

KSCI-DT, Long Beach, California
Facility ID No. 35608
Application for Engineering Special Temporary Authority

KSLS, Inc. ("KSLS"), licensee of television station KSCI, Long Beach, California, serving the Los Angeles DMA, seeks Special Temporary Authority ("STA") to operate a digital facility in accordance with the parameters specified in this application upon the termination of its analog operations.

On June 8, 2009, counsel for Channel 51 of San Diego, Inc., licensee of KUSI in San Diego, sent an e-mail to Kevin Harding of the Media Bureau staff stating that, although KUSI had objected to an STA for KSCI specifying an operating power of 180 kW, KUSI would not object to the temporary operation of KSCI at 150 kW. This application requests a 150 kW facility. Therefore, KSLS expects that there will be no opposition to this application and requests its timely approval.

KSCI (TV) broadcasts on analog channel 18. KSCI-DT's pre-transition facility operates on out-of-core channel 61. KSCI's allotment for post-transition digital broadcasting is channel 18. KSCI's existing construction permit for post-transition operation matches the parameters of Appendix B to the Commission's digital table of allotments, but to accomplish this, it employs an imaginary, unbuildable antenna. On June 19, 2008, KSLS filed an application for a modified construction permit that would regularize its antenna pattern and serve as many of its analog viewers as possible. *See* File No. BMPCDT-20080619ACW. Channel 51 of San Diego, Inc., which is also authorized to broadcast on digital channel 18 in the immediately adjacent San Diego DMA, filed an informal objection and the Commission has not yet acted to modify KSLS's construction permit.

On May 29, KSLS filed an application seeking STA to broadcast on digital channel 18 with its existing analog antenna at a maximum effective radiated power ("ERP") of 180 kW (compared to the 700 kW ERP specified in its pending application for modification of its construction permit). *See* File No. BDSTA-20090529AJU. KUSI filed an informal objection to that application on June 3, 2009. The Commission has not acted on KSLS's application for STA.

Without prejudice to any of the positions that KSLS has taken in support of its application to modify the construction permit for KSCI, and without accepting any of the arguments made by KUSI in its oppositions, KSLS files this instant application solely so that it can continue broadcasting beyond June 12, 2009. Although it will not fully replicate KSCI's existing analog coverage, this STA will enable KSLS to continue providing its wide range of multicultural, multilingual programming to minorities within the Los Angeles market, including five hours of local news and talk shows each day, plus additional digital multicast channels also serving minority audiences. Accordingly, grant of this STA will serve the public interest.