

WITI(TV), Milwaukee, Wisconsin (Facility ID No. 73107)
DTV “Phase-In” Special Temporary Authority Request
December 2008

WITI(TV), Milwaukee, Wisconsin (the “Station”), licensed to Community Television of Wisconsin License, LLC (“Licensee”) hereby requests Special Temporary Authority (“STA”) to continue existing DTV service between February 18, 2009 and August 18, 2009.¹ The Station qualifies for “phased-in” service due to “unique technical challenges” associated with replacement of its top-mounted analog antenna with a new digital antenna.

The Station currently operates with a side-mounted DTV antenna, and its construction permit for post-transition facilities authorizes the replacement of the top-mounted analog antenna with a new digital antenna. The Commission indicated that it would permit television stations facing such “unique technical challenges” to operate at less than their full, authorized facilities temporarily until construction is completed.² Television stations must demonstrate that the station (1) in fact is encountering a “unique technical challenge”; (2) can reach 85 percent of the service population; and (3) would not cause impermissible interference.³

The Station’s request satisfies this standard. Operations pursuant to this STA request will permit the Station to serve all of the same population that receives the Station’s current digital television service and over 100% of the same population that receives the Station’s current analog television service.⁴ The Licensee further certifies that the operations are not predicted to cause impermissible interference to other stations and has no reason to believe that they will prevent other stations from making their transition. Accordingly, Licensee believes that the Station satisfies the Commission’s standards for “phase-in” STA requests.

¹ The current DTV operations are authorized pursuant to BDSTA-20070529AES. Because Licensee is not scheduled to implement full facilities until August 18, 2009, Licensee also hereby requests to the extent necessary an extension of the Station’s DTV construction permit (FCC File No. BMPCDT-20080122AOP) until August 18, 2009.

² Third Periodic Review of the Commission’s Rules and Policies Affecting the Conversion To Digital Television, *Report and Order*, 23 FCC Rcd 2994, ¶ 94 (2007) (“*Third Periodic Review*”).

³ *Id.*

⁴ Because all current viewers will continue to be served, viewer notifications are not required. *Id.*

Licensee seeks STA through August 18, 2009, pursuant to the remaining schedule for implementing the Station's full post-transition facilities:

- **February 17, 2009** Terminate analog operations on Channel 6. Continue digital operations on Channel 33 pursuant to this STA.
- **May 2009** As permitted by warmer weather, commence removal of top-mounted analog antenna.
- **June 2009** Receive delivery of new antenna.
- **July 2009** Install and test new top-mounted digital antenna.
- **August 18, 2009** Complete installation of top-mounted DTV antenna and construction of full post-transition facility. **IMPLEMENT FULL POST-TRANSITION OPERATIONS.**

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