

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In re Application of)
)
NIA Broadcasting, Inc.) File No. BLFT-20170815AAH
)
Licensee of FM Translator W248CA)
St. Petersburg, Florida)
Facility ID # 156011)

TO: The Office of the Secretary
ATTN: Chief, Audio Division, Media Bureau

Motion for Extension of Time

NIA Broadcasting, Inc. (“NIA”), licensee of FM Translator Station W248CA, St. Petersburg, Florida, by its attorney, hereby respectfully requests the Audio Division to extend the time in which to respond to the Commission’s November 6, 2017 Letter, Ref. No. 1800B3-PPD from James D. Bradshaw of the Audio Division (“Staff Letter”) pertaining to certain Interference Complaints submitted by Hall Communications, Inc., (“Hall”) against NIA translator operations.

An extension for thirty (30) additional days is requested. Good cause exists for this extension for the following reasons:

1. After multiple requests and delays caused in part by the Thanksgiving holiday, NIA and Hall are now meeting to discuss any interference issues and to strategize on addressing concerns raised by Hall in its Interference Complaint¹. This includes establishing a testing schedule and driving the signal of the translator. The Parties have their first meeting scheduled for Wednesday, December 6, 2017. Attached hereto as

¹ Hall Interference Complaint filed September 29, 2017 (“Hall Complaint”).

Exhibit 1 is correspondence between NIA's counsel and Hall's counsel and direct email between NIA and Hall regarding the coordination of a meeting to address this situation.

2. NIA has retained the service of local counsel, Jennifer L. McGhan of the firm McGhan Law LLC, to contact each Complainant listed in the Hall Complaint. Letters with informational questionnaires were sent via overnight delivery to each Complainant. Ms. McGhan has been in trial and therefore, copies of the Letters sent and the proof of delivery will be provided as a Supplemental filing to be submitted by Thursday, December 7, 2017. However, as of today, Ms. McGhan has not received any responses to her inquires.

3. Upon learning of the Hall Complaint, NIA, in good faith, voluntarily and immediately reduced power of its translator by fifty percent (50%) of authorized power. A request for Special Temporary Authority ("STA") was subsequently filed and has been approved by the Audio Division². NIA shall continue operations at reduced power and shall, if necessary further modify this STA.

As the Parties are actively working on a resolution of this translator matter and the fact that NIA local counsel is waiting on responses from the Complainants, good cause exists for extending the period to respond to the Staff Letter.

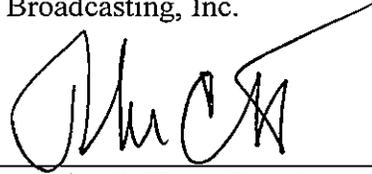
Therefore, good cause having been shown, NIA respectfully requests an extension of time in which to respond to the Staff Letter until January 5, 2018.

² STA Request and Authorization is attached hereto as Exhibit 2.

Respectfully Submitted,

NIA Broadcasting, Inc.

By:

A handwritten signature in black ink, appearing to read "John C. Trent", written over a horizontal line.

John C. Trent, Esquire
It's Counsel

Putbren Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
(540) 459-7646

December 5, 2017

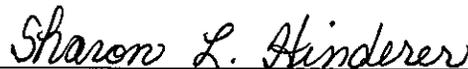
Certificate of Service

I, Sharon L. Hinderer, Legal Assistant at the law firm of Putbresi Hunsaker & Trent, P.C., do hereby certify that a copy of the foregoing "Motion for Extension of Time" has, this 5th day of December, 2017, been sent via First Class Mail, postage pre-paid, to the following:

James Bradshaw, Deputy Division Chief*
Audio Division-Media Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Parul P. Desai, Attorney-Adviser*
Audio Division-Media Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Susan A. Marshall, Esq.*
Anne Goodwin Crump, Esq.*
Fletcher, Heald & Hildreth, L.L.C.
1300 N. 17th Street – 11th Floor
Arlington VA 22209
Counsel for Hall Communications, Inc.



Sharon L. Hinderer

*Also sent by Email

EXHIBIT 1

John Trent

From: neal ardman <neal@closingremarks.tv>
Sent: Monday, December 4, 2017 2:48 PM
To: John Trent
Subject: FW: interference from w248ca

fyi

Neal Ardman
President
Broadcast Partners
912-464-9901 Cell & SMS
866-678-4203 Office
866-229-6661 Fax

From: Mike James <mjames@hallradio.net>
Date: Thursday, November 30, 2017 at 3:40 PM
To: neal ardman <neal@closingremarks.tv>
Subject: RE: interference from w248ca

That works! See ya at 12noon.

MJ

Mike James
Operations Manager
Hall Communications Inc./Lakeland
WPCV/WWRZ/WONN/WLKF
(863) 682-8184 ext 122
mjames@hallradio.net

From: neal ardman [mailto:neal@closingremarks.tv]
Sent: Thursday, November 30, 2017 3:40 PM
To: Mike James
Subject: Re: interference from w248ca

Let's make it a tad later say noon?

On Nov 30, 2017, at 3:39 PM, Mike James <mjames@hallradio.net> wrote:

Ok let's go with Wednesday 12/6 at 11am.

We'll meet you in the parking lot of Outback Steakhouse, off I-4 Exit 19 (1203 Townsgate Ct, in Plant City).

See you then, thanks Neal.

MJ

Mike James

Operations Manager
Hall Communications Inc./Lakeland
WPCV/WWRZ/WONN/WLKF
(863) 682-8184 ext 122
mjames@hallradio.net

From: neal ardman [<mailto:neal@closingremarks.tv>]
Sent: Thursday, November 30, 2017 3:11 PM
To: Mike James
Subject: Re: interference from w248ca

Either day is fine.
You guys pick 😊

Neal Ardman
President
Broadcast Partners
912-464-9901 Cell & SMS
866-678-4203 Office
866-229-6661 Fax

From: Mike James <mjames@hallradio.net>
Date: Thursday, November 30, 2017 at 10:58 AM
To: neal ardman <neal@closingremarks.tv>
Cc: Mike James <mjames@hallradio.net>
Subject: RE: interference from w248ca

Hi Neal,

The road trip to listen to the interference at 97.5 sounds like a good idea. I would also like to bring along my Chief Engineer.

We would be available to travel either next Wednesday 12/6 or Thursday 12/7 from 11am to 2pm. Let me know if one of those days works for you.

To make things a bit easier for everyone, we could meet you in Plant City at 11am at the Outback Steakhouse, just off I-4, and travel together in one vehicle.

Let me know if that works for you, thanks Neal.

Best,

Mike James

Operations Manager
Hall Communications Inc./Lakeland
WPCV/WWRZ/WONN/WLKF
(863) 682-8184 ext 122
mjames@hallradio.net

From: neal ardman [<mailto:neal@closingremarks.tv>]
Sent: Thursday, November 30, 2017 8:57 AM
To: Mike James
Subject: interference from w248ca

Mike,

When would be a good time for us to get together? I would like to meet and travel the areas where listeners complained with you. Perhaps together we can work out a strategy to solve any remaining issues. I'm available most any time on either my cell or office number below.

Neal Ardman
WTMP AM & FM

912-464-9901 Cell & SMS
866-678-4203 Office
866-229-6661 Fax

John Trent

From: John Trent <fccman3@shentel.net>
Sent: Thursday, November 30, 2017 8:17 AM
To: 'Susan Marshall'; 'Sharon Hinderer'
Cc: 'Anne Crump'
Subject: RE: W248CA

Thanks Susan!

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Susan Marshall [<mailto:marshall@fhhlaw.com>]
Sent: Wednesday, November 29, 2017 8:30 PM
To: John Trent <fccman3@shentel.net>; 'Sharon Hinderer' <fccmom@shentel.net>
Cc: Anne Crump <crump@fhhlaw.com>
Subject: RE: W248CA

John - We talked to the client today and we were told that your client can get in touch with the WPCV Operations Director, Mike James, to discuss the interference issues. Mike's telephone number is 863-682-8184 and his email address is mjames@hallradio.net. We are here if you have further questions about this. Susan

From: John Trent [<mailto:fccman3@shentel.net>]
Sent: Monday, November 27, 2017 3:08 PM
To: Susan Marshall <marshall@fhhlaw.com>; 'Sharon Hinderer' <fccmom@shentel.net>
Cc: Anne Crump <crump@fhhlaw.com>
Subject: RE: W248CA

Thank you. I'll let Neal know.

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646

Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Susan Marshall [<mailto:marshall@fhhlaw.com>]
Sent: Monday, November 27, 2017 2:41 PM
To: John Trent <fccman3@shentel.net>; 'Sharon Hinderer' <fccmom@shentel.net>
Cc: Anne Crump <crump@fhhlaw.com>
Subject: RE: W248CA

John - Just to let you know that we received your email and that we are waiting for the holiday break return this Wednesday of one of Hall's engineers so that we can respond with information to assist in the resolution of the interference problems. Susan

From: John Trent [<mailto:fccman3@shentel.net>]
Sent: Wednesday, November 22, 2017 4:29 PM
To: Susan Marshall <marshall@fhhlaw.com>; 'Sharon Hinderer' <fccmom@shentel.net>
Cc: Anne Crump <crump@fhhlaw.com>
Subject: RE: W248CA

Hi Susan-

I am now back in the office and have reviewed your e-mail below. I am frankly dismayed by your client's "my way or the highway" response below.

Mr. Ardman, in good faith, turned his station down by 50% of authorized power to address the "complaints" your submitted for you client. As I have previously said and will reiterate here, Mr. Ardman is certainly flexible in a variety of approaches, including switching channels, using specialized antennas and even further power reductions, but in order to get this matter properly addressed, we need your client's cooperation. The only way that can be done properly is to get the parties get together. You said previously that you client's engineer said that there were three other channels Mr. Ardman can go to. If that is the case, please let us know what those channels are and who determined that they were available.

As such, for the third time, I ask that you please provide us with whom we can contact to address this technically.

In the meantime, be advised that Mr. Ardman has retained local counsel and said local counsel is investigating each and every complaint to determine accuracy.

I look forward to having a positive response.

Thank you,

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street

Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Susan Marshall [<mailto:marshall@fhhlaw.com>]
Sent: Friday, November 17, 2017 11:33 AM
To: Sharon Hinderer (fccmom@shentel.net) <fccmom@shentel.net>
Cc: John Trent <fccman3@shentel.net>; Anne Crump <crump@fhhlaw.com>
Subject: Re: W248CA

Sharon and John -

We have spoken to our client, who is not happy with the WPCV interference situation and wants this matter resolved as soon as possible. It is clear from the number and content of the unsolicited complaints that our client has received from WPCV listeners that it is your client's W248CA translator operation causing the interference.

In reviewing the information that our client has received from the station's consulting engineer, our client's position is that unless your client is willing to operate the translator at 50 watts or less, more likely 10 watts, it appears that any further power reduction will not resolve the problem. Meeting to discuss the current operations, which our client already knows from continuing listener complaints is continuing to cause objectionable interference to primary station WPCV, would be a waste of everyone's time and would allow an unacceptable situation to drag on.

Therefore, once your client's translator reduces power to 50, or more realistically 10, watts for testing, then we would be willing to have our respective engineers set up a station "on-off" testing schedule.

Again, our client is very frustrated with this interference problem and is expecting it to be eliminated as soon as possible.

Thank you,
Susan

John Trent

From: Susan Marshall <marshall@fhhlaw.com>
Sent: Friday, November 17, 2017 12:47 PM
To: Sharon Hinderer
Cc: 'John Trent'; Anne Crump
Subject: RE: W248CA

Hi Sharon -

John told us he was going to be out of the office, but that you would be around to coordinate if need be.

We would appreciate whatever you can do to move the resolution of this matter along.

Thank you very much,
Susan

From: Sharon Hinderer [mailto:fccmom@shentel.net]
Sent: Friday, November 17, 2017 12:38 PM
To: Susan Marshall <marshall@fhhlaw.com>
Cc: 'John Trent' <fccman3@shentel.net>; Anne Crump <crump@fhhlaw.com>
Subject: RE: W248CA

Hi Susan:

Just wanted to let you know that John is out of the office until Tuesday – when he returns I will bring this to his attention.

Sincerely,
Sharon

Sharon L. Hinderer, Legal Assistant
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock VA 22664
Tel: 540-459-7646
Fax: 540-459-7656
Email: fccmom@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

From: Susan Marshall [mailto:marshall@fhhlaw.com]
Sent: Friday, November 17, 2017 11:33 AM
To: Sharon Hinderer (fccmom@shentel.net) <fccmom@shentel.net>
Cc: John Trent <fccman3@shentel.net>; Anne Crump <crump@fhhlaw.com>
Subject: Re: W248CA

Sharon and John -

We have spoken to our client, who is not happy with the WPCV interference situation and wants this matter resolved as soon as possible. It is clear from the number and content of the unsolicited complaints that our client has received from WPCV listeners that it is your client's W248CA translator operation causing the interference.

In reviewing the information that our client has received from the station's consulting engineer, our client's position is that unless your client is willing to operate the translator at 50 watts or less, more likely 10 watts, it appears that any further power reduction will not resolve the problem. Meeting to discuss the current operations, which our client already knows from continuing listener complaints is continuing to cause objectionable interference to primary station WPCV, would be a waste of everyone's time and would allow an unacceptable situation to drag on.

Therefore, once your client's translator reduces power to 50, or more realistically 10, watts for testing, then we would be willing to have our respective engineers set up a station "on-off" testing schedule.

Again, our client is very frustrated with this interference problem and is expecting it to be eliminated as soon as possible.

Thank you,
Susan

John Trent

From: John Trent <fccman3@shentel.net>
Sent: Wednesday, November 15, 2017 2:42 PM
To: 'Anne Crump'; 'Susan Marshall'
Cc: Sharon Hinderer
Subject: W248CA
Attachments: w248ca.letter_2017_11_15_14_15_33_451.pdf

Tracking:	Recipient	Read
	'Anne Crump'	
	'Susan Marshall'	
	Sharon Hinderer	Read: 11/15/2017 2:47 PM

Hi Anne & Susan-

Please see attached. We need to get the engineers together on this matter.

Best,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

Law Offices
Putbrese Hunsaker & Trent, P.C.

A Professional Corporation
200 S. Church Street
Woodstock, Virginia 22664

Tel: (540) 459-7646
Fax: (540) 459-7656
Website: www.phipclaw.com

John C. Trent

Of Counsel:

Cary S. Tepper*

Howard Weiss

Keith E. Putbrese (Retired)

David M. Hunsaker

(1944-2002)

*Not Admitted in Virginia

November 15, 2017

Via E-Mail Only

Anne Goodwin Crump, Esq.
Susan A. Marshall, Esq.
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street
11th Floor
Arlington, VA 20554

Re: FM Translator W248CA, St. Petersburg, FL (FCC Facility ID No. 156011);
Interference Complaint Filing by WPCV (FM) - Hall Communications, Inc.

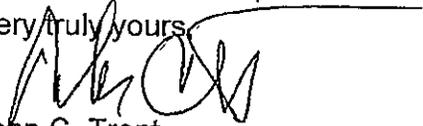
Dear Anne & Susan:

I am in receipt of your e-mail regarding the conclusions of your client's engineer and his riding of the signal of W248CA, and his assessment that NIA's reduction in power is not effectively clearing-up the interference and further his recommendation NIA change channels. I spoke to Neal Ardman on this matter and we feel the best way (and the FCC proper way) to resolve this possible interference issue is to have Mr. Ardman and his consulting engineer and WPVC's consulting engineer meet to discuss possible engineering solutions and to set up a testing schedule. This testing would look at further reduction of power and, of course, Station "on-off" testing. Could you please provide contact information for whom Mr. Ardman should call to set up such a meeting?

Please let us know as soon as you can. As I indicated to you previously, if your client wishes to contact Mr. Ardman directly, his office telephone number is - (912) 510-4600 and his e-mail address is - neal@closingremarks.tv. Alternatively, you can coordinate with this office to set something up.

If you have any questions, please contact this office.

Very truly yours,


John C. Trent

cc: Neal Ardman (via e-mail only)

John Trent

From: Anne Crump <crump@fhhlaw.com>
Sent: Thursday, November 9, 2017 5:58 PM
To: John Trent
Cc: Susan Marshall
Subject: FW: WPCV -- W248CA
Attachments: nia.lt.wpcv_2017_11_06_15_40_30_791.pdf

John –

We and our client appreciate your client's quick reaction to the Commission's letter and their reduction in power with which W249CA is operating.

Unfortunately, however, the results of this reduction do not seem to have solved the issues. After our client was told of the power reduction, three of its staff, including its station engineer, travelled to the locations at which the WPCV signal had been experiencing interference. Unfortunately, our client found that there had been no improvement in the interference problems, even after your client indicated that the translator's power levels had been reduced. We understand that the station will need to work with your client to resolve the complaints, but given the lack of any improvement in the situation, our client believes that contacting the station staff would be somewhat premature.

Our client has had its consulting engineer run a study to determine whether there are any other channels to which your client's translator might relocate. He determined that there are three additional channels to which your client's translator possibly could be relocated, albeit at somewhat reduced power. Nonetheless, in light of the fact that the current reduction in power has not made any appreciable improvement in the interference situation, a change in channel might well be the best way to resolve the current problems.

Should either you or your client have any further questions or wish to co-ordinate contacts with the complainants, please contact either Susan Marshall or me.

Anne

Anne Goodwin Crump

 **Fletcher, Heald & Hildreth**

1300 N. 17th Street, Suite 1100 | Arlington, VA 22209
Tel: 703.812.0426 | Fax: 703.812.0486
E-mail: crump@fhhlaw.com

From: John Trent [<mailto:fccman3@shentel.net>]
Sent: Monday, November 06, 2017 4:08 PM
To: Susan Marshall <marshall@fhhlaw.com>; 'Parul Desai' <Parul.Desai@fcc.gov>
Cc: Sharon Hinderer <fccmom@shentel.net>; 'neal ardman' <neal@closingremarks.tv>
Subject: WPCV -- W248CA

Hi Susan:

Please find attached letter. W248CA has reduced power.

Regards,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

Law Offices
Putbrese Hunsaker & Trent, P.C.

A Professional Corporation
200 S. Church Street
Woodstock, Virginia 22664

Tel: (540) 459-7646
Fax: (540) 459-7656
Website: www.phtpclaw.com

John C. Trent

Of Counsel:

Cary S. Tepper*

Howard Weiss

Keith E. Putbrese (Retired)

David M. Hunsaker
(1944-2002)

*Not Admitted in Virginia

November 6, 2017

Via E-Mail Only

Susan A. Marshall, Esquire
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street
11th Floor
Arlington, VA 20554

Re: FM Translator W248CA, St. Petersburg, FL (FCC Facility ID No. 156011);
Interference Complaint Filing by WPCV (FM) - Hall Communications, Inc.

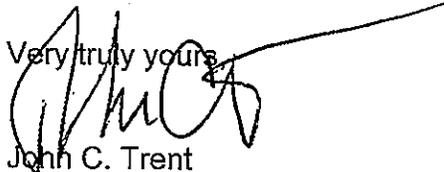
Dear Susan:

I have been in contact with Neal Ardman, President of NIA Broadcasting, Inc. ("NIA"), the Licensee of FM Translator W248CA, St. Petersburg, Florida regarding your client's complaint filed on September 29, 2017. While my client does not have all of the facts in this matter and is not convinced that there is an interference issue, out of Commission Rule compliance and in a good faith effort to mitigate any "possible" interference that might exist with your client's Station, WPCV (FM), NIA has today reduced power on its operations of W248CA by 3 dBu. NIA will file the appropriate notification with the Commission to reflect this reduced power operations.

As an attempt to resolve this matter and to comply with the Commission's Letter issued today, with whom should Mr. Ardman contact at WPCV to discuss this situation? Please let us know as soon as you can. If your client wishes to contact Mr. Ardman directly, his office telephone number is - (912) 510-4600 and his e-mail address is - neal@closingremarks.tv.

If you have any questions, please contact this office.

Very truly yours,



John C. Trent

cc: Parul P. Desai, Esq., FCC Audio Division (via e-mail only)

John Trent

From: John Trent <fccman3@shentel.net>
Sent: Tuesday, November 7, 2017 2:16 PM
To: 'Anne Crump'
Cc: 'Parul.Desai@fcc.gov'; 'Susan Marshall'; 'fccmom@shentel.net'; 'neal@closingremarks.tv'
Subject: RE: W248CA Interference Letter
Attachments: NEAL W248CA STA_2017_11_07_13_05_12_607.pdf

Anne-

Here is a copy of the STA to operate at reduced power.

Best,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Anne Crump [mailto:crump@fhhlaw.com]
Sent: Tuesday, November 7, 2017 1:42 PM
To: John Trent <fccman3@shentel.net>
Cc: Parul.Desai@fcc.gov; Susan Marshall <marshall@fhhlaw.com>; fccmom@shentel.net; neal@closingremarks.tv
Subject: RE: W248CA Interference Letter

John –

Thank you very much – the copy will be much appreciated.

Anne

Anne Goodwin Crump

 **Fletcher, Heald & Hildreth**
1300 N. 17th Street, Suite 1100 | Arlington, VA 22209
Tel: 703.812.0426 | Fax: 703.812.0486
E-mail: crump@fhhlaw.com

From: John Trent [<mailto:fccman3@shentel.net>]
Sent: Tuesday, November 07, 2017 11:55 AM
To: Anne Crump <crump@fhhlaw.com>
Cc: Parul.Desai@fcc.gov; Susan Marshall <marshall@fhhlaw.com>; fccmom@shentel.net; neal@closingremarks.tv
Subject: RE: W248CA Interference Letter

Hi Anne-

We are out in the country as you know so sometime mail here is a bit "iffy". I have a copy of the filing. Note, I filed an STA to operate at reduced power as we indicated in the letter. I will shoot you a copy today.

Regards,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Anne Crump [<mailto:crump@fhhlaw.com>]
Sent: Tuesday, November 7, 2017 11:33 AM
To: John Trent <fccman3@shentel.net>
Cc: Parul.Desai@fcc.gov; Susan Marshall <marshall@fhhlaw.com>; fccmom@shentel.net; neal@closingremarks.tv
Subject: FW: W248CA Interference Letter

John -

Susan Marshall passed your e-mail on to me, but I was out of the office yesterday. In any event, I am very sorry that you did not receive a copy of our interference complaint. As you will have seen from the certificate of service, however, it was our intention to send you a copy of the complaint, and, to the best of my knowledge, such a copy was prepared and deposited in the U.S. mail as indicated. I do not know what happened after that point, but obviously, the copy went astray somewhere.

If you would like for me to e-mail you a copy, please let me know, though it sounds like you have a copy already.

Anne

Anne Goodwin Crump

Fletcher, Heald & Hildreth

1300 N. 17th Street, Suite 1100| Arlington, VA 22209

Tel: 703.812.0426| Fax: 703.812.0486

E-mail: crump@fhhlaw.com

From: Susan Marshall
Sent: Monday, November 06, 2017 2:44 PM
To: Anne Crump <crump@fhhlaw.com>
Subject: FW: W248CA Interference Letter

From: John Trent [<mailto:fccman3@shentel.net>]
Sent: Monday, November 06, 2017 2:32 PM
To: 'Parul Desai' <Parul.Desai@fcc.gov>; Susan Marshall <marshall@fhhlaw.com>
Cc: Sharon Hinderer <fccmom@shentel.net>; 'neal ardman' <neal@closingremarks.tv>
Subject: RE: W248CA Interference Letter

Hi Parul-

The letter lists W248CA, Phoenix, AZ. My client's station is located in Tampa, FL. You will need to re-issue this letter. Further, I was not served the original complaint. We have no record at this office, nor do we have an e-mail courtesy copy. With receipt of your letter, I have been able to download the complaints.

I will coordinate with my client on this matter and we shall fully respond.

Best,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

From: Parul Desai [<mailto:Parul.Desai@fcc.gov>]
Sent: Monday, November 6, 2017 2:03 PM
To: John Trent <fccman3@shentel.net>; marshall@fhhlaw.com
Subject: W248CA Interference Letter

All,

Attached is a letter re the interference complaint filed by Hall Communications, Inc. on September 29, 2017 (Complaint). The Complaint alleges that W248CA is interfering with the reception of WPCV, Winter Haven, Florida.

Sincerely,

Parul P. Desai
Attorney-Adviser
Audio Division, Media Bureau

EXHIBIT 2

Dale Bickel

From: Dale Bickel
Sent: Wednesday, November 29, 2017 11:26 AM
To: FCCMAN3@SHENTEL.NET
Subject: W248CA BSTA-20171107AAE granted 11/29



Special Temporary Authority For a Radio Broadcast Station

Reduced Power Operation

Audio Division, Media Bureau

Date: November 29, 2017
File Number: BSTA-20171107AAE (file number prefix corrected from BLSTA-)
Call Sign: W248CA (FX)
Facility ID Number: 156011

For the reasons provided in the application request, Special Temporary Authority IS GRANTED for continued operation of the station above at reduced power, as needed. The licensee must notify the Commission when licensed operation resumes. See 47 CFR Section 73.1560(d).

This STA authority expires **May 28, 2018**.

Authorized by: Dale Bickel dale.bickel@fcc.gov
Senior Electronics Engineer

A copy of this e-mail will be posted in the FCC's CDBS database under the file number above. Please retain a copy of this authorization for your records.

Considerations:

Licensee must take all steps to ensure that workers and the public are not exposed to radiofrequency exposure in excess of the Commission's exposure limit.

Requests for extension of STA may be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Reduced power STA requests, or extensions thereof, are filed as "Engineering STA", NOT "Legal STA". Incorrect filing results in delays in processing.

FCC MB - CDBS Electronic Filing
Application Reference Number: 20171107AAE
Successfully filed at Nov 7 2017 11:40AM

A Fee Payment is Required for this application. The Total Fee is \$190.

You can use the FCC's Electronic Form 159 System to pay electronically and/or to print out an appropriate Form 159. Press the button below now or return to this screen later by pressing the "Pay Fee" button on the CDBS Main Menu/ Informal Menu. See the [CDBS User's Guide](#) for more information about fee payment.

[Electronic Form 159](#)

[Return to Informal Menu](#)

[Logout](#)

Payment must be received by US Bank within 14 (calendar) days of the date that the application is officially received by the Media Bureau's electronic filing system (indicated by the reference number above). This deadline applies to any payment submission method (electronic or via a paper check). If payment is not received in time, the filed application will be considered to be **not paid** and will therefore not be processed by the MB.



Online Payment

Step 3: Confirm Payment

Thank you.
Your transaction has been successfully completed.

Pay.gov Tracking Information

Application Name: Remittance Advice

Pay.gov Tracking ID: 265RQQQF

Agency Tracking ID: PGC3019707

Transaction Date and Time: 11/07/2017 11:42 EST

Payment Summary

Address Information	Account Information	Payment Information
Account Holder Name: Neal Ardman Billing Address: P.O. Box 2525 Billing Address 2: City: Kingsland State / Province: GA Zip / Postal Code: 31548 Country: USA	Card Type: American Express Card Number: *****5004	Payment Amount: \$190.00 Transaction Date 11/07/2017 11:42 and Time: EST



Electronic Form 159

Electronic Form 159

[Back](#) | [Print](#)

Payment Confirmation

Your transaction has been approved. For your records, please note the following:

AGENCY TRACKING ID:	PGC3019707
AUTHORIZATION NUMBER :	213341
AMOUNT PAID :	\$190.00

[PRINT FORM 159](#)

[CLOSE](#)

[FCC Fees](#)

Customer Service
[Web Policies / Privacy Policy](#)

[FCC Home Page](#)

If you have any questions or concerns please contact your licensing system help desk.

Agency Tracking ID:PGC3019707
Authorization Number:213341
Successful Authorization -- Date Paid: 11/7/17
FILE COPY ONLY!!

READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING (1) LOCKBOX #979089	FEDERAL COMMUNICATIONS COMMISSION REMITTANCE ADVICE FORM 159 PAGE NO 1 OF 1	APPROVED BY OMB 3060-059 SPECIAL USE FCC USE ONLY
SECTION A - Payer Information		
(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) NIA Broadcasting Inc.		(3) TOTAL AMOUNT PAID (dollars and cents) \$190.00
(4) STREET ADDRESS LINE NO. 1 200 S. Church Street		
(5) STREET ADDRESS LINE NO. 2		
(6) CITY Woodstock		(7) STATE VA
		(8) ZIP CODE 22664
(9) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) 540-4597646		(10) COUNTRY CODE (IF NOT IN U.S.A.) US
FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED		
(11) PAYER (FRN) 0025251612		(12) FCC USE ONLY
IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)		
(13) APPLICANT NAME NIA BROADCASTING, INC.		
(14) STREET ADDRESS LINE NO. 1 111 N. GROVE BLVD.		
(15) STREET ADDRESS LINE NO. 2 P.O. BOX 2525		
(16) CITY KINGSLAND		(17) STATE GA
		(18) ZIP CODE 31548-
(19) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) 8666784203		(20) COUNTRY CODE (IF NOT IN U.S.A.) USA
FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED		
(21) APPLICANT (FRN) 0025251612		(22) FCC USE ONLY
COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET		
(23A) FCC Call Sign/Other ID W248CA	(24A) Payment Type Code(PTC) MGF	(25A) Quantity I
(26A) Fee Due for (PTC) \$190.00	(27A) Total Fee \$190.00	FCC Use Only
(28A) FCC CODE 1 156011	(29A) FCC CODE 2 CDBS20171107AAE	
(23B) FCC Call Sign/Other ID	(24B) Payment Type Code(PTC)	(25B) Quantity
(26B) Fee Due for (PTC)	(27B) Total Fee	FCC Use Only

(28B) FCC CODE 1

(29B) FCC CODE 2

Federal Communications Commission Washington, D.C. 20554	Approved by OMB 3060-0386 (July 2002)	FOR FCC USE ONLY
Legal STA		FOR COMMISSION USE ONLY FILE NO. - 20171107AAE
Read Instructions/FAQ before filling out form		

Section I - General Information

1. Legal Name of the Applicant
NIA BROADCASTING, INC.

Mailing Address
111 N. GROVE BLVD.
P.O. BOX 2525

City State or Country (if foreign address)
KINGSLAND GA

Zip Code
31548 -

Telephone Number (include area code)
8666784203

E-Mail Address (if available)
NEAL@CLOSINGREMARKS.TV

FCC Registration No Call Sign
0025251612 W248CA

Facility ID Number
156011

2. Contact Representative (if other than licensee/permittee)
JOHN C. TRENT, ESQ.

Firm or Company Name
PUTBRESE HUNSAKER &
TRENT, P.C.

Mailing Address
200 SOUTH CHURCH STREET

City State or Country (if foreign address)
WOODSTOCK VA

ZIP Code
22664 -

Telephone Number (include area code)
5404597646

E-Mail Address (if available)
FCCMAN3@SHENTEL.NET

3. Purpose:

- Engineering STA
 Extension of Existing Engineering STA
 Legal STA
 Extension of Existing Legal STA

4. Service: FX

5. Community of License:
City: ST. PETERSBURG State: FL

6. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114):

7.	<input checked="" type="radio"/> Governmental Entity <input checked="" type="radio"/> Noncommercial Educational Licensee/Permittee <input checked="" type="radio"/> N/A (Fee Required) Please explain in detail the "extraordinary circumstances" which warrant temporary operations at variance from the Commission's Rules. In addition, please specify 1) the specific rules and/or policies from which the applicant seeks temporary relief; 2) how the public interest will be furthered by grant; and 3) the expected duration of the STA and the licensee's plan for restoration of licensed operation.	Other [Exhibit 38]
----	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------

8. Anti-Drug Abuse Act Certification. Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits Yes No

pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.

I hereby certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing NEAL ARDMAN	Typed or Printed Title of Person Signing PRESIDENT
Signature	Date (mm/dd/yyyy) 11/7/2017

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 38

Description: OPERATION AT REDUCED POWER

EFFECTIVE NOVEMBER 6, 2017, THE LICENSEE REDUCED POWER OF W248CA BY 3 DBU (APPROXIMATELY 50% OF AUTHORIZED POWER). THE REASON FOR THIS REDUCTION IS TO ADDRESS AN INTERFERENCE COMPLAINT FILED BY WPCV (FM), WINTER HAVEN, FL. WHILE THE LICENSEE DOES NOT HAVE ALL OF THE FACTS IN THIS MATTER AND IS NOT CONVINCED THAT THERE IS AN INTERFERENCE ISSUE, OUT OF COMMISSION RULE COMPLIANCE AND IN A GOOD FAITH EFFORT TO MITIGATE ANY POSSIBLE INTERFERENCE THAT MIGHT EXIST, THE LICENSEE HAS REDUCED POWER WHILE IT INVESTIGATES THE WPCV COMPLAINT. UNDER THE CIRCUMSTANCE, THE LICENSEE RESPECTFULLY REQUESTS NINETY (90) DAYS IN WHICH TO OPERATE W248CA REDUCED POWER.

Attachment 38

John Trent

From: paygovadmin@mail.doc.twai.gov
Sent: Tuesday, November 7, 2017 11:43 AM
To: fccman3@shentel.net
Subject: Pay.gov Payment Confirmation: Remittance Advice

Your payment has been submitted to Pay.gov and the details are below. If you have any questions or you wish to cancel this payment, please contact FCC Financial Operations Group Help Desk at ARINQUIRIES@fcc.gov at 877-480-3201 option 4.

Application Name: Remittance Advice
Pay.gov Tracking ID: 265RQGQF
Agency Tracking ID: PGC3019707
Transaction Type: Sale
Transaction Date: Nov 7, 2017 11:42:46 AM

Account Holder Name: Neal Ardman
Transaction Amount: \$190.00
Card Type: AmericanExpress
Card Number: *****5004

THIS IS AN AUTOMATED MESSAGE. PLEASE DO NOT REPLY.

John Trent

From: John Trent <fccman3@shentel.net>
Sent: Monday, November 6, 2017 4:08 PM
To: 'marshall@fhhlaw.com'; 'Parul Desai'
Cc: Sharon Hinderer; 'neal ardman'
Subject: WPCV -- W248CA
Attachments: nia.lt.wpcv_2017_11_06_15_40_30_791.pdf

Hi Susan:

Please find attached letter. W248CA has reduced power.

Regards,

JT

John C. Trent, Esquire
Putbrese Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Tel: 540-459-7646
Cell: 540-335-6056
Fax: 540-459-7656
Email: fccman3@shentel.net

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer's office. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communications. Thank you for your cooperation.

Law Offices
Putbrese Hunsaker & Trent, P.C.

A Professional Corporation
200 S. Church Street
Woodstock, Virginia 22664

Tel: (540) 459-7646
Fax: (540) 459-7656
Website: www.phtpclaw.com

John C. Trent

Of Counsel:

Cary S. Tepper*

Howard Weiss

Keith E. Putbrese (Retired)

David M. Hunsaker

(1944-2002)

*Not Admitted in Virginia

November 6, 2017

Via E-Mail Only

Susan A. Marshall, Esquire
Fletcher, Heald & Hildreth, PLC
1300 North 17th Street
11th Floor
Arlington, VA 20554

Re: FM Translator W248CA, St. Petersburg, FL (FCC Facility ID No. 156011);
Interference Complaint Filing by WPCV (FM) - Hall Communications, Inc.

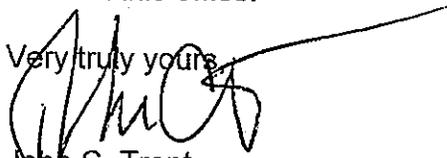
Dear Susan:

I have been in contact with Neal Ardman, President of NIA Broadcasting, Inc. ("NIA"), the Licensee of FM Translator W248CA, St. Petersburg, Florida regarding your client's complaint filed on September 29, 2017. While my client does not have all of the facts in this matter and is not convinced that there is an interference issue, out of Commission Rule compliance and in a good faith effort to mitigate any "possible" interference that might exist with your client's Station, WPCV (FM), NIA has today reduced power on its operations of W248CA by 3 dBu. NIA will file the appropriate notification with the Commission to reflect this reduced power operations.

As an attempt to resolve this matter and to comply with the Commission's Letter issued today, with whom should Mr. Ardman contact at WPCV to discuss this situation? Please let us know as soon as you can. If your client wishes to contact Mr. Ardman directly, his office telephone number is - (912) 510-4600 and his e-mail address is - neal@closingremarks.tv.

If you have any questions, please contact this office.

Very truly yours,


John C. Trent

cc: Parul P. Desai, Esq., FCC Audio Division (via e-mail only)