



Federal Communications Commission
Washington, D.C. 20554

May 27, 2020

In reply refer to: 1800B3-VM

David A. O'Connor, Esq.
Wilkinson Barker Knauer, LLP
1800 M Street, N.W., Suite 800N
Washington, DC 20036

In re: **W236DF, Brainerd, MN**
Facility ID No. 201194
File No. BNPFT-20171201APJ

HBI Radio Brainerd/Wadena, LLC
Tolling Request

Dear Mr. O'Connor:

On May 13, 2020, we received your request on behalf of HBI Radio Brainerd/Wadena, LLC (HRB/W) for tolling of the construction deadline for the construction permit for FM Translator K235BP, Brainerd, Minnesota (Station), granted on January 12, 2018 for a three-year term expiring on January 12, 2021.

Your tolling request is based on construction delays caused by the impact of the COVID-19 coronavirus (COVID-19) pandemic. You state that HRB/W has been making progress toward completion of construction, but that the March 13, 2020 Minnesota Executive Order declaring a state of emergency has created a situation that makes it impossible to complete construction at this time. This request falls within one of the criteria for tolling in 47 CFR §73.3598(b)(1) and is granted.

Grant of the request is subject to the following conditions:

Tolling is effective as of April 13, 2020.¹ When tolling ends, 9 months will remain on the permit.

Tolling will remain in effect for 6 months, until November 27, 2020, absent earlier resolution of the COVID-19 closure. If construction cannot resume within 6 months due to the COVID-19 closure, HRB/W must file a status report by November 27, 2020, requesting continued tolling treatment.

HRB/W must notify us within 30 days of the COVID-19 delays being resolved. All status reports must be sent by emailed letter addressed to Marlene S. Dortch, Secretary, FCC, 445 12 St, S.W., Washington, D.C. 20554, and directed to Victoria McCauley at Victoria.McCauley@fcc.gov.

¹ Pursuant to §73.3598(c) of the rules, because the request was filed more than 30 days from grant of the original CP application, we look back 30 days from the date of filing to determine the effective date of tolling. Since the request was filed on May 13, 2020 and the Minnesota Executive Order on March 13, 2020 was more than 30 days prior to that, April 13, 2020 is the effective date of tolling.

When tolling ends (either because HRB/W has not filed a request for continued tolling or because the matter has been resolved) we will calculate a new CP expiration date by adding the 9 months.

Sincerely,

Albert Shuldiner

Albert Shuldiner
Chief, Audio Division
Media Bureau

Sent via email to doconnor@wbklaw.com