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December 28, 2016

Accepted / Filed

Honorable Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
Washington, DC 20554

DEC 28 2016

**Federal Communications Commission
Office of the Secretary**

Attention: Victoria M. McCauley, Esquire
Audio Division, Media Bureau

**RE: El Sembrador Ministries
K268DD, Los Angeles, California
FCC Facility ID # 144884
File No. BMPFT-20160729ACV
Request for Tolling**

Dear Madame Secretary:

On behalf of our client El Sembrador Ministries (ESNE), permittee of new FM Translator Station K268DD, 101.5 MHz, Los Angeles, California, pursuant to Section 73.3598(b)(2) of the Commission's Rules, this is to request tolling of the expiration date of said construction permit until all appeal rights of Los Angeles Academy of Arts and Enterprise (LAAAE) have been exhausted.

On August 18, 2016, the Audio Division granted ESNE's application to relocate the subject translator station from Blythe, California to Los Angeles, California, File No. BMPFT-20160729ACV, pursuant to the "250 Mile Window" program.

The Commission's CDBS system will reflect that on September 19, 2016, LAAAE timely filed a "Petition for Reconsideration" of said action. ESNE filed an Opposition to said petition on September 29, 2016; on October 12, 2016, LAAAE filed a Reply pleading. As of today, the Media Bureau has not ruled on the Petition for Reconsideration. The K268DD construction permit expires on April 9, 2017.

Section 73.3598(b)(2) states:

(b) The period of construction for an original construction permit shall toll when construction is

prevented by the following causes not under the control of the permittee:

* * * * *

(2) The grant of the permit is the subject of administrative or judicial review (i.e., petitions for reconsideration and applications for review of the grant of a construction permit pending before the Commission and any judicial appeal of any Commission action thereon), or construction is delayed by any cause of action pending before any court of competent jurisdiction relating to any necessary local, state or federal requirement for the construction or operation of the station, including any zoning or environmental requirement; * * * * *

We would request that the K268DD construction period be tolled, with 234 days (the time between August 18, 2016 and April 9, 2017) remaining on the construction period, commencing on the date that the denial of LAAAE's last petition or appeal becomes a final order.

Should additional information be desired in connection with the above matter, kindly communicate with this office.

Very truly yours,



Dennis J. Kelly