

ENGINEERING STATEMENT
SUPPLEMENTAL AMENDMENT TO THE PENDING
APPLICATION FOR CONSTRUCTION PERMIT
FCC FILE NO. BMPCDT-20080620AJK
WMYO-DT, SALEM, INDIANA
CHANNEL 51 1000 KW ND ERP 390.4 METERS HAAT

OCTOBER 2008

COHEN, DIPPELL AND EVERIST, P.C.
CONSULTING ENGINEERS
RADIO AND TELEVISION
WASHINGTON, D.C.

COHEN, DIPPELL AND EVERIST, P. C.

City of Washington)
) ss
District of Columbia)

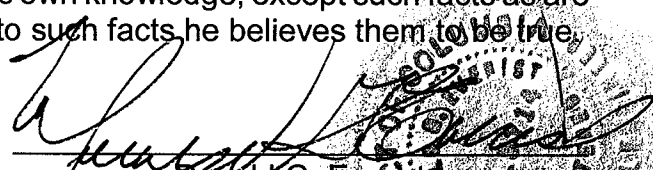
Donald G. Everist, being duly sworn upon his oath, deposes and states that:

He is a graduate electrical engineer, a Registered Professional Engineer in the District of Columbia, and is President, Secretary and Treasurer of Cohen, Dippell and Everist, P.C., Consulting Engineers, Radio - Television, with offices at 1300 L Street, N.W., Suite 1100, Washington, D.C. 20005;

That his qualifications are a matter of record in the Federal Communications Commission;

That the attached engineering report was prepared by him or under his supervision and direction and

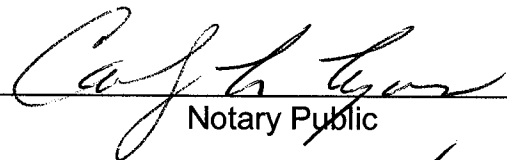
That the facts stated herein are true of his own knowledge, except such facts as are stated to be on information and belief, and as to such facts he believes them to be true.



Donald G. Everist
District of Columbia
Professional Engineer
Registration No. 5714

Subscribed and sworn to before me this 17th day of November 2008.





Notary Public

My Commission Expires: 2/28/2013

This supplemental engineering statement has been prepared in support of the pending application (FCC File No. BMPCDT-20080620AJK) for modification of construction permit on behalf of Independence Television Company, licensee of WMYO(TV), Salem, Indiana. The purpose of this pending application is to maximize the WMYO-DT service area in accordance with the FCC Public Notice dated May 30, 2008.¹

WMYO(TV) is licensed to operate on analog television Channel 58 with a maximum visual ERP of 1780 kW (directional) and an antenna height above average terrain (“HAAT”) of 346 meters (1135 feet). WMYO-DT has been allocated DTV Channel 51 with facilities of 1000 kW directional ERP and 390 meters HAAT in the final DTV Table of Allotments² and is authorized to construct post-transition facilities of 1000 kW directional ERP and 390.4 meters HAAT (FCC File No. BMPCDT-20080320AAR). WMYO-DT proposes to construct further post-transition DTV facilities with 1000 kW non-directional ERP and 390.4 meters HAAT by the pending application (FCC File No. BMPCDT-20080620AJK). The purpose of this engineering statement is in response to a FCC staff member’s informal request with reference to compliance with Section 73.622(f)(5) of the FCC Rules.

Section 73.622(f)(5) of the FCC Rules permits a station to increase its facilities to have a service area equal to or less than that already authorized in the market. Station WDRB-DT, Channel 49, licensed to Louisville, Kentucky, is authorized to operate with 1000 kW

¹FCC Public Notice, DA 08-1213, Released May 30, 2008, “Commission Lifts the Freeze on the Filing of Maximization Applications and Petitions for Digital Channel Substitution, Effective Immediately”.

²“In the Matter of Third Periodic Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television”, MB Docket No. 07-91, Report & Order (FCC 07-228), Released December 31, 2007.

non-directional ERP and 390.4 meters HAAT. WMYO-DT will have an identical F(50,90) 41 dBu DTV noise-limited service area as that authorized by the outstanding construction permit for WDRB-DT. As each will operate from a common antenna, the authorized WDRB-DT service area is predicted to encompass 1,870,027 persons and the proposed WMYO-DT service area is predicted to encompass 1,870,027 persons based on the contour method for predicting population within a noise-limited service area and 2000 U.S. census data. Attached is Exhibit E-4³ which provides a service area comparison.

³Exhibits E-1 through E-3 are in the submission with FCC File No. BMPCDT-20080620AJK.

