

STA CIRCUMSTANCES

Emmis seeks special temporary authority to operate KGMB on DTV channel 22 with the facilities specified in this request. Expedited processing of this STA request is respectfully requested.

As the Commission's records show, Emmis has obtained authority to "swap" KGMB's DTV channel with commonly-owned station KHON in Honolulu. KHON currently operates on NTSC channel 2 and has paired DTV channel 22, and is operating with reduced facilities pursuant to an STA. *See* FCC File No. BMDSTA-20030522AJC, as extended. Therefore, KGMB and KHON hold the following authorizations:

	<u>NTSC</u>	<u>DTV Allot</u>	<u>Current DTV</u>	<u>DTV CP</u>
KHON	Ch. 2	Ch. 22 1000 kW	Ch. 22 4.56 kW (STA) ¹	Ch. 8 7.2 kW
KGMB	Ch. 9	Ch. 8 7.2 kW	Ch. 8 7.2 kW (Lic)	Ch. 22 1000 kW

KHON's STA expires on July 1, 2005, by which date it is prepared to file a license application to cover operations on Channel 8.

The public interest will be served by a grant of the instant STA request, which will allow KGMB to continue to provide uninterrupted DTV service to the public. The STA facilities will comply with the FCC's rules, including, as the attached engineering statement demonstrates, the RFR exposure guidelines.

Expedited processing of this STA request is warranted based on the need to expeditiously effectuate the already-authorized "swap" of KGMB's DTV channel with that of KHON. The "swap" must be accomplished prior to July 1, 2005 in order to allow KHON to meet the deadline for maximization/replication interference protection and the deadline contained in its construction permit. *See* FCC File No. BMPCDT-20040608ABB.²

Accordingly, on behalf of Emmis, we hereby respectfully request that the FCC issue an STA to operate with the facilities specified in this request for a period of six months on an expedited basis.

¹ The KHON-DT antenna could not be located at the building-top site of the KHON analog antenna. Therefore, the Channel 22 STA facilities are located at the KGMB site until the end of the DTV transition, when the existing KGMB channel 9 antenna will be modified to handle the combined KHON and KGMB operations on digital channels 8 and 9 (see below). The channel 2 and 22 antennas will be removed.

² Although KHON's construction permit contains a March 16, 2005 expiration date, that date was automatically extended while KHON operated pursuant to its STA on channel 22.