

Compliance with Special Operating Conditions

The Construction Permit contains several Special Operating Conditions, summarized as follows:

1. Program tests for KKLV (FIN 69553) will not commence on channel 298C until program tests for KUDD Randolph UT (FIN 33438) commence on channel 300C with the facilities specified in BPH-20080331AKR, and KKLV will not be licensed until a license is granted for KUDD.
2. Before commencing program tests for KKLV, the permittee must cease operation of KKLV-AUX facility BLH-19980127KB (FIN 69553), and must request cancellation or modification of the auxiliary facility so that it will comply with Section 73.1675(a).
3. The Automatic Program Test provisions of 47 C.F.R. Section 73.1602 do not apply; a formal request for Program Test Authority must be filed in conjunction with FCC Form 302-FM before Program Tests will be authorized.
4. The permittee/licensee must provide the results of proper radiofrequency electromagnetic (RF) field strength measurements throughout the transmitter site area to determine if there are any areas that exceed the FCC guidelines for human exposure to RF fields.
5. The permittee/licensee, in coordination with other users of the site, must reduce power or cease operation as necessary to protect persons having access to the site, tower, or antenna from radiofrequency electromagnetic fields in excess of FCC guidelines.

Educational Media Foundation (“EMF”), complies with, or agrees to, these conditions, as follows:

1. EMF filed a request with the Commission on September 13, 2013 to delete special operating condition #1 and permit EMF to begin operations on KKLV prior to KUDD beginning operations on channel 300C as required pursuant to special operating condition #1. Such request indicated that KUDD had agreed to KKLV beginning operations. A copy of the request is attached hereto as Exhibit 9A. EMF again requests that special operating condition #1 be deleted.
2. EMF hereby requests cancellation of KKLV-AUX facility BLH-19980127KB (FIN 69553).
3. The instant application constitutes a formal request for Program Test Authority.
4. See Exhibit 9B.
5. EMF agrees to reduce power or cease operation as necessary to protect persons having access to the site, tower, or antenna from radiofrequency electromagnetic fields in excess of FCC guidelines.

Therefore, all Special Operating Conditions of the KKLV Construction Permit (FCC File Number BPH-20080331AKP) have been met.