

KSLM-LD (formerly K16HT-D) is currently authorized to operate on channel 16. KSLM-LD has received and continues to receive significant interference from the cochannel operation of KORS-CA.

An interference complaint and petition to deny were filed against KORS-CA. However, the parties agreed that the best alternative to resolve the interference would be for one station to move to another channel. After examining the possible channels, the applicant further determined that the stations would achieve the greatest mutual benefit from KSLM-LD moving to channel 27.

Just to be clear, WatchTV, licensee of KORS-CA is not actively supporting the proposal for channel 27, due to other existing business relationships. KORS-CA has been operating under an STA, at 15 kw and has proposed a minimal reduction in power for KORS-CA, with the most recent request for STA to operate at 5.95 kw, digital. The applicant is informed that WatchTV intends to file for 5.95 kw digital for permanent operation. However, Longley-Rice studies indicated there remains 8.25% interference to the licensed facilities of KSLM-LD. The summary from the applicants engineering consultant is attached at the end of this exhibit (the full study is available if requested). As a result, the applicant believes the proposed displacement remains the most beneficial and timely solution, resulting in the complete elimination of interference between KORS-CA and KSLM-LD.

The commission indicated it would accept a displacement application from K16HT (now KSLM-LD) to resolve the interference complaints in this instance. If a waiver is required for this to be considered as a displacement application, such waiver is respectfully requested. A copy of the email in which the commission indicated it would accept a displacement application follows...

----- Original Message -----

From: Hossein Hashemzadeh

To: Peter Tannenwald ; Alan Aronowitz

Cc: mike@kwvtsalem.com ; LewetagK@aol.com ; gjhwtv@comcast.net ; jess.bes@earthlink.net

Sent: Wednesday, April 15, 2009 4:02 AM

Subject: RE: Oregon interference proceeding

We will accept a displacement application from K16HT-D, based on the circumstances.

From: Peter Tannenwald [mailto:tannenwald@fhhlaw.com]

Sent: Tuesday, April 14, 2009 7:37 PM

To: Hossein Hashemzadeh; Alan Aronowitz

Cc: mike@kwvtsalem.com; LewetagK@aol.com; gjhwtv@comcast.net; jess.bes@earthlink.net

Subject: Oregon interference proceeding

As you have requested, the parties continue to negotiate a settlement. We have a joint question to ask you. All parties know this question is being asked and concur in my asking it.

It appears that we have found a direction toward a solution. It involves displacement relief for Mike Mattson's Station K16HT-D and prompt processing of a displacement application (we understand the need for a Proposed Grant List and the fact that a PGL requires a waiting period).

We have a situation now where K16HT-D is complaining of actual interference received from the KORS-CA STA. We also know that KORS-CA has a granted CP that would not likely improve the interference situation

if built. Yes, KORS-CA has contested the validity of the complaint. However, the complaint exists, whether valid or not.

The question is whether under these circumstances, the Commission will accept an uncontested claim by K16HT-D that it is effectively displaced in practice. The parties do not believe that it is necessary for the Commission to issue a ruling resolving the contested interference complaint to accept a displacement claim.

If you will accept a displacement claim as part of a settlement, we will proceed with our negotiations, which will include searching for another channel for K16HT-D. If you will not accept a displacement claim, then we need to terminate this approach to a settlement and go back to the drawing board.

Peter Tannenwald
Counsel for WatchTV, Inc.
703-812-0404

A Longley-Rice analysis was performed on the proposed channel 27 facility, and the proposal did not cause any prohibited interference, except to the pre-transition facilities of KOPB-DT. KOPB-DT plans to discontinue operation on channel 27 on June 12th, at which time KOPB-DT will move to channel 10. In the event that a waiver is required due to conflict with the pre-transition operation of KOPB-DT, such waiver is respectfully requested.

The proposed facility will remain at the same tower location, so there is no question of contour overlap.

The proposed facility does not place an interfering contour into Canada, so Canadian coordination is not necessary.

The proposed displacement would result in the complete elimination of interference between KORS-CA and KSLM-LD. This course of action would likely also provide opportunity for KORS-CA to upgrade their facility to digital operation at 15 kw omnidirectional, which would provide a significant public interest benefit of increased coverage for the WatchTV station.

Because the proposal seeks to eliminate ongoing actual interference, we respectfully request that this application be processed as soon as practical.

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B. W. St. Clair

ENGINEERING STUDY

INTERFERENCE ANALYSIS OF KORS-CA "FLASH CUT " TO DIGITAL OPERATION WITH 5.95 KW ERP

Introduction

Interference from KORS-CA.channel 16 Salem (Portland) OR, as "Flash Cut" to digital at 5.95 kW ERP, to KSLM-LD was calculated¹ for its license and the CP.

KSLM-LD, license BLDTL-20081009AET, ERP: 2.0 kW

KSLM-LP, CP, BPDTL-20090107ACQ, ERP: 10.0 Kw

Methodology

The predicted interference to KSLM-LD, license and CP was calculated using the FCC's "Longley-Rice Terrain Dependent Algorithm" in accordance with OET Bulletin 69

It was necessary to exclude the interference from KORS-CA analog, BPTTA-20040902AAJ, to KSLM-LD from the "Before Analysis" base line interference.

The two analyses are attached as an exhibit.

Result

Operation of KORS-CA "Flash Cut" to digital operation with 5.95 kW ERP is predicted to cause interference to KSLM-LD as follows:

KSLM-LD, license (2.0 kW) interference of 8.25%

KSLM-LD, CP, (10.0 kW) interference of 6.77%

Conclusion

¹Calculations were performed on a Sun Blade computer using the Techware software.

The operation of KORS-CA "Flash Cut" to digital with 5.95 kW ERP is predicted to cause interference to KSLM-LD well in excess of the allowed 2% limit.

Respectfully submitted
B. W. St. Clair

A handwritten signature in black ink, reading "B. W. St. Clair". The signature is written in a cursive, flowing style with a small dot at the end.

Engineering Consultant
05/22/2009