

AMENDMENT

Red River Broadcast Co., LLC ("Red River"), the licensee of KNRR(TV/DT), Pembina, North Dakota, FCC Facility ID 55362, a Fox Network affiliate ("KNRR") hereby amends this application, as requested by the Commission's staff, in order to provide public interest analysis in support of this application. This amendment is supported by the Engineering Statement of Donald G. Everist of Cohen Dippell & Everist, PC (the "Engineering Statement").

KNRR Broadcast Service

The Commission's staff suggested that "the proposed facility would result in a loss of FOX network service to 13,944 persons who presently receive service from the station." As explained below, Red River believes that the staff's statement is inaccurate. Specifically, Red River believes that the staff mistakenly based its comparison on the theoretical population coverage contained in the DTV Table Appendix B rather than on KNRR's actual service.

As demonstrated in the Engineering Statement, KNRR(TV) currently and actually serves 30,667 persons over 28,438.2 sq. km. The digital service proposed in this application would cover 29,713 persons over 24,196 sq. km. Thus, Red River's proposal would reduce service to 954 persons, a reduction of only about 3%. Accordingly, the proposed KNRR digital operation would replicate its analog service to approximately 97% of the population currently receiving the station's over-the-air signal.

As further demonstrated in the Engineering Statement, KBRR(TV), Thief River Falls, North Dakota, another Fox affiliate, will provide over-the-air broadcast service into the predicted U.S. "loss area" of KNRR to 579 persons. Taking KBRR coverage into account, only 375 persons, or about 1% of those currently receiving KNRR, are predicted to lose Fox broadcast service.

In suggesting that 13,944 persons would lose KNRR service, rather than 954 persons, Red River believes that the staff have compared the predicted coverage of a hypothetical Appendix B operation to the digital operation proposed in this application. Red River submits that considering the wholly theoretical coverage of a never-built Appendix B operation is a mistake. Rather than compare KNRR's proposed population coverage to the theoretical values contained in the DTV Table Appendix B, it is appropriate to compare KNRR's proposed population coverage to the actual population served by its current analog facilities. In fact, in requesting the instant amendment, the staff inquired about a comparison of Red River's proposed coverage to "persons who presently receive service from the station." (emphasis added).

In considering the proposed KNRR service, the Commission only should take into account those viewers who actually might lose service, not those hypothetical DTV Table Appendix B viewers who have never received KNRR service and so, therefore, cannot possibly lose KNRR service. Moreover, basing its analysis on actual, current service (not theoretical), is

in accord with the rationale adopted by the Commission in connection with creating the DTV Table of Allotments. In adopting the DTV Table Appendix B, the Commission sought to remain consistent with its “comparable coverage objective” by “identify[ing] digital TV allotments that, to the extent possible, will allow all existing broadcasters to provide DTV service to a geographic area that is comparable to their existing NTSC service area.”¹ Since its initial adoption of the DTV Table Appendix B, the Commission has noted:

We established NTSC service replication as a goal in the creation of the initial DTV Table of Allotments. Each DTV channel allotment was chosen to best allow its DTV service to match the Grade B contour of the NTSC station with which it was paired . . . [W]e continue to believe that this approach provides important benefits to both viewers and broadcasters and ‘will ensure that broadcasters have the ability to reach the audiences that they now serve and that viewers have access to the stations that they can now receive over-the-air.’²

Indeed, in 2007, Red River submitted a petition for reconsideration of the DTV Table of Allotments in order to reduce the size of that allotment, informing the Commission that:

.... due to changed circumstances, Red River respectfully requests that the Commission amend the DTV Table of Allotments as reflected in the attached Technical Exhibit... KNRR makes this request due to Canadian coordination issues and changed financial circumstances. First, due to Canadian coordination issues, it is uncertain if KNRR will be authorized to construct the facilities specified in the DTV Table. Second, the new parameters proposed in the Technical Exhibit will allow KNRR to use its existing Bogner directional NTSC antenna and transmission line resulting in significant savings for a station serving a very small community. Unless KNRR’s Petition is granted, Red River will be forced to surrender its analog and digital authorizations for KNRR, undermining the Commission’s efforts to ensure a fair and efficient distribution of DTV service throughout the country.³

¹ *Advanced Television Systems and Their Impact upon the Existing Television Broadcast Service*, Sixth Report and Order, 12 FCC Rcd 14588, 14596 (1997) (“*Sixth Report*”).

² *Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television*, Memorandum Opinion and Order on Reconsideration, 16 FCC Rcd 20594, 20602-03 (2001) (emphasis added) (quoting *Sixth Report*, 12 FCC Rcd at 14596); see also *Review of the Commission’s Rules and Policies Affecting the Conversion to Digital Television*, Notice of Proposed Rulemaking, FCC 00-83, ¶ 16 (2000) (“In the DTV *Sixth Report and Order*, we established ‘replication’ as a goal in the creation of the initial DTV Table of Allotments. Our replication goal means that each DTV channel allotment was chosen to best allow its DTV service to match the Grade B service of the NTSC station with which it was paired.”).

³ Petition for Reconsideration of DTV Seventh Report and Order by Red River Broadcast Co., LLC for KNRR-DT, MB Docket No. 87-268, October 26, 2007 pp. 1-2.

In denying Red River's petition, the Commission held that:

...[Red River] can accomplish what it seeks when it files its application for post-transition facilities for KNRR... When it files its application for post-transition facilities on channel 12, KNRR should make its request for new parameters at that time... Should KNRR's application specify facilities that are more than five percent smaller than Appendix B, in light of KNRR's international coordination and other concerns it is likely that the application will nonetheless be approved.⁴

Accordingly, the Commission already considered the circumstances of KNRR and initially concluded that the instant application, which essentially replicates its current analog service, is appropriate and warranted under the circumstances. Moreover, Red River's proposal for KNRR's permanent DTV service will affect only 954 persons, or about 3% of the population receiving the station. Due to the proposed service of KBRR, of the 954 persons, 579 of them would continue to receive Fox over-the-air, reducing the net loss of KNRR's service to only 375 persons, or about 1% of those currently receiving KNRR.

Service By Other Stations

As shown in the Engineering Statement, in addition to KNRR, the following full power television stations provide broadcast service into the vicinity of Pembina, North Dakota:⁵

KVLY-TV, Fargo, North Dakota (NBC affiliate⁶) would serve 412 persons in the "loss area;"
KXJB-TV, Valley City, North Dakota (CBS affiliate⁷) would serve 3 persons in the "loss area;"
WDAZ-TV, Devils Lake, North Dakota (ABC affiliate⁸) would serve 758 persons in the "loss area;"
KGFE(TV), Grand Forks, North Dakota (PBS affiliate⁹) would serve 636 persons in the "loss area;"
CBWT, Winnipeg, Manitoba, Canada (CBC affiliate¹⁰);
CKY, Winnipeg, Manitoba, Canada (CTV Television affiliate¹¹).

⁴ *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service*, Memorandum Opinion and Order on Reconsideration of the Seventh Report and Order and Eighth Report and Order, FCC 08-72, para. 107 (March 6, 2008) (emphasis added).

⁵ *Implementation of the Satellite Home Viewer Extension and Reauthorization Act of 2004*, Report and Order, 20 FCC Rcd 17278 (2005).

⁶ www.valleynewslive.tv

⁷ www.valleynewslive.tv

⁸ www.wdaz.com

⁹ www.prairiepublic.org

¹⁰ www.cbc.ca/manitoba

¹¹ <http://winnipeg.ctv.ca>

Pembina

Pembina is located in the northeast corner of North Dakota, less than five miles south of the Canadian border. Its 2000 US Census population was 642 persons.¹² While Pembina is considered part of the Fargo-Valley City, North Dakota DMA (DMA rank 119¹³), Pembina is more than 140 miles away from Fargo. There are no significant population centers within 60 miles of Pembina.

Red River has operated KNRR for many years. Throughout that time, the station has not been profitable in terms of actual revenues or cashflow. This means that over time, actual costs (without regard to depreciation or “paper” losses) have exceeded actual revenues. Therefore, Red River carefully considered the investments necessary to complete the DTV transition for KNRR. As it informed the Commission in its petition for reconsideration, Red River's proposal is based upon retaining its current antenna system, an essential cost saving. If Red River cannot follow that course, it will be forced to surrender its KNRR authorizations if the Commission reverses itself and does not permit it to continue the current scope of KNRR service. Red River submits that its proposal is reasonable and efficient in that it is financially viable, on the one hand, while continuing over-the-air service to approximately 97% of its current viewers. Therefore, Red River's application should be granted as supporting the public interest in providing efficient and viable television broadcast service.

¹² <http://censtats.census.gov/data/ND/1603861580.pdf>

¹³ *Television & Cable Factbook 2008*, Warren Communications News, p. A-1729.

ENGINEERING STATEMENT
ON BEHALF OF
RED RIVER BROADCAST CO., LLC
LICENSEE OF
KNRR(TV), PEMBINA, NORTH DAKOTA
IN RESPONSE TO FCC REQUEST FOR
ADDITIONAL INFORMATION

SEPTEMBER 2008

COHEN, DIPPELL AND EVERIST, P.C.
CONSULTING ENGINEERS
RADIO AND TELEVISION
WASHINGTON, D.C.

COHEN, DIPPELL AND EVERIST, P. C.

City of Washington)
) ss
District of Columbia)

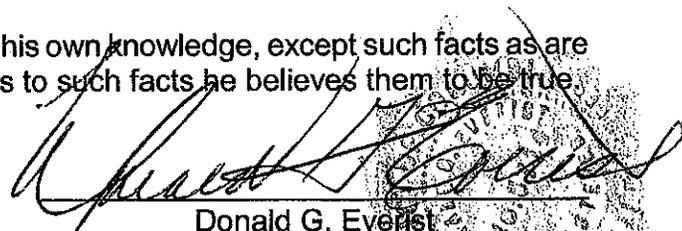
Donald G. Everist, being duly sworn upon his oath, deposes and states that:

He is a graduate electrical engineer, a Registered Professional Engineer in the District of Columbia, and is President, Secretary and Treasurer of Cohen, Dippell and Everist, P.C., Consulting Engineers, Radio - Television, with offices at 1300 L Street, N.W., Suite 1100, Washington, D.C. 20005;

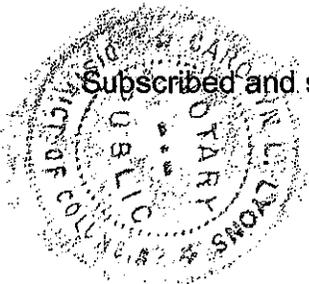
That his qualifications are a matter of record in the Federal Communications Commission;

That the attached engineering report was prepared by him or under his supervision and direction and

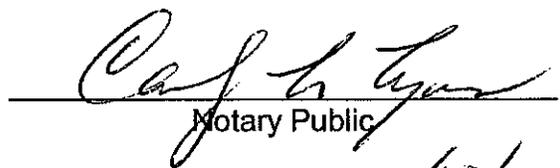
That the facts stated herein are true of his own knowledge, except such facts as are stated to be on information and belief, and as to such facts he believes them to be true.



Donald G. Everist
District of Columbia
Professional Engineer
Registration No. 5714



Subscribed and sworn to before me this 22nd day of September, 2008.


Notary Public

My Commission Expires: 2/28/2013

Cohen, Dippell and Everist, P.C.

Cohen, Dippell and Everist, P.C. has been retained by Red River Broadcast Co., LLC ("Red River"), the licensee of KNRR(TV/DT), Pembina, North Dakota, a Fox Network affiliate ("KNRR") to provide additional information to assist in responding to questions raised by the Federal Communications Commission's ("FCC") staff concerning current KNRR coverage and post-DTV transition coverage proposed in Red River's pending application, FCC File No. BMPCDT-20080520ACJ. KNRR transmits on analog Channel 12 and has been allocated digital Channel 12 for its permanent, post-transition operation. This statement is part of an amendment to that application.

Exhibit E-1 to this statement shows for KNRR its: current analog (NTSC) Grade B contour, Appendix B Allotment (36 dBu) DTV contour, and its proposed (36 dBu) DTV contour. As that Exhibit E-1 demonstrates, approximately half of the coverage areas of those predicted contours cross the border into Canada. The KNRR antenna site, which is the same for analog and digital service, is less than one km (0.62 mile) south of the Canadian border. Based on Longley-Rice prediction methodology, the following has been determined that the United States coverage of those contours are as follows:

<u>Contour</u>	<u>Population Within U.S.</u>	<u>Area Within U.S.</u> sq. km	<u>Source</u>
Current Grade B:	30,667	28,438.2	Table I, 12/21/04 FCC Public Notice DA04-3922

<u>Contour</u>	<u>Population Within U.S.</u>	<u>Area Within U.S.</u> sq. km	<u>Source</u>
DTV Allotment:	43,000	35,647	Final DTV Table Appendix B ¹
DTV Proposed:	29,713	24,196	Calculated based on Longley-Rice

As these calculations and Exhibit E-1 demonstrate, 954 persons are predicted to lose current KNRR Grade B service under Red River's proposed DTV 36 dBu service operation.

Exhibit E-2 shows predicted coverage offered by commonly owned KBRR(TV), Thief River Falls, North Dakota ("KBRR"). KBRR, a Fox affiliate, would provide over-the-air broadcast service into a considerable portion of the predicted U.S. "loss area" of KNRR. Under its proposed permanent DTV operation (FCC File No. BMPCDT-20080619AEJ), KBRR would provide a signal to 579 of the 954 persons predicted to be within the KNRR U.S. "loss area." Therefore, of that 954 persons, only 375 persons are predicted to lose over-the-air access to Fox programming.²

Exhibit E-3 shows the predicted coverage of KVLV-TV, Fargo, North Dakota, a NBC affiliate. Of the 954 persons predicted to be within the KNRR U.S. "loss area," 412 of them would receive over-the-air broadcast services from KVLV-DT.

¹In the Matter of Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service," MM Docket 87-268, Memorandum Opinion and Order on Reconsideration of the Seventh Report and Order and Eighth Report and Order (FCC 08-72) Released March 6, 2008.

²As explained elsewhere in the KNRR amendment, it is incorrect to compare the theoretical coverage area of KNRR's never-built Appendix B Allotment to its proposed DTV operation. However, if that incorrect comparison were made, the hypothetical U.S. "loss area" would include 13,287 persons (the difference between 43,000 and 29,713). That theoretical U.S. "loss area" would be reduced to 2,952 persons because KBRR would provide over-the-air Fox Network broadcast service to 10,335 persons within that theoretical area.

Exhibit E-4 shows the predicted coverage of KXJB-TV, Valley City, North Dakota, a CBS affiliate. Of the 954 persons predicted to be within the KNRR U.S. "loss area," three of them would receive over-the-air broadcast services from KXJB-DT.

Exhibit E-5 shows the predicted coverage of WDAZ-TV, Devils Lake, North Dakota, an ABC affiliate. Of the 954 persons predicted to be within the KNRR U.S. "loss area," 758 of them would receive over-the-air broadcast services from WDAZ-DT.

Exhibit E-6 shows the predicted coverage of KGFE(TV), Grand Forks, North Dakota, a noncommercial, educational station. Of the 954 persons predicted to be within the KNRR U.S. "loss area," 636 of them would receive over-the-air broadcast services from KGFE-DT.

Exhibit-7 is a consolidated coverage map showing information from the preceding exhibits. In addition, but not shown in the exhibits, Canadian television stations CBWT and CKY provide coverage into the service area of KNRR.

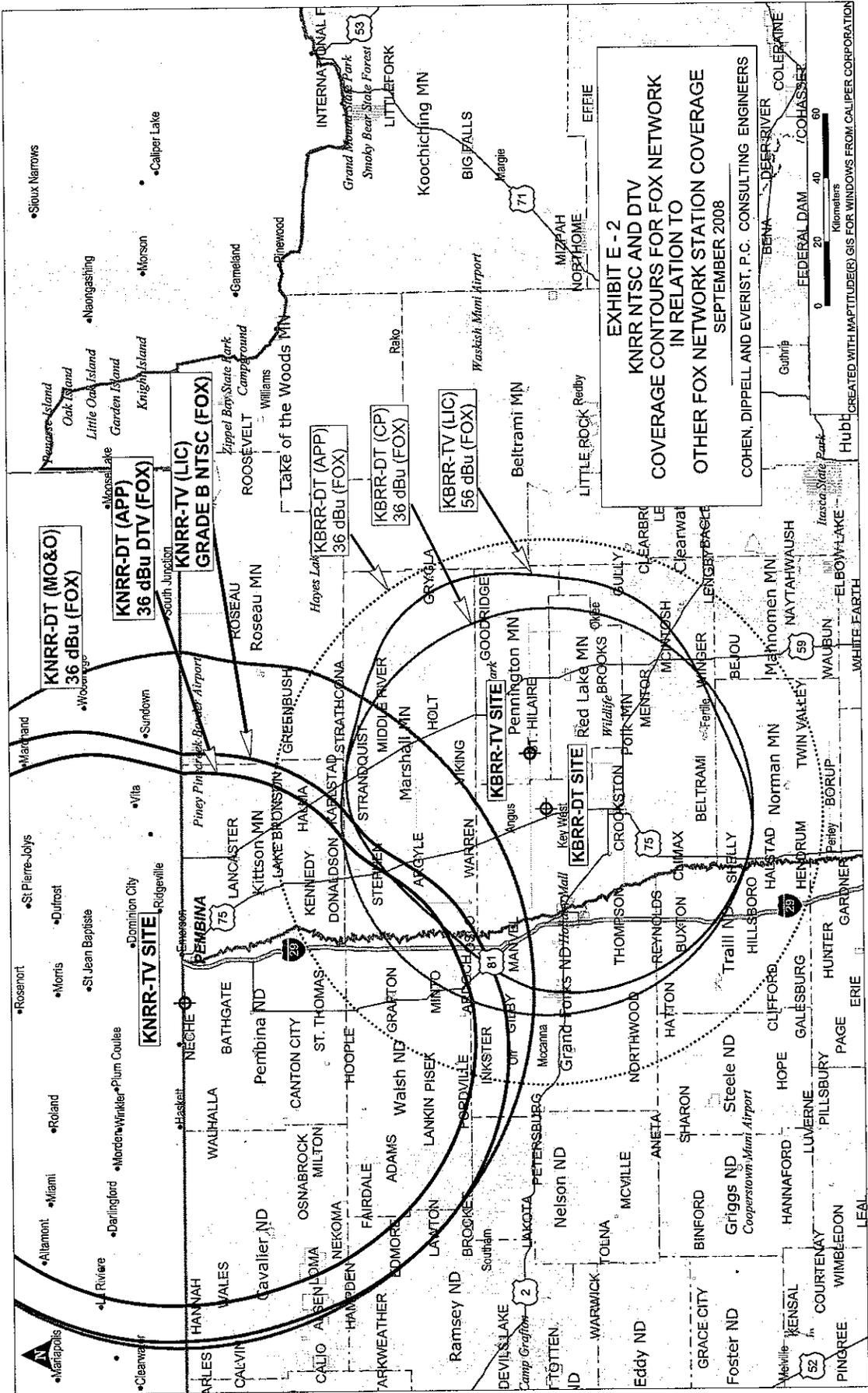


EXHIBIT E - 2
KNRR NTSC AND DTV
COVERAGE CONTOURS FOR FOX NETWORK
IN RELATION TO
OTHER FOX NETWORK STATION COVERAGE
SEPTEMBER 2008

COHEN, DIPPELL AND EVERIST, P.C. CONSULTING ENGINEERS



CREATED WITH MAPTITUDE(R) GIS FOR WINDOWS FROM CALIPER CORPORATION

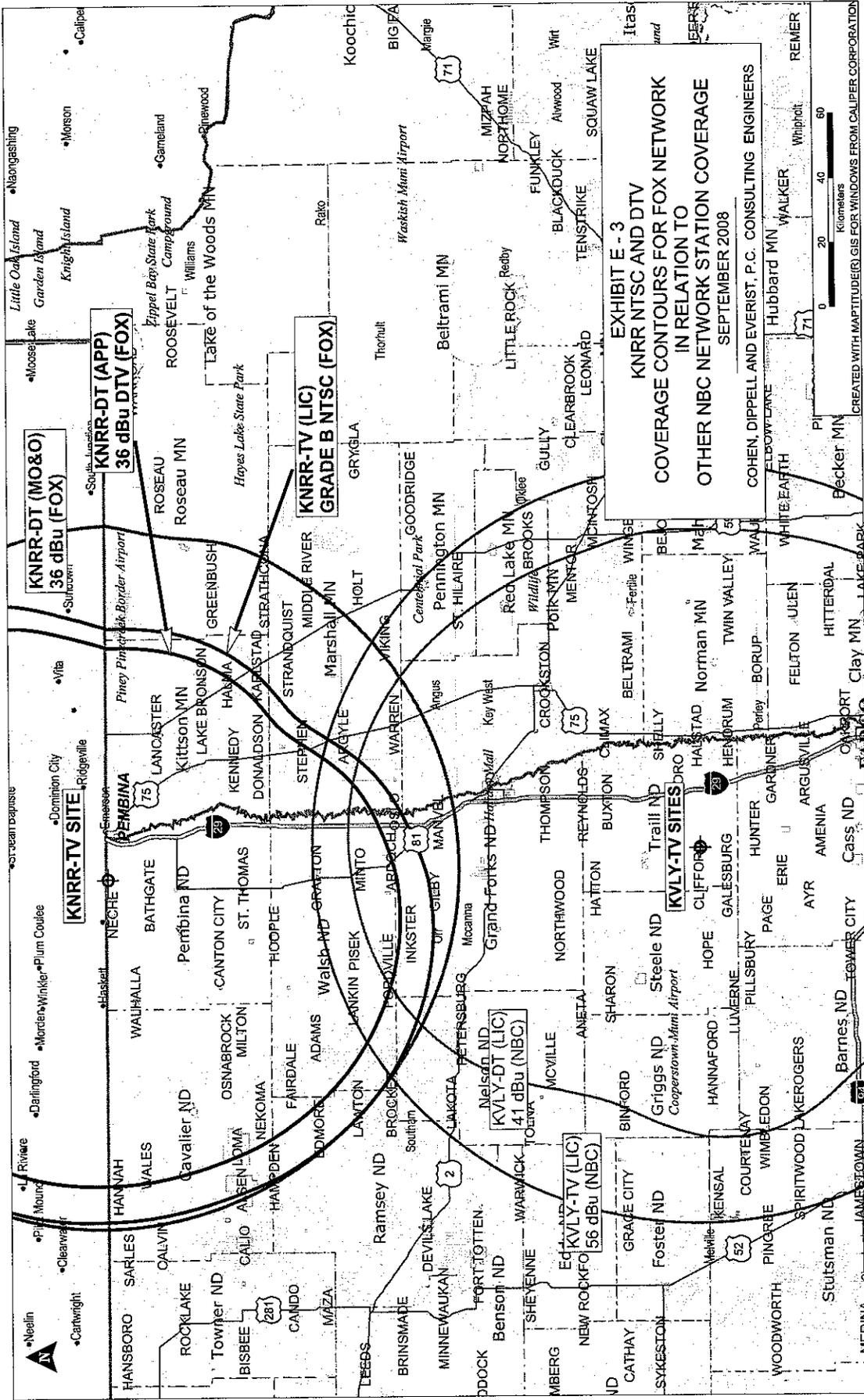
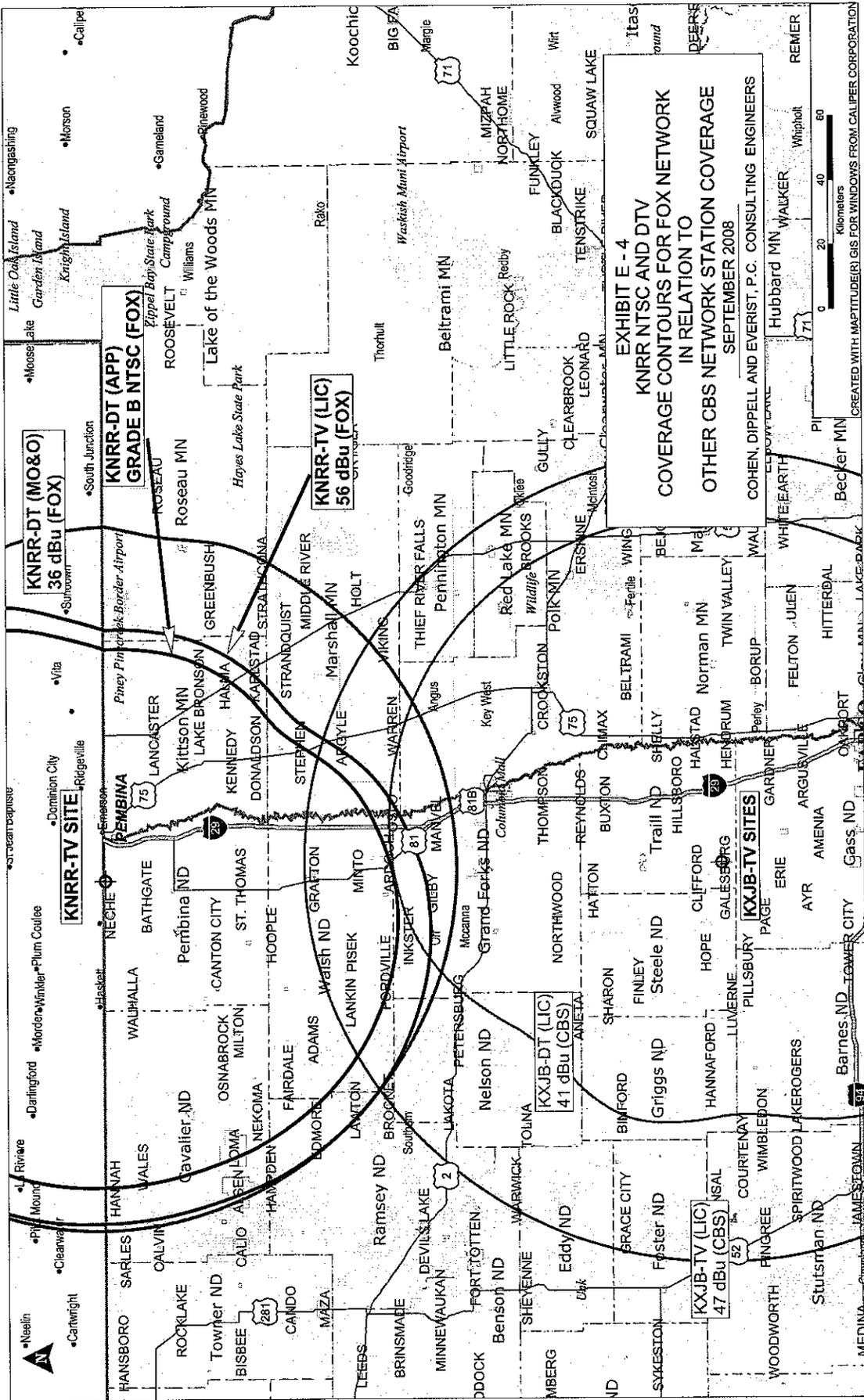


EXHIBIT E - 3
KNRR NTSC AND DTU
COVERAGE CONTOURS FOR FOX NETWORK
IN RELATION TO
OTHER NBC NETWORK STATION COVERAGE
SEPTEMBER 2008

COHEN, DIPPELL AND EVERIST, P.C. CONSULTING ENGINEERS
 HUBBARD MN
 WALKER
 WHIPPOH
 REMER



CREATED WITH MAPTITUDE(R) GIS FOR WINDOWS FROM CALIPER CORPORATION



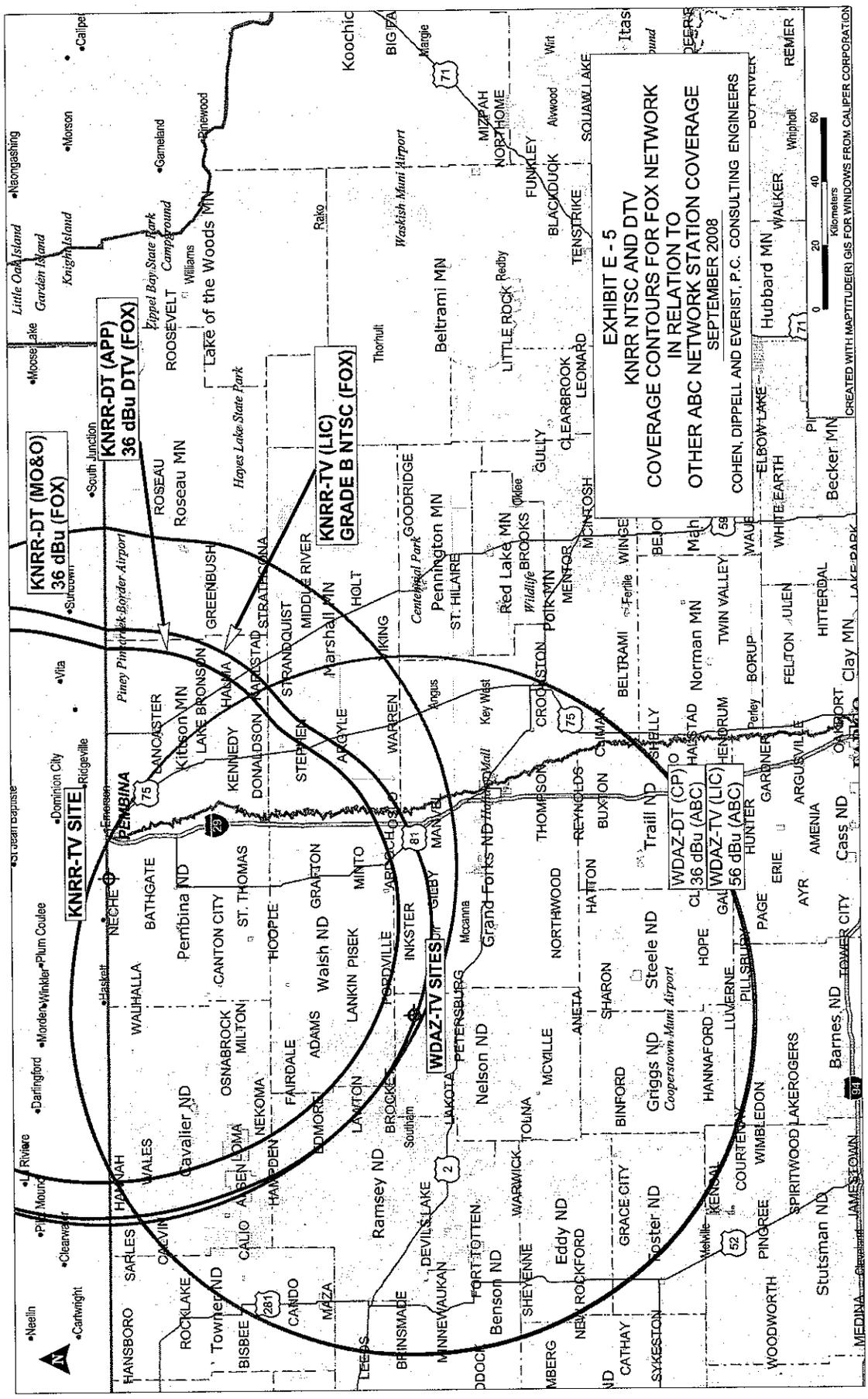


EXHIBIT E - 5
KNRR NTSC AND DTV
COVERAGE CONTOURS FOR FOX NETWORK
IN RELATION TO
OTHER ABC NETWORK STATION COVERAGE
SEPTEMBER 2008

COHEN, DIPPELL AND EVERIST, P.C. CONSULTING ENGINEERS



CREATED WITH MAPTITUDE(R) GIS FOR WINDOWS FROM CALPER CORPORATION

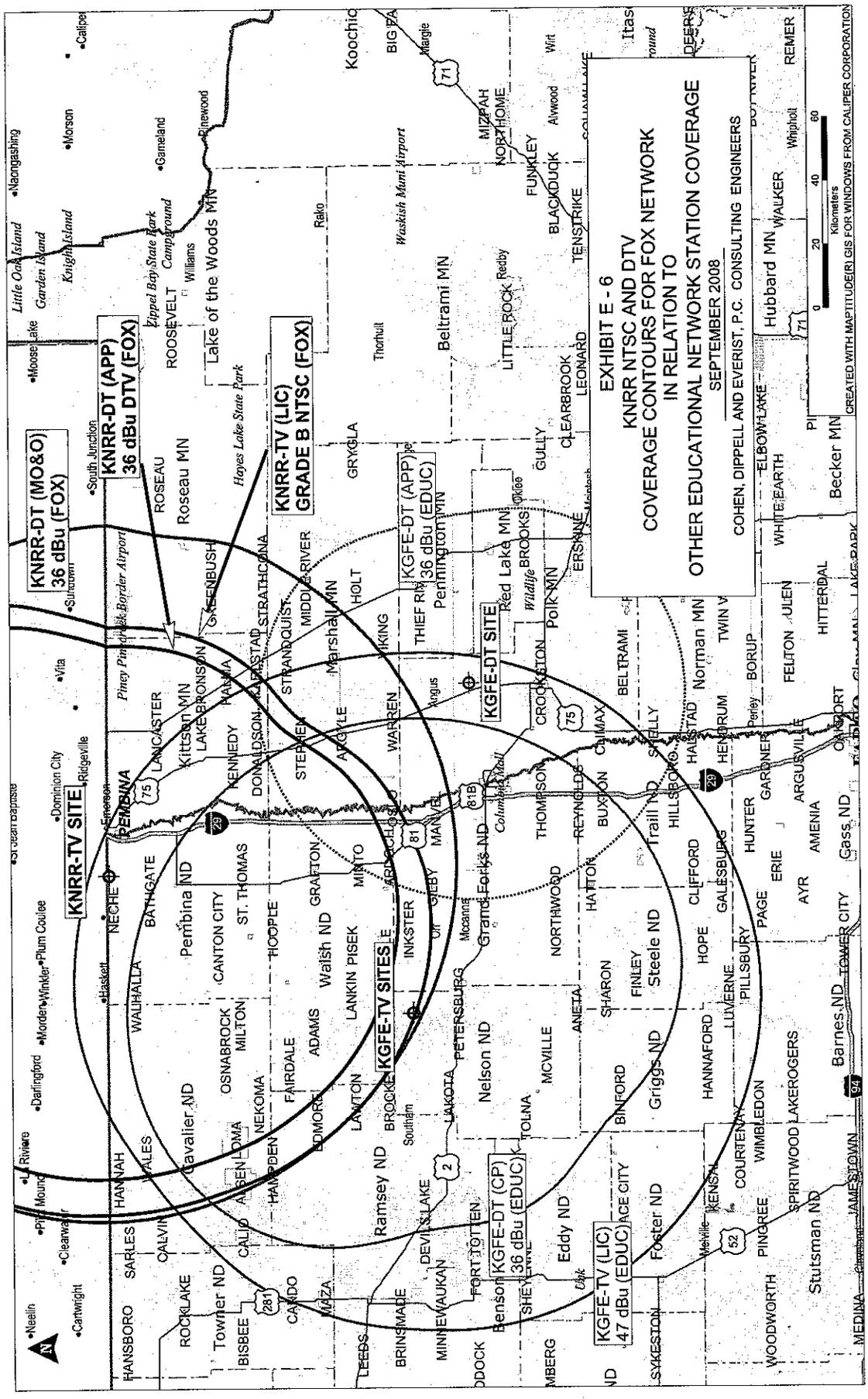
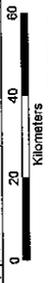


EXHIBIT E - 6
KNRR NTSC AND DTU
COVERAGE CONTOURS FOR FOX NETWORK
IN RELATION TO
OTHER EDUCATIONAL NETWORK STATION COVERAGE
SEPTEMBER 2008

COHEN, DIPPOLD AND EVERIST, P.C. CONSULTING ENGINEERS



CREATED WITH MAPITUDER(GIS FOR WINDOWS FROM CALPERS CORPORATION)

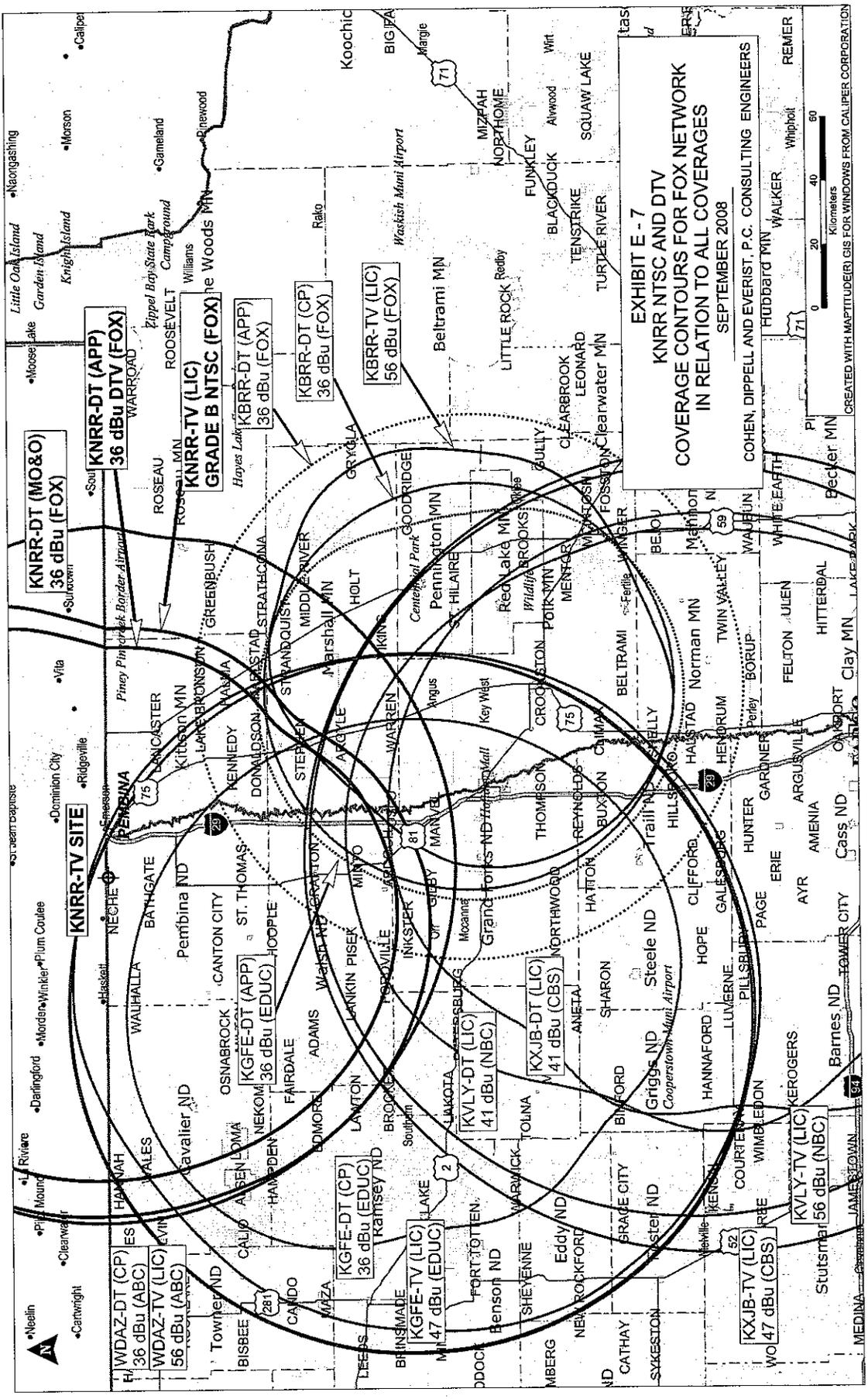


EXHIBIT E - 7
KNRR NTSC AND DTV
COVERAGE CONTOURS FOR FOX NETWORK
IN RELATION TO ALL COVERAGES
 SEPTEMBER 2008

COHEN, DIPPELL AND EVERIST, P.C. CONSULTING ENGINEERS
 WALKER
 HUBBARD MN
 REMER

0 20 40 60
 Kilometers

CREATED WITH MAPTITUDE (GIS FOR WINDOWS) FROM CALIPER CORPORATION