ms. Dortch:

This tolling request is filed on behalf of Vermont Public Radio ("VPR"), permittee of the above-referenced translator. VPR requests that the deadline to construct the translator be tolled until the Commission acts on the application to modify the translator pursuant to the 250-mile waiver of the minor change rule as provided in the AM Revitalization Order.<sup>1</sup> As proposed in the application (FCC File No. BMPFT- 20160129AWS), the primary AM input station would be changed to WFAT, Orange-Athol, Massachusetts, Facility Id. No. 51118.

Footnote 36 of the AM Revitalization Order provides that a "waiver of an Auction 83 FM translator construction deadline is presumptively in the public interest for applicants participating in one of the modification windows, provided that the AM station licensee proposing to use the FM translator for rebroadcasting its AM station commits to prompt FM translator station construction and initiation of broadcast operations." The above-referenced translator was initially applied for as part of the Auction 83 FM filing window (*see* FCC File No. BNPFT-20030317HJD). The construction permit will expire

<sup>1</sup> *Revitalization of AM Radio Service*, First Report and Order, Further Notice of Proposed Rule Making, and Notice of Inquiry, FCC 15-142, note 36 (rel. October 23, 2015) ("AM Revitalization Order").



January 8, 2017. Per the attached certification, the AM station licensee commits to prompt construction and initiation of broadcast operations if the modification application to allow WFAT to use the translator for fill-in service is granted.

As a result, VPR respectfully requests a waiver of Sections 1.3 and 73.3598 of the Commission's rules to toll the current expiration date of the permit. After processing of the modification application is completed, VPR requests that six months be added to the number of days currently remaining on the construction period for the permit.

If there are any questions concerning this submission, please contact the undersigned directly.

Sincerely,

A handwritten signature in blue ink, appearing to read "Melodie A. Virtue".

Melodie A. Virtue

Attachment

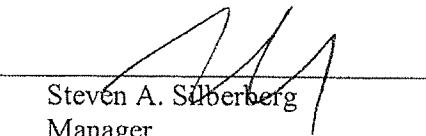
MAV:cll

cc: Victoria McCauley, Esq. (pdf via email: [Victoria.McCauley@fcc.gov](mailto:Victoria.McCauley@fcc.gov))

Certification

County Broadcasting Company, LLC, licensee of WFAT(AM), Orange-Athol, Massachusetts (Facility Id. No. 51118), hereby commits to prompt construction and initiation of broadcast operations for FM Translator W226BX (Facility Id. No. 140079) if the modification application to allow WFAT to use the translator for fill-in service is granted.

County Broadcasting Company, LLC

By   
Steven A. Silberberg  
Manager

Dated: February 2, 2016