

## Federal Communications Commission Washington, D.C. 20554

June 10, 2021

Venture Technologies Group, LLC 5670 Wilshire Blvd.
Suite 1620
Los Angeles, CA 90036
fcc@loop.com
(via electronic mail)

Re: Request for Special Temporary

Authority

KBKF-LD, San Jose, CA Facility ID No. 127882 LMS File No. 0000147729

## Dear Licensee:

This letter concerns the above-referenced request for special temporary filed May 28, 2021 (STA), as amended June 4, 2021 (STA Amendment), by Venture Technologies Group, LLC (Venture), licensee of digital low power television (LPTV) station KBKF-LD, channel 6, San Jose, California (KBKF-LD or Station). For the reasons below, we grant Venture's STA with conditions.

KBKF-LD is a digital LPTV station operating on channel 6 in ATSC 3.0 format. Venture requests an STA *nunc pro tunc* to operate an analog FM audio carrier as an ancillary or supplementary service within Station's assigned digital channel frequencies (FM6 operations). Venture states that, as permitted under the ATSC A/322 standard, the Station's ATSC 3.0 signal is configured to occupy 5.509 MHz of the Station's digital channel. The Station uses this signal to transmit video programming originated locally in Santa Clara, California, by UChannel at no direct charge to viewers. Venture states that this video programming can be satisfactorily viewed on consumer receiving equipment based on the ATSC 3.0 standard. Venture further states that the ancillary or supplementary audio signal occupies a portion of the remaining bandwidth assigned to the Station as part of its DTV channel. Venture claims that the audio signal does not derogate the Station's obligations under the Commission's rules.<sup>3</sup>

Venture states that the Station utilizes a complete transmitter system with a single transmission line and the antenna system set forth in the Station's license.<sup>4</sup> Venture represents that it provided notice to all potentially affected channel 5, channel 6, and 88.1 FM stations in San Jose-San Francisco-Oakland and adjoining Designated Market Areas that it was beginning digital service with ATSC 3.0 video and an ancillary audio signal.<sup>5</sup> In the more than three months since KBKF-LD commenced operations with this

<sup>&</sup>lt;sup>1</sup> STA at 1. Venture has a lready initiated its FM6 operation on the Station's digital channel 6 under the belief that, under the Commission's existing rules, it is permitted to offer an audio signal available at 87.7 FM on an ancillary or supplementary basis. *Id.* citing 47 CFR. § 73.624(c). Nevertheless, out of an abundance of caution, Venture requests an STA *nunc pro tunc* for its FM6 operations. *Id.* 

<sup>&</sup>lt;sup>2</sup> *Id.* citing 47 CFR § 74.795(b); 47 CFR § 73.790(g)(3).

<sup>&</sup>lt;sup>3</sup> Id. at 1-2 citing 47 CFR § 74.790(g)(3).

<sup>&</sup>lt;sup>4</sup> *Id.* at 2.

<sup>&</sup>lt;sup>5</sup> *Id*.

configuration, Venture claims that no station has reported any interference or other issues.<sup>6</sup> Should any unexpected interference occur, Venture pledges to promptly take remedial action, including termination of all or part of the Station's signal, if necessary.<sup>7</sup>

In its June 4, 2021 amendment, Venture commits that, while it is operating pursuant to the STA, it will continue to make efficient use of the ATSC 3.0 video portion of the Station's signal.<sup>8</sup> To satisfy this commitment, Venture represents that KBKF-LD will provide at least one stream of synchronized video and audio programming on the ATSC 3.0 portion of the spectrum on a full time (24x7) basis.<sup>9</sup>

ACCORDINGLY, the request for special temporary of Venture Technologies Group, LLC for digital LPTV station KBKF-LD, San Jose, California, **IS GRANTED** for a period of **six months from the date of this letter**, subject to the following conditions:

- 1. FM6 operations may only be conducted on 87.75 MHz.
- 2. This STA has been issued on a non-interference basis and may be immediately modified or terminated if the operation causes interference to any other licensed user, including but not limited to broadcast television or radio users, or if Venture fails to comply with any conditions of grant. Pursuant to section 73.1635(b) of the rules, the Video Division, without the consent of Venture, may also modify the terms of or terminate this authorization for any other reason upon written notice to Venture.
- 3. KBKF-LD's audio and video coverage must reach similar populations.
- 4. Venture shall submit written reports, 90 days from the date of this letter and then again 180 days from the date of this letter, detailing any reports of interference to other licensed users it has received and any interference between KBKF-LD's video and audio services that in any way limits the coverage of its video. Such reports must also include a demonstration that KBKF-LD's audio and video coverage reach similar populations.
- 5. During the term of this STA, KBKF-LD must provide at least one stream of synchronized video and audio programming on the ATSC 3.0 portion of the spectrum on a full time (24x7) basis.
- 6. During the term of this STA, the technical facilities of KBKF-LD may not be modified.
- 7. During the term of this STA, the license of KBKF-LD may not be assigned or transferred.

Sincerely,

/s/

Barbara A. Kreisman Chief, Video Division Media Bureau

cc (via electronic mail): Ari Meltzer, Esq.

<sup>&</sup>lt;sup>6</sup> *Id*.

<sup>7</sup> *Id*.

<sup>&</sup>lt;sup>8</sup> STA Amendment at 1.

<sup>&</sup>lt;sup>9</sup> *Id*.