

EXHIBIT 14

L4 Media Group, LLC., hereby submits the following explanation with respect to the construction of Station WXSX-CA, Savannah, Georgia (the "Station"), and, to the extent necessary, seeks a waiver of Section 73.3598 of the Commission's rules. In support of this request, the following is provided.

BACKGROUND

L4 Media Group, LLC ("L4"), acquired the Station from the The Box Worldwide, LLC, on September 19, 2005. At that time, it was aware that the Station had a construction permit authorization (BPTTL-20020520AAK, the "Construction Permit") that was to expire on January 8, 2006. L4 moved in an expeditious manner to acquire the necessary antenna and transmission equipment, and was ready to install the antenna at the authorized transmitter site in December. However, when it attempted to obtain authority to install the antenna from the tower owner, L4 was informed that a wind loading study would need to be completed prior to the installation of the transmission line that it intended to use.

After exhausting all other option, and with an eye towards the upcoming expiration of the Construction Permit, L4 filed a modification application (BMPTTA-20060104ABA) on January 4, 2006, to change tower locations, and to reduce the height of the antenna's radiation center, to take advantage of an existing transmission line that it had been assured would permit the Station to operate with the authorized effective radiated power. As such, on January 5, 2006, the licensee had the antenna installed on the tower, and the antenna rigging crew connected the existing transmission line to the Station's antenna.

Contrary to its belief, though, the existing transmission line would not permit the Station to operate with the authorized ERP. On January 6, 2006, the licensee was informed that, despite assurances otherwise, the Station could only operate with 50 kW ERP with the transmission line that is currently installed.

DISCUSSION

In adopting Section 73.3598, the Commission acknowledged that there may be "rare and exceptional circumstances" that would warrant the grant of a waiver of the three-year construction period, even if these circumstances did not fit within the "four corners" of the Commission's tolling provisions.¹

In the instant case, L4 relied upon the advice of its consulting engineer and antenna rigging crew that the existing transmission line installed on a nearby tower would be sufficient

¹ *1998 Biennial Regulatory Review – Streamlining of Mass Media Applications, Rules, and Processes; Policies and Rules Regarding Minority and Female Ownership of Mass Media Facilities*, Memorandum Opinion and Order, 14 FCC Rcd 17,525, 17,541 (1999).

to operate the Station with the effective radiated power authorized in the Construction Permit. On the basis of this advice, it filed a modification application to change tower locations and reduce height with the knowledge that it would likely not be able to seek to regain the previously-authorized antenna height due to the freeze on minor modification application that increase the service areas of Class A Television stations.²

L4 will be ready to proceed to install the replacement transmission line as soon as the wind loading study is completed. It is expected that the study will be completed, and the new transmission line can be installed, by February 10, 2006. L4 will promptly amend the instant application to specify the correct operating constants at that time.

CONCLUSION

Therefore, to the extent necessary, L4 Media Group, LLC, respectfully requests a waiver of Section 73.3598 to permit the installation of new transmission line. It constructed its facility in accordance with the Construction Permit, as modified, with the firm belief that the existing transmission line would permit the operation of the Station as authorized in its Construction Permit. In light of the deficiencies with the existing transmission line, it must now conduct the wind loading study to permit the installation of new transmission line so that the Station can reach its authorized power level.

The Commission has recognized that there may be "rare and exceptional circumstances" that prevent a licensee from constructing its authorized facilities within the provided three-year term. In the instant matter, L4 had no reason to believe that the existing transmission line would not be able to permit the Station to operate at its authorized power level. It filed a modification application specifically so to use the existing transmission line, and was stunned to learn that the line would not operate as intended. It has a replacement transmission line on hand, and must only wait until a wind loading study is completed.

As such, the public interest would best be served by the limited extension of the construction period of Station WXSX-CA to permit the installation of the replacement transmission line.

² See *Freeze on the Filing of Certain TV And DTV Requests for Allotment or Service Area Changes*, Public Notice, 19 FCC Rcd 14,810 (1994).