

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

In the Matter of)

Application of G.I.G. of North Dakota, LLC)
for Consent to the Assignment of)

Digital Television Station KCPM,)
Grand Forks, North Dakota)

File No. BALCDT-20180209ABJ

Facility ID No. 86208

Accepted / Filed

To: Secretary
Attn: Chief, Video Division, Media Bureau

APR 18 2018

Federal Communications Commission
Office of the Secretary

OPPOSITION TO PETITION TO DENY

G.I.G. of North Dakota, LLC ("GIG"), by its attorney, submits its Opposition to the March 16, 2018 Petition to Deny the above-referenced assignment application filed by Parker Broadcasting of Dakota License, LLC d/b/a Major Market Broadcasting ("MMB"). In support, GIG respectfully submits the following:

MMB, in reliance on declarations, alleges that KCPM was off the air for at least three full years. MMB argues that, pursuant to the mandate of Section 312(g) of the Act, the KCPM license should be automatically forfeited. As will be demonstrated, MMB's allegations are riddled with speculation and surmise and are belied by the facts.

Attached to the MMB petition is a declaration of Richard Sjoberg. Mr. Sjoberg states, *inter alia*, the following:

"About 4 years ago, KCPM management asked for a favor. Could a couple of men go over to the KCPM transmitter site, shut down the transmitter and remove the antenna and feed line from the

ORIGINAL

Midco tower? We said sure and went over towards the end of October 2015. We took down the antenna and feed line. We didn't have to shut off the transmitter as it had tripped a breaker and was already off the air."

The speculative assumption MMB is advancing is that, in light of the removal of this equipment, KCPM ceased broadcasting and, thus, has been off the air.

The attached declaration of Charles Poppen (Attachment A) states, *inter alia*, the following:

"Mr. Sjoberg correctly relates the event relative to his involvement. Shortly after the antenna and feed line were taken down (3-5 days), they were replaced with new antenna and line and KCPM resumed broadcasting."

Thus, KCPM was only off the air for 3-5 days. Also, attached is an email from Charles Poppen (Attachment B) explaining that the antenna and line were replaced. Also, as part of that email are pictures of the upgraded tower and antenna line and an email from the photographer, Brian Holm, providing the date the pictures were taken, March 28, 2018. The only logical explanation for reinstalling the antenna and line was to be able to resume broadcast operations.

MMB also proffers the declaration of Jacob Bechtold. Mr. Bechtold states, *inter alia*, the following:

"...I would like to point out to the Commission that the station is not on the air and, based on my personal knowledge and belief, has been off the air for most, if not all of the past five years. As an over-the-air television viewer, I periodically rescan on my television to look for any new program offerings made available by the local stations, and to adjust for any transmission changes made by the station. In the five years I have been an over-the-air television viewer, I have never been able to receive programming for KCPM."

Mr. Poppen, in his declaration, states the following:

“The Declaration of Jacob Bechtold, attached to the MMB petition, reinforces the technical problems of KCPM. KCPM has been suffering with transmitter problems and, due to constant financial problems, was unable to replace the transmitter, but needed to resort to makeshift repairs. Thus, due to the condition of the transmitter, the quality of the KCPM signal and has been problematic.”

It is clear that Mr. Bechtold was not able to view KCPM 24 hours a day. Mr. Poppen admits that, due to transmitter issues, the quality of the KCPM signal was problematic. Thus, there are no facts to support Mr. Bechtold’s claim that KCPM was not broadcasting for a five-year period of time. Mr. Bechtold’s periodic monitoring is hardly sufficient. Furthermore, see the attached declarations showing viewership in December 2015 (Attachment C), February 2016 (Attachment D) and January 2017 (Attachment E).

The following filings with the Commission should be noted:

- A) Notification that KCPM went silent on January 31, 2017 (Attachment F).
- B) Resumption of Operations on January 27, 2018 (Attachment G).
- C) Notification that KCPM went silent on February 3, 2018 (Attachment H).

Mr. Poppen in his declaration states the following:

“Prior to January 31, 2017, KCPM was operating. In this regard, while it may have been off the air for brief periods of time (i.e. less than ten days) due to weather-related problems or equipment issues, etc., it was operating continuously...”

The declaration of Ravi Kapur, the President of MMB, is vexing. Most of the contents of his declaration are irrelevant to the MMB Petition. In this regard, Mr. Kapur’s personal issues with Gray are clearly beside the point.

Mr. Kapur relates the following which is pertinent to MMB’s argument:

“I spoke personally to Charles Poppen, owner of KCPM, in the fall of 2017. He admitted to me that his transmitter had burned up and

since KCPM was unable to participate in the incentive auction, the situation had become dire.

If the facts of what we have been through over these last few years don't convince you this transaction should be squelched, know that the mere fact KCPM has been off the air for more than a year is enough to terminate the license by FCC statute..."

In response to this, Mr. Poppen states the following:

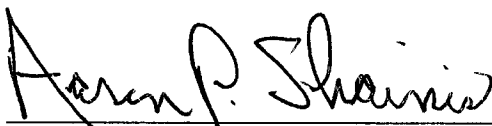
"I do recall a conversation I had with him relative to his desire to purchase KCPM. In the context of that conversation, I may have mentioned that the KCPM transmitter was on its 'last legs.' If I used the term 'burned up,' I never meant to imply that the station was not operational. KCPM was not participating in the auction for other reasons."

It is clear that Mr. Kapur has no basis for his assertion that KCPM was off the air for more than a year.

It is clear from the foregoing that there is no basis for the MMB argument that the KCPM license should be forfeited pursuant to Section 312(g) of the Act. Accordingly, there is no basis for the Commission to not grant the pending assignment.

Respectfully submitted,

G.I.G. OF NORTH DAKOTA, LLC

By: 
Aaron P. Shainis
Its Attorney

Shainis & Peltzman, Chartered
1850 M Street, N.W.
Suite 240
Washington, DC 20054

Date: April 18, 2018

ATTACHMENT A

DECLARATION

Charles Poppen hereby states, under penalty of perjury, the following:

I am the Managing Partner of G.I.G. of North Dakota, LLC, the licensee of television station KCPM, Grand Forks, North Dakota (Facility ID No. 86208). KCPM is the subject of an assignment application (BALCDT-20180209ABJ).

I have received the Petition to Deny filed by Parker Broadcasting of North Dakota License, LLC d/b/a Major Market Broadcasting ("MMB").

MMB alleges that KCPM was off the air for at least three full years. MMB claims in its petition that KCPM failed to transmit over the air broadcast signals from October 2015 through January 2018. I hereby state that KCPM was never off the air for any consecutive twelve (12) month period.

Prior to January 31, 2017, KCPM was operating. In this regard, while it may have been off the air for brief periods of time (i.e. less than ten days) due to weather-related problems or equipment issues, etc., it was operating continuously. On January 31, 2017, as reported to the Commission, the station went silent due to a technical problem relative to program delivery. On January 27, 2018, as reported to the Commission, KCPM resumed broadcast operations. On February 3, 2018, as reported to the Commission, technical difficulties caused KCPM to cease broadcast operations.

I have reviewed the Declaration of Richard Sjoberg, which is attached to the MMB petition. Mr. Sjoberg states, *inter alia*, the following in his Declaration:

"About 4 years ago, KCPM management asked for a favor. Could a couple of men go over to the KCPM transmitter site, shut down the transmitter and remove the antenna and feed line from the Midco tower? We said sure and went over towards the end of October 2015. We took down the antenna and feed line. We didn't

have to shut off the transmitter as it had tripped a breaker and was already off the air.”

Mr. Sjoberg correctly relates the event relative to his involvement. Shortly after the old antenna and feed line were taken down (3-5 days), they were replaced with new antenna and line and KCPM resumed broadcasting.

The Declaration of Jacob Bechtold, attached to the MMB petition, reinforces the technical problems of KCPM. KCPM has been suffering with transmitter problems and, due to constant financial problems, was unable to replace the transmitter, but needed to resort to makeshift repairs. Thus, due to the condition of the transmitter, the quality of the KCPM signal and has been problematic.

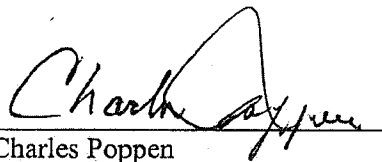
The Declaration of Ravi Kapur, as it relates to the KCPM operation, is consistent with the KCPM technical plight.

Mr. Kapur states, *inter alia*, the following:

“I spoke personally to Charles Poppen, owner of KCPM, in the fall of 2017. He admitted to me that his transmitter had burned up and since KCPM was unable to participate in the incentive auction, the situation had become dire.”

I do recall a conversation I had with him relative to his desire to purchase KCPM. In the context of that conversation, I may have mentioned that the KCPM transmitter was on its “last legs.” If I used the term “burned up,” I never meant to imply that the station was not operational. KCPM was not participating in the auction for other reasons.

Executed this 17th day of April, 2018.


Charles Poppen

Aaron Shainis

From: Chuck Poppen <cpoppen@kcpo.tv>
Sent: Thursday, March 29, 2018 11:20 AM
To: Aaron Shainis
Subject: FW: Photos Tower EGF MN 4th email of 4
Attachments: IMG_2436.JPG; IMG_2437.JPG

Aaron,
Mr. Sjoberg's crew did indeed take down the old antenna and line. They weren't there when we installed the upgraded antenna and line however. They had no reason to go to that remotely located tower site thereafter. I had a professional photographer take snapshots of the tower yesterday which shows the upgraded antenna and line still in place.
Chuck

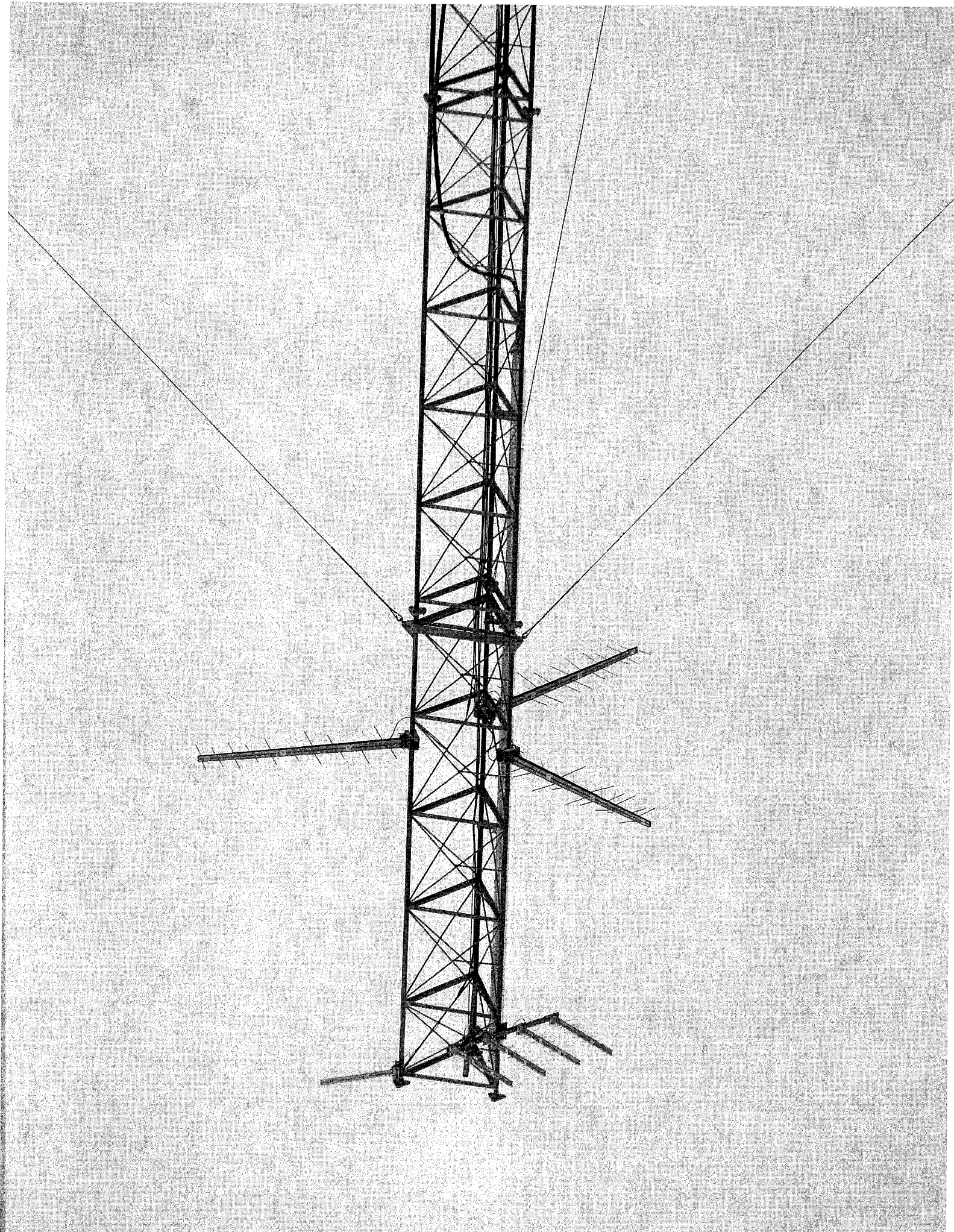
From: Brian Holm [mailto:briansphotography@invisimax.com]
Sent: Wednesday, March 28, 2018 4:41 PM
To: cpoppen@kcpo.tv
Subject: Photos Tower EGF MN 4th email of 4

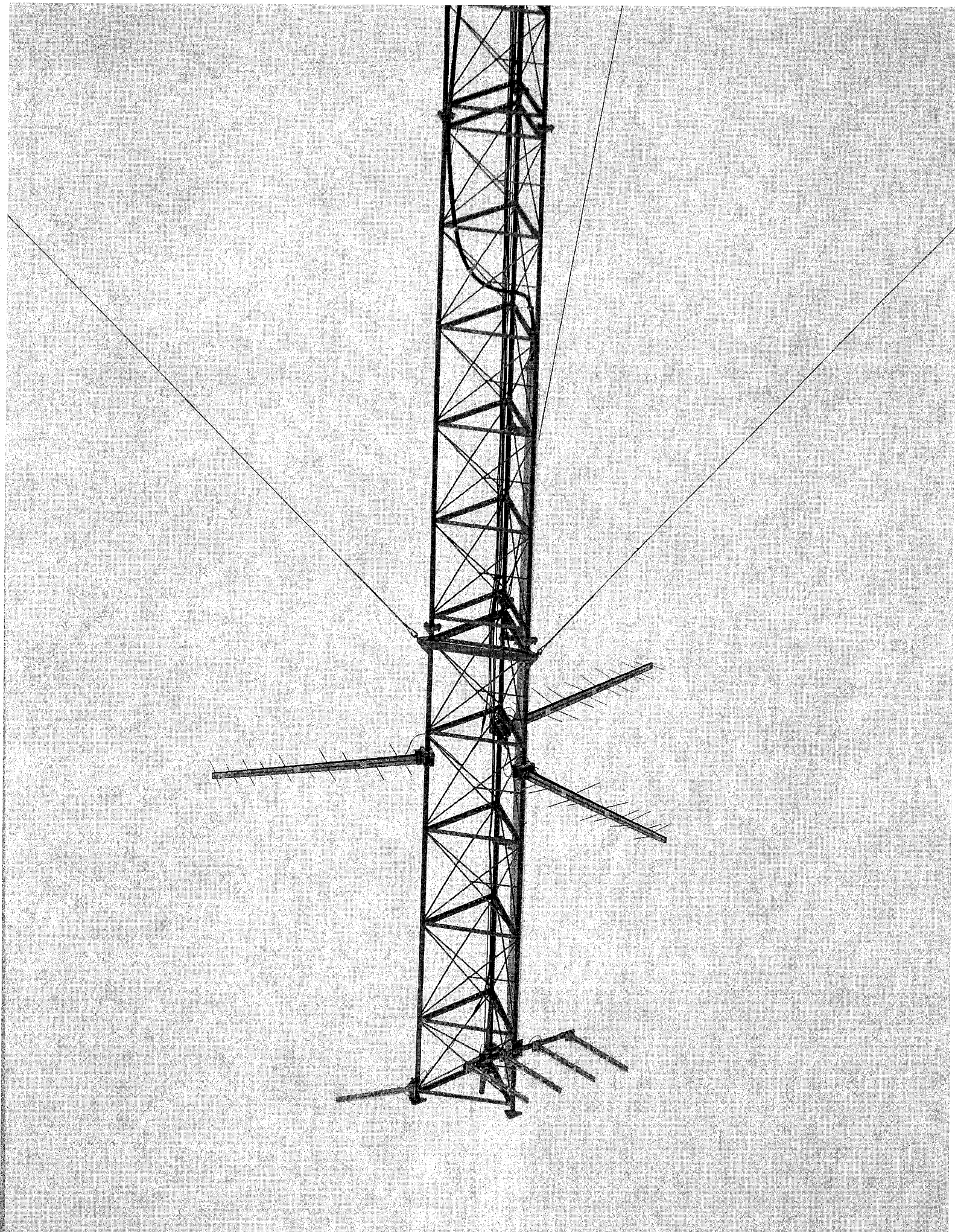
Ref: Tower located on the north edge of East Grand Forks, MN.
Date photos were taken: March 28th, 2018. Time: approx. 2:00pm

E-mail: 4th of 4
Attached are two images

Brian Holm
Brian's Photography
404 4th Street NW
East Grand Forks, MN 56721
701-795-7177

Thanks again, please send a quick reply.





ATTACHMENT C

My name is Anthony Dock. I am familiar with KCPM TV. I hereby state that I viewed

KCPM on the air during the month of December 2015.

Executed under penalty of perjury this 17th day of April, 2018.

Anthony Dock

ATTACHMENT D

My name is Kent Lien.

I am familiar with KCPM-TV.

I hereby state that I viewed KCPM on the air during the month of February, 2016.

Executed under penalty of perjury this 18th day of April 2018.

A handwritten signature in black ink, appearing to read "Kent Lien", is written over a horizontal line.

ATTACHMENT E

My name is Richard J. Aaron. I am familiar with KCPM TV. I hereby state that I viewed

KCPM on the air during the month of January 2017.

Executed under penalty of perjury this 16th day of April, 2018.

Richard J. Aaron

ATTACHMENT F



(<http://www.fcc.gov>)

Licensing and Management System

FRN: 0008344160 | Search (</dataentry/public/tv/p...>) Log Out (/dataentry/j_spring_security_logout)

[Applications \(/dataentry/secure/applications.html\)](/dataentry/secure/applications.html)

[Authorizations \(/dataentry/secure/authorizations.html\)](/dataentry/secure/authorizations.html)

[Facilities \(/dataentry/secure/facilities.html\)](/dataentry/secure/facilities.html)

Suspension of Operations and Silent Authority of a DTV Station Application Application Submitted

Approved by OMB (Office of Management and Budget) 3060-0386

[FAQ \(/dataentry/api/download/faq\)](/dataentry/api/download/faq)

Download Reference Copy (</api/download/draftcopy/DTV/25076f9159efd8d8015a005d6a9f1539>)

Your application has been submitted for processing.

- Please pay any fees associated with this application.
- Use the assigned File Number when referencing this application in the future.
- The progress of this application can be tracked on the [Applications](#) page.

Application Summary

File Number: 0000021885
Application Purpose: Request for Silence STA
Status: Pending
Date Submitted: 2017-02-07

Applicant Information

Name: G.I.G. OF NORTH DAKOTA, LLC
Title:
Address: PO Box 88336
SIOUX FALLS, SD 57109
United States
Phone: +1 (605) 254-7600
Email: CPOPPEN@KCPO.TV

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Federal Communications Commission
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Washington, DC 20554

Phone: 1-888-225-5322

TTY: 1-888-835-5322

Fax: 1-866-418-0232

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(<http://www.fcc.gov/encyclopedia/privacy-policy>)

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(<http://www.fcc.gov/comment-policy>)

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(<http://www.fcc.gov/encyclopedia/website-notices>)

Required Browser & Plug-Ins

(<http://www.fcc.gov/encyclopedia/required-plug-ins-players-and-readers>)

FOIA (<http://www.fcc.gov/foia>)

No Fear Act Data

(<http://www.fcc.gov/encyclopedia/no-fear-act-data>)

Open Government Directive

(<http://www.fcc.gov/open>)

Plain Writing Act

(<http://www.fcc.gov/encyclopedia/plain-writing-fcc>)

2009 Recovery and Reinvestment Act

(<http://www.fcc.gov/encyclopedia/american-recovery-and-reinvestment-act-2009>)



(REFERENCE COPY - Not for submission)

Suspension of Operations and Silent Authority of a DTV Station Application

File Number: 0000021885 | Submit Date: 02/07/2017 | Call Sign: KCPM | Facility ID: 86208 | FRN: 0008344160 | State:
North Dakota | City: GRAND FORKS
Service: DTV | Purpose: Request for Silence STA | Status: Pending | Status Date: 02/07/2017 | Filing Status: Active

General Information

Section	Question	Response
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Applicant Information

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
G.I.G. OF NORTH DAKOTA, LLC	CHARLES POPPEN PO Box 88336 SIOUX FALLS, SD 57109 United States	+1 (605) 254- 7600	CPOPPEN@KCPO. TV	Limited Liability Company

Authorization Holder Name

- ☐ Check box if the Authorization Holder name is being updated because of the sale (or transfer of control) of the Authorization(s) to another party and for which proper Commission approval has not been received or proper notification provided.

**Contact
Representatives
(1)**

Contact Name	Address	Phone	Email	Contact Type
AARON P SHAINIS FCC COUNSEL SHAINIS & PELTZMAN, CHARTERED	AARON P. SHAINIS 1850 M STREET, NW SUITE 240 WASHINGTON, DC 20036 United States	+1 (202) 293- 0011	AARON@S-PLAW. COM	Legal Representative

Station Status

Question	Response
Date Station Went Silent	01/31/2017

Certification

Section	Question	Response
General Certification Statements	The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
	The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR §1.2002(b), for the definition of "party to the application" as used in this certification §1.2002 (c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
Authorized Party to Sign	FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID	
	Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.	
	WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503).	
	I certify that this application includes all required and relevant attachments.	Yes
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	CHARLES POPPEN MEMBER
		02/07/2017

Attachments

File Name	Uploaded By	Attachment Type	Description
<u>GIG-KCPM STA Justification Exhibit.docx</u>	Applicant	General Information	JUSTIFICATION FOR REQUEST

Reason For Request

A problem relative to program delivery has necessitated the station going off the air. It is hoped that the station can return to the air shortly.

ATTACHMENT G



(<http://www.fcc.gov>)

Licensing and Management System

FRN: 0008344160 | [Search \(/dataentry/public/tv/...](#) [Log Out \(/dataentry/j_spring_security_logout\)](#)

[Applications \(/dataentry/secure/applications.html\)](#)

[Authorizations \(/dataentry/secure/authorizations.html\)](#)

[Facilities \(/dataentry/secure/facilities.html\)](#)

Resumption of Operations of a DTV Station Application Application Submitted

Approved by OMB (Office of Management and Budget) 3060-0386

[FAQ \(/dataentry/api/download/faq\)](#)

[Download Reference Copy \(/api/download/draftcopy/DTV/25076ff36142686d016147b620ce1125\)](#)

Your application has been submitted for processing.

- Please pay any fees associated with this application.
- Use the assigned File Number when referencing this application in the future.
- The progress of this application can be tracked on the Applications page.

Application Summary

File Number: 0000040964
Application Purpose: Resume Operations
Status: Submitted
Date Submitted: 2018-01-30

Applicant Information

Name: G.I.G. OF NORTH DAKOTA, LLC
Title:
Address: PO Box 88336
SIOUX FALLS, SD 57109
United States
Phone: +1 (605) 335-3393
Email: CPOPPEN@KCPQ.TV

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Washington, DC 20554

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TTY: 1-888-835-5322

Fax: 1-866-418-0232

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[Website Policies & Notices](#)

(<http://www.fcc.gov/encyclopedia/website-notices>)

[Required Browser & Plug-ins](#)

(<http://www.fcc.gov/encyclopedia/required-plugin-ins-players-and-readers>)

[FOIA \(http://www.fcc.gov/foia\)](http://www.fcc.gov/foia)

[No Fear Act Data](#)

(<http://www.fcc.gov/encyclopedia/no-fear-act-data>)

[Open Government Directive](#)

(<http://www.fcc.gov/open>)

[Plain Writing Act](#)

(<http://www.fcc.gov/encyclopedia/plain-writing-fcc>)

[2009 Recovery and Reinvestment Act](#)

(<http://www.fcc.gov/encyclopedia/american-recovery-and-reinvestment-act-2009>)



(REFERENCE COPY - Not for submission)

**Resumption of Operations of a DTV Station
Application**

File Number: 0000040964 | Submit Date: 01/30/2018 | Call Sign: KCPM | Facility ID: 86208 | FRN: 0008344160 | State:
North Dakota | City: GRAND FORKS
Service: DTV | Purpose: Resume Operations | Status: Submitted | Status Date: 01/30/2018 | Filing Status: Active

**General
Information**

Section	Question	Response
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**Applicant
Information****Applicant Name, Type, and Contact Information**

Applicant	Address	Phone	Email	Applicant Type
G.I.G. OF NORTH DAKOTA, LLC	CHARLES POPPEN PO Box 88336 SIOUX FALLS, SD 57109 United States	+1 (605) 335- 3393	CPOPPEN@KCPO. TV	Limited Liability Company

Authorization Holder Name

- ☐ Check box if the Authorization Holder name is being updated because of the sale (or transfer of control) of the Authorization(s) to another party and for which proper Commission approval has not been received or proper notification provided.

**Contact
Representatives
(1)**

Contact Name	Address	Phone	Email	Contact Type
AARON P SHAINIS <i>FCC COUNSEL</i> SHAINIS & PELTZMAN, CHARTERED	AARON P. SHAINIS 1850 M STREET, NW SUITE 240 WASHINGTON, DC 20036 United States	+1 (202) 293- 0011	AARON@S-PLAW. COM	Legal Representative

Station Status

Question	Response
Resuming Power Operations	Full
Date Station Resumed Full Power	01/27/2018

Certification

Section	Question	Response
General Certification Statements	The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
	The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR §1.2002(b), for the definition of "party to the application" as used in this certification §1.2002 (c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
Authorized Party to Sign	FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application. WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND /OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503).	
	I certify that this application includes all required and relevant attachments.	Yes
	I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	CHARLES POPPEN MEMBER
		01/30/2018

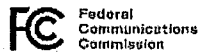
Attachments

File Name	Uploaded By	Attachment Type	Description
<u>Poppen.KCPM Resumption Exhibit 1.docx</u>	Applicant	All Purpose	Exhibit 1

Exhibit 1

Station KCPM resumed operations on January 27, 2018.

ATTACHMENT H



(REFERENCE COPY - Not for submission)

Suspension of Operations and Silent Authority of a DTV Station Application

File Number: 0000042037 | Submit Date: 02/13/2018 | Call Sign: KCPM | Facility ID: 86208 | FRN: 0008344160 | State:
North Dakota | City: GRAND FORKS
Service: DTV | Purpose: Request for Silence STA | Status: Submitted | Status Date: 02/13/2018 | Filing Status: Active

General Information

Section

Question

Response

Applicant Information

Applicant Name, Type, and Contact Information

Applicant	Address	Phone	Email	Applicant Type
G.I.G. OF NORTH DAKOTA, LLC	CHARLES POPPEN PO Box 88336 SIOUX FALLS, SD 57109 United States	+1 (605) 335- 3393	CPOPPEN@KCPO. TV	Limited Liability Company

Authorization Holder Name

- ☐ Check box if the Authorization Holder name is being updated because of the sale (or transfer of control) of the Authorization(s) to another party and for which proper Commission approval has not been received or proper notification provided.

**Contact
Representatives
(1)**

Contact Name	Address	Phone	Email	Contact Type
AARON P SHAINIS <i>FCC COUNSEL</i> SHAINIS & PELTZMAN, CHARTERED	AARON P. SHAINIS 1850 M STREET, NW SUITE 240 WASHINGTON, DC 20036 United States	+1 (202) 293- 0011	AARON@S-PLAW. COM	Legal Representative

Station Status

Question

Response

Date Station Went Silent

02/03/2018

Certification**Section****Question****Response****General Certification
Statements**

The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).

The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR §1.2002(b), for the definition of "party to the application" as used in this certification §1.2002 (c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.

Authorized Party to Sign**FAILURE TO SIGN THIS APPLICATION MAY RESULT IN
DISMISSAL OF THE APPLICATION AND FORFEITURE
OF ANY FEES PAID**

Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM
OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND
/OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR
REVOCATION OF ANY STATION AUTHORIZATION (U.S.
Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S.
Code, Title 47, §503).**

I certify that this application includes all required and relevant attachments.

I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.

Yes

**CHARLES POPPEN
MANAGING MEMBER**

02/13/2018

Attachments**File Name****Uploaded By****Attachment Type****Description**KCPM Reason For Request.docx

Applicant

General Information

Reason For Request

Reason For Request

Station KCPM(DT) ceased broadcast operations on Saturday, February 3, 2018 due to technical difficulties.

CERTIFICATE OF SERVICE

I, Malinda Markland, do hereby certify that copies of the foregoing OPPOSITION TO PETITION TO DENY were sent via electronic mail this 18th day of April, 2018 to the following:

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