

**NOTIFICATION OF EARLY TERMINATION
OF PRE-TRANSITION DIGITAL SERVICE WITHIN
90 DAYS BEFORE DTV TRANSITION DATE**

On behalf of Young Broadcasting of Sioux Falls, Inc. (“Young”), the licensee of KDLO-TV and KDLO-DT, Florence, South Dakota, (Facility ID No. 41975), the instant filing shall serve as notification that KDLO-DT will permanently terminate its pre-transition digital broadcast operation commencing on January 12, 2009. This notification is filed pursuant to the Commission’s service termination policy in the *Third Periodic Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television*, Report and Order, FCC 07-228 (2007) (the “*Third Order*”), ¶ 133.

In accordance with Paragraph 133 of the *Third Order*, the planned termination date is within 90 days of the February 17, 2009, DTV transition date.

Pursuant to Young’s post-transition DTV construction permits in FCC File Nos. BPCDT-20080317AEN (“Initial DTV CP”) and BMPCDT-20080618AJF (“Maximized DTV CP”), and in accordance with the Commission’s final digital table of allotments (“DTV TOA”) in *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service*, Memorandum Opinion and Order on Reconsideration of the Seventh Report and Order, FCC 08-72 (2008), KDLO-DT will operate its post-transition DTV facility on Channel 3. Young’s current NTSC channel is Channel 3, and Young’s pre-transition DTV channel is Channel 2. Thus, Young’s post-transition DTV operation will return to its analog channel, and, as discussed below, termination of pre-transition digital service is necessary in order for Young to complete KDLO-DT’s post-transition facility and commence operations on the new digital channel.

At the outset, it is worth noting that KDLO is a satellite station (of parent station KELO-TV, Sioux Falls, South Dakota) and, as such, qualifies for flash-cut treatment,¹ although Young has not opted not to do so and has been, instead, providing digital service to the public on DTV Channel 2 for several years. In addition, KDLO-DT’s early termination of its pre-transition DTV Channel 2 operation is directly related to the construction and operation of its post-transition Channel 3 facility. Thus, in any event, KDLO-DT meets the threshold requirements for early termination of pre-transition digital service established by the *Third Order*.

As Young described in its FCC Form 387 DTV Transition Status Report, the final buildout of KDLO-DT’s post-transition Channel 3 DTV facility requires the station to move certain of the existing digital transmitter components to the station’s post-transition site (a move that the station tentatively plans to execute on or around January 12, 2009), and take delivery of and install components to create the post-transition DTV Channel 3 transmitter. In other words, Young, following modification, will use the pre-transition Channel 2 DTV transmitter for post-transition Channel 3 DTV operation. As a result, the station must terminate its pre-transition Channel 2 digital operation on or around January 12, 2009. Thus, on January 12, 2009, Young will shut down its Channel 2 pre-transition digital operation completely so that manufacturer Harris, who is scheduled to arrive on or around January 15, 2009, can undertake the final conversion, including testing, of the digital transmitter from Channel 2 to Channel 3. To minimize the disruption to current Channel 2 DTV viewers, Young had sought to schedule the transmitter

¹ See *DTV Transition—Approval of “Flash Cut” Requests*, Public Notice, 22 FCC Rcd 7581 (2007).

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conversion (and prerequisite transmitter re-location) for a later date, closer to February 17, 2009. However, manufacturer Harris has advised that, due to industry demand for their services during this time, it is unable to schedule its work for KDLO-DT any later than early-to-mid-January 2009. Clearly, the early termination of KDLO-DT's pre-transition DTV Channel 2 operation is directly related to the construction and operation of its post-transition Channel 3 facility.

In accordance with the *Third Order*, on December 12 (or sooner), Young will commence viewer notifications on both its NTSC channel and its pre-transition DTV channel to notify its viewers about the early pre-transition digital termination and to inform them about how they can continue to receive the station. The viewer notifications will state the following:

To facilitate the digital transition of KDLO-DT, Florence, South Dakota, the station will temporarily suspend its digital broadcasting on January 12, 2009, so that it can complete the construction of its new digital transmission facility. The station will resume broadcasting in digital on February 18, 2009. KDLO-DT's programming is currently broadcast on the station's full-power analog channel, and it will continue to be broadcast in analog and will continue to be available through cable and satellite TV services between January 12 and February 17. Between January 12 and February 17, viewers with digital televisions with an analog tuner can receive KDLO-TV's analog channel over the air by tuning to Channel 3. As of February 18, 2009, viewers will be able to receive KDLO-TV's digital signal over the air again or through cable and satellite TV services. More information regarding the digital transition is available at www.keloland.com and www.dtv2009.gov, or by calling 1-888-DTV-2009. For information, contact us at 501 South Phillips Avenue, or call 605-336-1100, or e-mail us at dtvtransition@keloland.com.

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