

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554**

In the Petition of  
Harrison County, Texas

For Modification of the Television Market  
Of Station KFXK- FOX 51,  
Tyler/Longview, Texas with Respect to DISH  
Network and DIRECTV

MB Docket No. 12-1  
CSR- \_\_\_\_\_

To: Chief, Media Bureau

**PETITION FOR SPECIAL RELIEF**

Harrison County, Texas, pursuant to Section 338 of the Communications Act and Sections 76.7, 76.59 and 76.66 of the Commission's rules, hereby requests (hereinafter, the "Petition") that the television market of KFXK- FOX 51, Tyler/Longview, Texas, referred to as the "Station" be modified to include Harrison County (the "County") in northeast Texas with respect to satellite TV provider DISH Network ("DISH") and satellite TV provider DIRECTV ("DIRECTV"). The County has long been assigned by Nielsen to the Shreveport, Louisiana designated market area ("DMA"). As such, the County has been "orphaned" by Nielsen due to its assignment to an out-of-state DMA and has been deprived of the ability to receive from a satellite carrier its preferred in-state television broadcast stations. Consumers in the County have been unable to receive from a satellite carrier important news from their own local cities, nor emergency information quickly and accurately in the County. Further, residents have had far fewer opportunities to view televised news, sports, weather, politics and other things of public interest within and throughout their own state.

The STELA Reauthorization Act of 2014 ("STELAR") empowered the Federal Communications Commission ("FCC or "Commission") to modify a television broadcast

station's local market when it would, among other things, "address satellite subscribers' inability to receive in-state programming in certain areas." This Petition thus falls within Section 338's market modification provision, which allows the Commission to "include additional communities within [a station']...to better effectuate the purposes of this section."

For the reasons explained below, the County requests that the Commission modify the Stations' local markets, as defined in 17 U.S.C. § 122(j), to include the County with respect to carriage by DISH and DIRECTV. The County is governed by the constitutionally established Harrison County Commissioner's Court and all actions requested herein are approved by the governing body by formal agenda and vote of the members. The presiding officers of Texas County Commissioner's Courts are the Constitutional County Judges, and therefore the duly elected County Judge signs this petition below as authorized by the governing body. Counties are exempted from the filing fee for said Petition.

## **I. THIS PETITION SATISFIES THE STATUTORY FACTORS**

As required by STELAR, the Commission determines whether to grant a market modification based on consideration of five statutory factors. These factors reflect the four factors previously applicable to market modifications in the cable context, plus an additional factor to assess "whether modifying the local market of the television station would promote consumers' access to television broadcast station signals that originate in their State of residence." The five factors are:

1. Whether the station or other stations located in the same area have been historically carried on: (a) the cable system or systems within that community; and (b) the satellite carrier or carriers serving that community;
2. Whether the television station provides coverage or other local service to that community;

3. Whether modifying the local market of the television station would promote consumers' access to television broadcast station signals that originate in their state of residence;
4. Whether any other television station that is eligible to be carried by a satellite carrier in the community in fulfillment of the requirements provides news coverage of issues of concern to the community or provides carriage or coverage of sporting and other events of interest to the community; and
5. Evidence of viewing patterns in households that subscribe and do not subscribe to the services offered by multichannel video programming distributors within the areas served by the multichannel video programming distributors in the community.

**A. This Petition Satisfies the Third and Most Important Factor By Bringing an In-State Local Broadcast Stations to Consumers Who Historically Have Been Unable to Receive It From a Satellite Carrier**

Where, as here, the purpose of the market modification is to bring a previously unavailable (via satellite carrier) in-state local broadcast stations to a community, the third-factor should carry significant weight in the Commission's analysis. Today, because the County is assigned to the Shreveport, Louisiana DMA, local broadcast content available by satellite is oriented to the interests of a different state. The Station is licensed in the Tyler-Longview, Texas DMA, which is in the same state as the County. As the Harrison County Commissioners have previously explained, "This is about emergency news, weather and local interest stories." The process will allow the county to access news, politics, sports, emergency information and other television programming from its own area. (See Exhibit 1, Marshall News Messenger Online Article February 15, 2017. (12 comments from residents online)) One reader, Mrs. Melson, comments "Thank goodness. It would be nice to see news from our local area rather than what is going on in another state! If it is a marketing issue, people in Western Harrison County are more likely to

shop in Longview less than 10 miles away than Shreveport, 60 miles away.”(See also Comments to include one from Mr. Charles Hadlock, Producer and Reporter at NBC Network)

This Petition therefore satisfies the third factor by delivering in-state local broadcast stations from Tyler-Longview, Texas, over DISH’S and DIRECTV’S satellite TV service to consumers in the County who have previously been unable to receive it from DISH and DIRECTV. As explained, this third in-state factor should receive enhanced weight when the Commission considers market modification petitions.

The most compelling case to satisfy the third factor comes from the City of Longview, Texas. Longview enjoys the benefits of recent growth and now sees population expansion in city limits that extend into Harrison County, Texas. The Harrison County, Texas duly appointed Elections Administrator Mike McMurry reports as of January 2, 2018, his records reflect that there are one thousand three hundred (1,300) registered voters that live in Harrison County and are also within the City of Longview, Texas. Most city offices and city residents are located across the county line in adjoining Gregg County, Texas. Therefore, the city limits of Longview, Texas, extends out of Gregg County into Harrison County, Texas. (See Exhibit 2, Map of Gregg and Harrison Counties including Longview, Texas.) The Station covers news regarding Longview, Texas. Gregg County, Texas lies in the Tyler-Longview DMA. In the current situation, Harrison County residents, who are also within the city limit of Longview, Texas, are not able to view the news covering Longview, Texas, due to Harrison County’s orphaned status. (See Exhibit 3, Letter of Support From Mayor of Longview, Texas.) Specific stories viewed by Longview residents in Gregg County but **NOT** by Longview residents across the line in Harrison County are included in Exhibit 4.



Grant of the this Petition would enable DISH and DIRECTV subscribers in the city of Longview to receive the Station, which offers local-oriented weather, news, sports, political coverage, and advertising, among other things, through their satellite TV package. As our exhibits and letters portray, the additional coverage requested is also a matter of public safety of our constituents. One resident writes "...this is a safety manner (sic), we would get storm information from the west and earlier when storms are in our area..." (See Exhibit 5, Letter from Turner. Exhibit 6, Letter from Copeland. Exhibit 7, Letter from Fulbright.)

### **B. The Remaining Factors Support This Petition**

The first, second, and fifth factors all relate to historical or current opportunity to view the State in the County (the first and second factors), and whether the residents of the County have availed themselves of such opportunities (the fifth factor). Since the purpose of STELAR was to facilitate access to in-state broadcast programming, neither a lack of historical carriage or coverage, nor a commensurate lack of historical viewing patterns for the Station, should weigh against the requested market modification. Because the County has long been assigned by Nielsen to an out-of-state DMA, STELAR's market modification provision marks the first opportunity in many years for the County to receive the Station's signal over satellite. Given this lack of carriage, residents of the County have had little opportunity to develop any viewing patterns for the Station. It is precisely this lack of opportunity to view, via satellite TV, an in-state network-affiliated station that this Petition intends to remedy. Regarding the fourth factor, the County is familiar with Shreveport broadcast stations that should deliver local content, but is unaware of another in-state local broadcast station carried by a satellite provider in the County that offers Longview and Texas-oriented news coverage of issues of concern to the degree expected by residents of the County.

## II. EVIDENTIARY SHOWING

The County submits evidence as explained below responsive to the evidentiary requirements in the Commission's rules.

- With respect to Factor 1, Commission rules require that market modification petitions include "[c]able system or satellite carrier channel line-up cards or other exhibits establishing historic carriage [of a given station], such as television guide listings." The evidence submitted is a basic lineup card of coverage. Exhibit 8
- With respect to Factor 2, attached as Exhibit 9 is a map illustrating the location of the County and indicating the Stations' coverage area based on over-the-air signal strength.
- With respect to Factor 3, the Petition includes many comments and letters indicating consumer public support for market modification.
- Although market modifications generally require information on "shopping and labor patterns in the local market," such data should not impact any decision about whether or not residents of the County should be able to receive Texas based local broadcast stations by satellite. Nonetheless, residents of the County will benefit from being able to receive an in-state local broadcast station from Tyler/Longview because the station provides news, state political coverage, sports and other information that is important to them as Texas residents. Therefore, to the extent necessary, we respectfully request a waiver of this item as such information is not available to the County and offers little to no value to the Commission in assessing the merits of this petition. This petition does include evidence of stories run in the Tyler/ Longview DMA affecting Longview residents that were not run in the Shreveport DMA, depriving Harrison County residents of Longview, Texas the benefit of local broadcasting.
- With respect to Factor 4, the County provides a listing of Texas Sporting Teams that are preempted in the County for coverage of Louisiana teams. Exhibit 10. When the Dallas Cowboys are not otherwise the national game of the week....Harrison County residents would see the New Orleans Saints. The Cowboys are broadcast in the Tyler/Longview DMA. Our constituents want to watch the Cowboys.
- With respect to Factor 5, Commission rules require that market modification petitions include "[p]ublished audience data for the relevant station showing its average all day audience... for both multichannel video programming distributor (MVPD) and non-MVPD households[.]" As discussed above, given

the lack of available historical carriage of the Stations in the County, to the extent necessary, we respectfully request a waiver of this item.

### **III. TECHNICAL AND ECONOMIC FEASIBILITY**

On September 12, 2016 the County sent to DISH a pre-filing coordination letter pursuant to 47 C.F.R. § 76.59 (e) of the Commission's rules (Exhibit 11) DISH responded on December 19, 2016 ("DISH Response") (Exhibit 12) opined in a boilerplate letter that based on DISH's current knowledge and satellite coverage capabilities, factors exist that render the provision of the Station in the County to be infeasible pursuant to 47 C.F.R. § 76.59(e).

On September 12, 2016, the County sent to DIRECTV a pre-filing coordination letter pursuant to 47 C.F.R. § 76.59(e) of the Commission's rules (Exhibit 13.) DIRECTV responded on October 4, 2016 and January 19, 2017("DIRECTV Response") (Exhibit 14) and confirmed that based on DIRECTV's current knowledge and satellite coverage capabilities, DIRECTV can provide service within the County with its SD spot beam and HD service to all zip codes associated with the request because reception of the signal does meet the minimum performance thresholds for DIRECTV's service. No factors were identified that rendered the provision of the Stations in the County to be "economically infeasible" or "technically infeasible" pursuant to 47 CF.R. § 76.59(e).

Carriage of Texas television in Harrison County, Texas is an issue of utmost importance to the citizens of our community. In that regard, attached as Exhibit 15 are more public comments recently submitted to the online newspaper site encouraging the Harrison County Commissioners, the governing body of the county, to file this petition. One comments"...I don't care what the Governor of Louisiana is doing, I need to know the Texas news." Over the years,

countless other constituents have expressed their strong desire for Tyler-Longview television programming to the Harrison County Commissioners by telephone and personal contact.

Congress authorized STELAR to provide a common sense solution that will benefit our constituents that are disenfranchised by living in the “orphaned” Harrison County, Texas and other counties across the nation similarly situated. Our U. S. Senator John Cornyn concurs in his letter of support (Exhibit 16.) Likewise, Congressman Louie Gohmert is very familiar with his First District of Texas and the inability of his Harrison County, Texas constituents to receive in-state broadcasts. (Exhibit 17)

Finally, attached as Exhibit 18, a letter of support from Texas State Senator Bryan Hughes showing support for the petition in that “...people of Harrison County have strong ties to their in-state neighboring communities to the west...” Senator Hughes is elected by constituents in Senate District One which includes all counties near the Louisiana border in the Northeast Texas region including Harrison, Gregg and Smith Counties in which lie the cities of Marshall, Longview and Tyler respectively.

#### IV. CONCLUSION

For this and the many other foregoing reasons, the County urges the Commission to expeditiously grant its Petition.

Respectfully submitted,

HARRISON COUNTY COMMISSIONERS

A handwritten signature in blue ink, appearing to read "Hugh Taylor", is written over a horizontal line.

**By Hugh Taylor the Presiding Officer and County Judge**

### **Exhibit List**

- 1. Marshall News Messenger February 15, 2017 online article with 12 constituent's comments attached.**
- 2. Map of Gregg and Harrison Counties.**
- 3. Letter of support from Dr. Andy Mack, Mayor of Longview, Texas.**
- 4. Longview and Harrison County stories.**
- 5. Letter from Turner.**
- 6. Letter from Copeland.**
- 7. Letter from Fullbright.**
- 8. Pre-filing coordination request to DISH.**
- 9. DISH response.**
- 10. Pre-filing coordination request to DIRECT-TV.**
- 11. DIRECT-TV response.**
- 12. Marshall News Messenger online article.**
- 13. Maps of area DMAs along with broadcast signal maps.**
- 14. Programing.**
- 15. Sports programing.**
- 16. Letter of support from U. S. Senator John Cornyn.**
- 17. Letter of support from Congressman Louie Gohmert.**
- 18. Letter of support from Texas State Senator Bryan Hughes.**

## List of Service by Email

The Station Manager's name and email address for all 4 Shreveport/ Texarkana broadcast TV stations are as follows:

KTBS- ABC	Station Manager: Randy Bain	email: <a href="mailto:rbain@ktbs.com">rbain@ktbs.com</a>
KTAL- NBC	Station Manager: Donecia Pea	email: <a href="mailto:dpea@ktalnews.tv">dpea@ktalnews.tv</a>
KMSS-FOX	Station Manager: Donecia Pea	email: <a href="mailto:dpea@ktalnews.tv">dpea@ktalnews.tv</a>
KSLA- CBS	Station Manager: Joe Sciortino	email: <a href="mailto:jsciortino@ksla.com">jsciortino@ksla.com</a>
KFXK-FOX 51	Station Manager: Ward Huey	email: <a href="mailto:whuey@easttexasmatters.com">whuey@easttexasmatters.com</a>
KLTV –Channel 7	Station Manager: Pat Stacey	email: <a href="mailto:pstacey@kltv.com">pstacey@kltv.com</a>
HARRISON COUNTY	County Judge: Hugh Taylor	email: <a href="mailto:hught@co.harrison.tx.us">hught@co.harrison.tx.us</a>

### CERTIFICATION

I, Hugh Taylor, certify that the foregoing Petition and Exhibits are being served on the parties listed by email at or on date of filing.

  
\_\_\_\_\_  
Hugh Taylor, Harrison County Judge

# THE MARSHALL NEWS MESSENGER

Thursday, April 20, 2017



## Harrison County seeks East Texas TV station access



By Robin Y. Richardson  
Feb. 15, 2017 at 4 a.m.

The Harrison County Commissioners Court approved on Monday to proceed with the filing of a market modification request to the Federal Communications Commission to make Tyler and Longview news stations accessible to Harrison County residents.

The court also approved to spend up to \$5,000 to hire a consulting firm to assist the county with the application process, if needed.

"This is a relevant public interest item if there ever was one," said Harrison County Judge Hugh Taylor.

He said, in fact, a constituent in Hallsville had just spoken with him that morning about the great interest. Pct. 4 Commissioner Jay Ebarb, who represents the Harleton area on the west side of the county, has also been flooded with calls from constituents who are thrilled with the idea.

"We're not to the finish line, but we hope to get the process moving down the road a little bit," Taylor said.

In September, the commissioners court approved to ask satellite providers to initiate a feasibility study to allow the county to gain access to more East Texas news channels west of the county. The action became a possibility as a result of the FCC's new satellite market modification rules.

"With the help of the station vice president for KLTU (in Tyler), we finally got our responses from the two satellite providers that serve our constituents," Taylor said.

While Dish Network advised that it would be both "technically infeasible" and "economically infeasible" for it to provide the Tyler-Longview service to the county, Direct TV confirmed that its company could.

"Dish said no, but Direct TV said yes, and in their response they actually affirmed that they could provide service for KFXK, KLTU, KYTK and KETK in our market for the benefit of our constituents," Taylor said. "So the Direct TV response was very positive."

The judge said the process is a tedious one, however, which is why he asked the court to approve up to \$5,000 to hire a consulting firm to assist.





"There's a lot of data that has to be compiled (for) these STELAR (Satellite Television Extension and Localism Act Reauthorization) applications and everyone has to be onboard, so I thought I would ask the court to approve to proceed with the filing of the application and set aside some cash in case we have to hire a firm to help us," he said.

"I don't know how long the petitions are considered once we finally accumulate the data necessary to file the appropriate market modification request," he added. But "I hope we can deliver in the future."

He noted that ultimately, local governments, including counties, can request cable operators to offer the same type of modification.

"It's a great deal of interest and I think it'd deliver a great deal of service (regarding) emergency planning for weather," Judge Taylor said. "I think we'd like the opportunity to get both the eastern channels - Texarkana, Shreveport, Bossier - and Longview, Tyler, possibly even Nacogdoches, so this has a huge following.

"I've got direct phone calls here to my office showing interest in going forward," he said. "It's not just about watching the Dallas Cowboys play football, although the Saints are also on at the same time. This is about emergency news, weather and local interest stories."

The process will allow the county to access news, politics, sports, emergency information and other television programming from its own area.

"This is about being part of the western side of this county and hearing about news that is closer to home, hearing news that's closer to their home," said Taylor.

Taylor said a couple of thousand Harrison County residents live in the city of Longview.

"There are several thousand residents in Hallsville and then they are scattered out from Harleton, Noonday (Road), all the way south down Lansing Switch (Road) and Country Club Road and across I-20, out to Quail Lane," he noted. "There are a lot of residents out in the Hallsville, Longview area that have told me they would rather see the Tyler, Longview stations and this may be a means to accomplish that goal.

"It is exciting. It's relevant," he said of the option. "It's an interesting item that I hope our court and our staff can deliver to the constituents."

## SHARE

### Comments

12 Comments

Sort by **Oldest**



Add a comment...



**Mary Nell Cole** · Works at Self-Employed

I hope it applies to Marshall, too. I don't much care what the governor of Louisiana does, but I am interested in Texas news.

[Like](#) · [Reply](#) · 3 · Feb 15, 2017 6:26am



12 Comments

Sort by Oldest



Add a comment...

**Mary Nell Cole** · Works at Self-Employed

I hope it applies to Marshall, too. I don't much care what the governor of Louisiana does, but I am interested in Texas news.

[Like](#) · [Reply](#) · 3 · Feb 15, 2017 6:26am**Jack Harmon** · Realtor at Century 21 Platinum Partners

Sometimes a bad storm is already in Marshall before the Shreveport stations even start to cover it. On the other hand, the Tyler stations start to cover the weather as soon as it moves through Dallas. When you live in Texas, you vote in Texas and pay taxes in Texas, who cares what the crooks in Baton Rouge are doing with Louisiana tax money. No Texan can vote over there but we are forced to watch their political ads at election time. We all know their not spending on their tax money on their poor condition roads and bridges. I think it would be better to have the choice to watch the news in the State where you live, rather than be forced to watch the news from another State that you dont live or vote in. Fuzz

[Like](#) · [Reply](#) · 5 · Feb 15, 2017 7:32am**Shirley Boules Copeland** · Stephen F. Austin State University

Hope we can get this done. Louisiana politics and shopping are ok if you live there. We need good ol texas politics and local shopping!!

[Like](#) · [Reply](#) · 5 · Feb 15, 2017 10:10am**Page Chrisman** · Works at Hallsville ISD

Does this include Fidelity?

[Like](#) · [Reply](#) · Feb 15, 2017 12:39pm**Deborah Lee**

Please include the Waskom area. I'd rather hear about what's happening in Texas!

[Like](#) · [Reply](#) · 1 · Feb 15, 2017 2:00pm**Debbie Brooks Melson**

Thank goodness! It will be nice to see news from our local area rather than what is going on in another state! If it is a marketing issue, people in Western Harrison County are more likely to shop Longview less than 10 miles away than Shreveport, 60 miles away!

[Like](#) · [Reply](#) · Feb 15, 2017 6:54pm**Denise Clark**

I would love to get Texas news!

[Like](#) · [Reply](#) · Feb 15, 2017 6:57pm**Renee Pierce Smelley** · Hallsville High School

Thank You Harrison County for taking this step in helping us get local programming. I just live right on the Gregg and Harrison County line in Harrison County with a Longview address. I have direct tv and it really sucked when I found out I could not get local news because I was in Harrison County. i don't watch any news on tv anymore and now rely on the kltv app, longview news journal and marshal messenger for news. It's the severe weather events that we really need. When you know it's a tornado warning go to a Shreveport station and there's absolutely nothing being reported. By the way if direct tv can make the change then dish is full of BS. I've had dish before and they both ask the same question what County do you live in, so they can set up local programming. When I got asked by direct tv I just blurted out I live in Harrison without even thinking. If I had lied I'd be watching kltv right now.

[Like](#) · [Reply](#) · Feb 15, 2017 8:32pm



**Cindy Chipman** · Pine Tree High School

I can't wait to get local !!!!!

[Like](#) · [Reply](#) · Feb 16, 2017 7:58am



**Gary R. Williams** · Works at Retired

Hope this can be done in Hallsville. Not interested in what the Louisiana Legislature is doing, or hearing all the depressing news of the body count for the year in Shreveport

[Like](#) · [Reply](#) · Feb 16, 2017 8:12am



**Charles Hadlock** · Producer & Reporter at NBC Network

This is great news. It's about time Texas residents enjoy the freedom to choose which station they think provides them with the news and information they need. In the article, I don't see any mention of Marshall's cable provider, Fidelity Communications, Inc. Are they on board with this plan?

[Like](#) · [Reply](#) · 1 · Feb 16, 2017 10:09am · Edited



**Robin Richardson** · Marshall High School

At this time, the county only sent out inquiries to those two satellite providers, Direct TV and Dish. The county judge said in the future, counties can request cable operators to offer the same type of modification. Hopefully.

[Like](#) · [Reply](#) · 2 · Feb 16, 2017 12:56pm



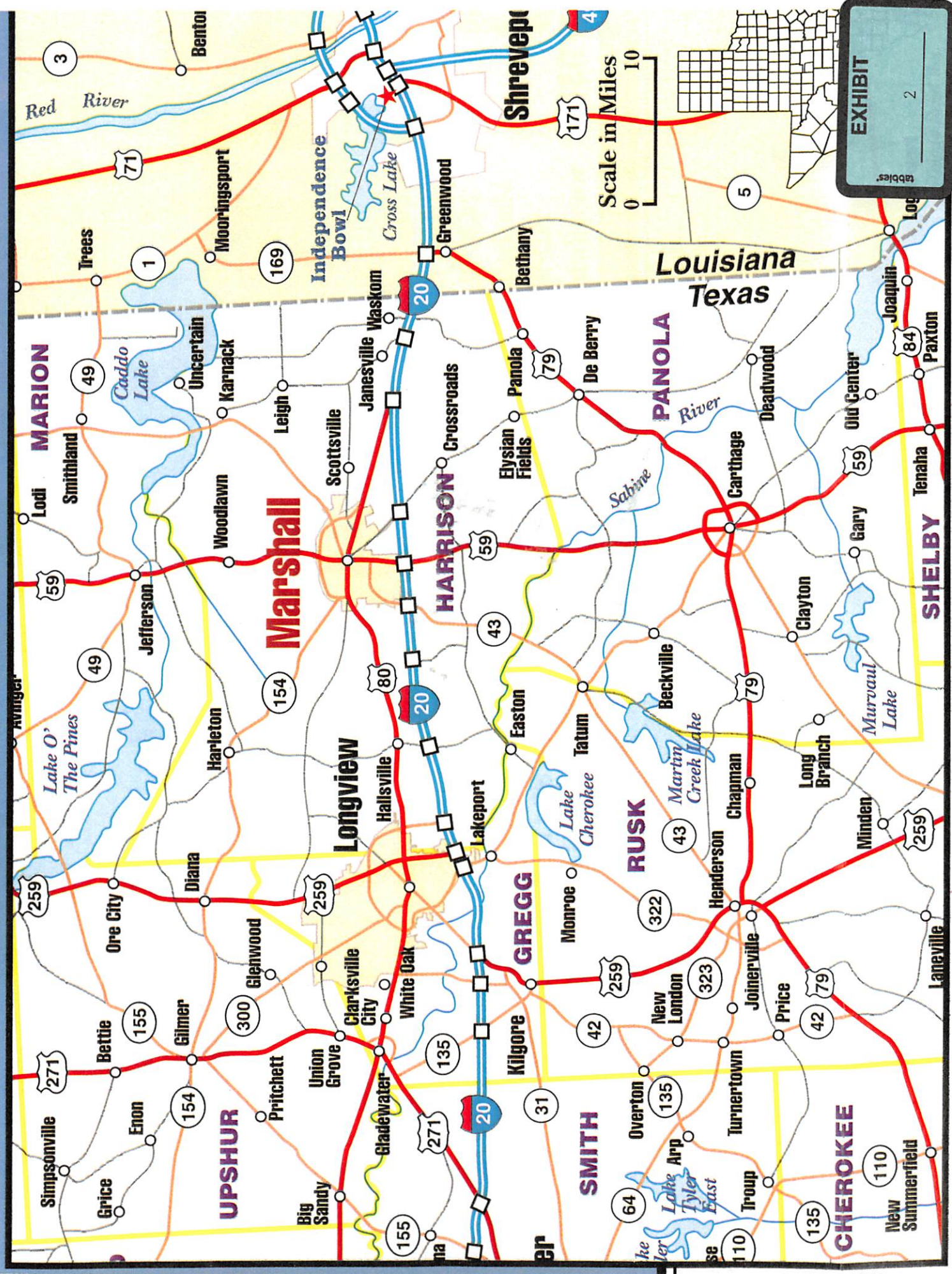
**Leslie Mobley**

I hope that Marshall can get these stations as well. As a Texan I want to know what's going on in Texas, not Louisiana.

[Like](#) · [Reply](#) · Feb 16, 2017 5:52pm

[Facebook Comments Plugin](#)









## The Office of the Mayor

Andy Mack  
Mayor

April 19, 2017

Federal Communications Commission  
Washington, DC 20554

Dear Federal Communications Commission,

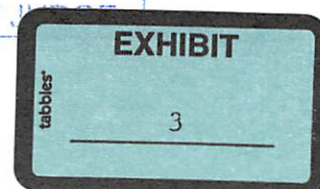
The City of Longview is proud to have a strong working relationship with Harrison County.

By way of this letter, we support the petition to seek an order for DIRECT TV and DISH Network to broadcast Texas programming in Harrison County, Texas. We share their request to have the ability to receive news, weather, sports, politics and commentary from in-state television broadcast stations.

Regards,

A handwritten signature in black ink that reads "Andy Mack".

Andy Mack, Mayor  
City of Longview



## LONGVIEW STORIES

Seniors Thank First-Responders

<http://www.easttexasmatters.com/news/top-stories/senior-community-thanks-longview-first-responders-with-thanksgiving-pies/861725145>

School District Mourns Longtime Employee

<http://www.easttexasmatters.com/news/top-stories/coworkers-teachers-mourn-longtime-longview-isd-maintenance-man/767875884>

SWAT Superheroes Visit Sick Children

<http://www.easttexasmatters.com/news/local-news/superheroes-visit-sick-children/885875204>

Hiway 80 In Need of Christmas Toys

<http://www.easttexasmatters.com/news/top-stories/hiway-80-desperately-needs-toys-for-christmas-dinner/883154685>

Volunteers Give Woman New Roof

<http://www.easttexasmatters.com/news/local-news/longview-woman-gets-new-roof-for-christmas/885038179>

Small Business Development Center Coming to Longview

<http://www.easttexasmatters.com/news/top-stories/entrepreneurs-excited-a-permanent-sbdc-campus-may-return-to-longview/877133515>



Longview Police Offer Internet Safety Lesson for Kids

<http://www.easttexasmatters.com/news/local-news/beware-of-who-your-children-are-speaking-with/878048723>

Longview Dog Shot with Arrow and Pellets

<http://www.easttexasmatters.com/news/local-news/dog-in-longview-found-with-arrow-and-pellets-lodged-in-chest-police-are-investigating/834161830>

Longview Creates Homeless Task Force

<http://www.easttexasmatters.com/news/local-news/longview-mayor-andy-mack-creates-homeless-task-force/671323713>

[illegible]

TITLE	AIR DATE	PUBLISH DATE (DIGITAL)	SUMMARY	LINK W/ VIDEO	LINK TWO VIDEO
Marshall ISO workers, call for complaint with district		3/31			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall ISO investigating vandalism		3/27			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall woman cleared in death of husband, gets 3 years in unrelated DVM		3/27			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
EF-2 Tornade confirmed to have touched down in Marshall		3/26			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall construction workers flee man from heavy wreck		3/24			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall Police warn of internal storming devices		3/22			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall man arrested after breaking into apartment and assaulting woman		3/19			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Woman stabbed during hotel bar fight in Marshall		3/17			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall-Harrison County Law Enforcement looking for volunteer drivers		3/27			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall man, 64, gets 20-year sentence for 6th DVM		2/19			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall's Carl Harper accepts Ashtabeh Director position at Dunsmuir's ISO		2/15			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Genetics PrimeCare takes ownership of Good Shepherd Medical Associates		2/1			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Police identify pedestrian killed in Langview		1/11			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>
Marshall police looking for hitgoers		1/10			<a href="http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641">http://www.ksl.com/story/30676641/marshall-iso-workers-call-for-complaint-with-district-30676641</a>



6-6-2017

Commissioner Phillip Mauldin  
Harrison Co. Historical Courthouse  
#1 Peter Wetstone Sq.  
Marshall, Tx. 75650

Dear Commissioner Mauldin,

Per our recent phone conversation, please note that we would love for Dish TV to service the Hallsville(west Harrison County) with TV service out of the Tyler area, not Shreveport.

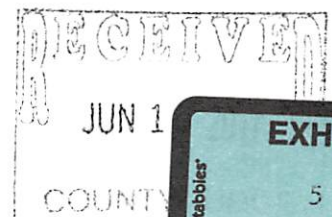
This is a safety manner, we would get storm information from the west and earlier when storms are in our area, not gone on the La. While this may be available on your phone or other media, TV is the main source of our elderly population and safety should come first. Plus, why do we care about La. politics and crime, that is not does pertain to us.

Thank you for following us on this matter for the citizens of west Harrison County in Texas.

Sincerely,



Rick and Donna Turner  
1741 FM 450 North  
Hallsville, Texas 75650



May 20, 2017

To: Harrison County Commissioners Court

From: Shirley Copeland

524 Trailridge Circle

Hallsville, Texas 75650

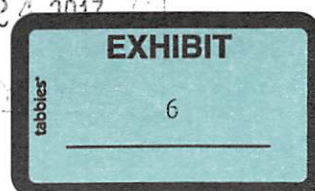
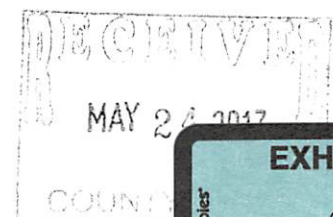
I would like to voice my support for your efforts to provide Texas local stations to East Texas. It just makes sense. Why would we only want to hear Louisiana politics, Shreveport news, be informed of ArkLaTex weather, or watch ads for establishments to which we would drive miles to patronize? I would much prefer to have Longview/Tyler stations for ABC, CBS, and NBC.

I currently subscribe to Dish network, but would be more than willing to change to Direct if they are the only one to offer this service.

I, as well, as many other East Texans, would appreciate your continued efforts to make this happen. I believe our commissioner, Philip Mauldin, will support this plan.

Sincerely,

*Shirley Copeland*  
*Shirley Copeland*



April 27, 2017

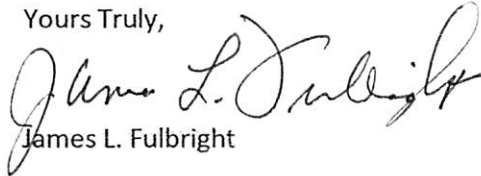
Federal Communications Commission

Honorable Chairman,

Please accept this letter as support for the petition of Harrison County, Texas to modify our local satellite TV coverage in order to add Texas stations. We are in an area that borders Louisiana and are stuck with Shreveport news, weather, sports and politics. Our family respectfully asks you to allow the satellite carriers to broadcast Texas stations to our home because we would prefer Texas news.

We support this petition and have been in discussions with numerous other residents that support the expansion or modification for the same reasons.

Yours Truly,



James L. Fulbright

4539 Tolivar Rd

Marshall, TX 75670

Email: [jimfulb@yahoo.com](mailto:jimfulb@yahoo.com)

EXHIBIT

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tabbles



**HUGH TAYLOR**  
**HARRISON COUNTY JUDGE**

September 12, 2016

Allison A. Minea  
Director and Senior Counsel, Regulatory Affairs  
DISH Network, LLC  
1110 Vermont Ave. NW  
Suite 750  
Washington, D.C. 20005

Dear Mrs. Minea:

The Federal Communications Commission (FCC) recently announced it is accepting market modifications under The Satellite Television Extension and Localism Act Reauthorization Act of 2014 (STELAR). The FCC also stated that: "We encourage prospective petitioners to contact the satellite carrier before filing a satellite market modification petition to determine whether or not the prospective petition is technical and economically feasible for the carrier. This voluntary process is referred to as "pre-filing coordination."

Currently Harrison County, Texas is assigned to the Shreveport, Louisiana Designated Market Area (DMA). The vast majority of television viewers in Harrison County desire the availability of in-state television, specifically Tyler-Longview, Texas.

This is to advise that the Harrison County Commissioners have unanimously voted to follow the FCC rules, as modified under the STELAR Act, to begin the process for a market modification request. The purpose of this letter is to initiate the "pre-filing coordination" to ascertain that Harrison County, Texas' prospective petition is technically and economically feasible for "Dish Network."

If you have any questions or need clarification, you may contact Hugh Taylor, County Judge.

It is my understanding that we can expect your response within 45 days.

Very Truly Yours,

Hugh Taylor  
Harrison County Judge

HT:cg

**EXHIBIT**

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8





Alison A. Minea  
Director & Senior Counsel, Regulatory Affairs  
(202) 463-3709  
Alison.Minea@dish.com

December 19, 2016

**VIA ECFS AND FIRST CLASS MAIL**

Hugh Taylor  
Harrison County Judge  
#1 Peter Whetstone Square, Room 314  
Marshall, TX 75670

Re: *STELAR Feasibility Certification, Market Modification Pre-Filing Coordination Letter for Harrison County, Texas*, MB Docket No. 15-71

Dear Judge Taylor:

DISH Network L.L.C. ("DISH") is in receipt of your pre-filing coordination letter ("Letter"),<sup>1</sup> pursuant to the procedures set forth in the Federal Communications Commission's ("FCC") rules governing market modifications for satellite carriers under the STELA Reauthorization Act of 2014 ("STELAR").<sup>2</sup>

The Letter requests information regarding carriage of local broadcast stations from the Tyler-Longview, Texas designated market area into Harrison County, Texas. The attached Feasibility Certification pursuant to 47 C.F.R. § 76.59(e) reflects DISH's response to the Letter.

Please contact me if you have any questions.

Sincerely,

/s/ Alison Minea

Alison Minea  
Director & Senior Counsel, Regulatory  
Affairs

Attachment: Feasibility Certification Pursuant to 47 C.F.R. § 76.59(e)

<sup>1</sup> Letter from Hugh Taylor, Harrison County Judge, to Alison A. Minea, DISH, Sept. 12, 2016.

<sup>2</sup> See Amendment to the Commission's Rules Concerning Market Modification, Implementation of Section 102 of the STELA Reauthorization Act of 2014, *Report and Order*, MB Docket No. 15-71, FCC 15-111, ¶ 47 (Sept. 2, 2015) ("*Market Modification Order*"). See also STELA Reauthorization Act of 2014 (STELAR), § 102, Pub. L. No. 113-200, 128 Stat. 2059, 2060-62 (2014) (codified at 47 U.S.C. § 338(l)).



**FEASIBILITY CERTIFICATION PURSUANT TO 47 C.F.R § 76.59(e)**

1. This Feasibility Certification is issued by DISH Network L.L.C. ("DISH") pursuant to the pre-filing coordination procedures contained in the Federal Communications Commission's ("FCC") Order<sup>1</sup> governing market modifications for satellite carriers under the STELA Reauthorization Act of 2014 ("STELAR").<sup>2</sup>
2. This Feasibility Certification responds to the letter ("Letter") dated September 12, 2016 from Hugh Taylor, Harrison County Judge, requesting information regarding carriage of local broadcast stations from the Tyler-Longview designated market areas ("DMA") into Harrison County, Texas (the "County").
3. DISH carries the high definition ("HD") Tyler-Longview local broadcast stations ("Tyler-Longview Locals") on spot beams on a satellite located at the 61.5° W.L. orbital slot, and carries the standard definition ("SD") Tyler-Longview Locals on spot beams on a satellite located at the 110° W.L. orbital slot.
4. The ability of an individual DISH subscriber in the County to receive the Tyler-Longview Locals from DISH depends on, among other things, how the subscriber's individual satellite antenna was originally installed and pointed, and whether that subscriber is predicted to have adequate spot beam coverage from the satellite that carries the stations.
5. In general, a DISH customer's satellite antenna, when installed, is pointed so that it can receive satellite signals from specific orbital slots. Receiving service from orbital slots not planned for in the original equipment installation at the subscriber's home typically would require DISH to send a truck and technician to adjust equipment or install different equipment, which would impose a very substantial cost burden on DISH.
6. The relevant spot beams from the two satellites that carry the Tyler-Longview Locals do cover the County. But, DISH subscribers in the County wishing to receive the HD versions of the Tyler-Longview Locals would require a second satellite dish (and a service call to install it) in order to be able to receive service from the 61.5° W.L. orbital slot. This would, among other things, impose a very significant cost burden on DISH.
7. DISH subscribers in the County could likely receive the SD version of the Tyler-Longview Locals with their current satellite dish and set-top boxes ("STBs"). However, providing the Tyler-Longview Locals to the County would create a complex patchwork of different customer scenarios. Among other things, DISH would need to parse its subscribers in the County into different groups depending on whether they receive service

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<sup>1</sup> Amendment to the Commission's Rules Concerning Market Modification, Implementation of Section 102 of the STELA Reauthorization Act of 2014, Report and Order, MB Docket No. 15-71, FCC 15-111, ¶ 47 (Sept. 2, 2015) ("*Market Modification Order*").

<sup>2</sup> STELA Reauthorization Act of 2014 (STELAR), § 102, Pub. L. No. 113-200, 128 Stat. 2059, 2060-62 (2014) (codified at 47 U.S.C. § 338(l)).

calls and second satellite dishes to enable them to receive service from the 61.5° W.L. orbital slot. DISH would need to make, among other things, operational and billing changes in an attempt to manage these different cases. And attempting to target the provision of the Tyler-Longview Locals to the subset of DISH subscribers in the County who might be able to receive them would cause customer confusion and frustration. For example, one DISH subscriber might be able to receive the HD version of the Tyler-Longview Locals while her neighbor could not. This, in turn, could lead to a poor customer service experience and a burden on DISH if a subscriber requested to have a technician sent to install equipment at DISH's expense in order to receive service from a different orbital location.

8. As a result, DISH has determined that it would be both "technically infeasible" and "economically infeasible" pursuant to 47 C.F.R. § 76.59(e) for DISH to provide the Tyler-Longview Locals to the County.
9. DISH reserves the right to amend this Feasibility Certification at any time due to, among other things, a satellite equipment failure or a different satellite or satellites being brought into service for the area that includes the Counties which has different coverage capabilities than the satellites currently being used.

The foregoing has been prepared using facts of which I have personal knowledge or upon information provided to me. I certify under penalty of perjury that the foregoing is true and correct to the best of my current knowledge, information, and belief.



Alison Minea  
DISH Network L.L.C.

Executed on December 19, 2016



**HUGH TAYLOR**  
**HARRISON COUNTY JUDGE**

September 12, 2016

Direct TV, LLC  
Local-into-Local- Market Modification  
2260 East Imperial Highway  
El Segundo, California 90245  
Attention: VP, Content and Programming

Dear Sir or Madam:

The Federal Communications Commission (FCC) recently announced it is accepting market modifications under The Satellite Television Extension and Localism Act Reauthorization Act of 2014 (STELAR). The FCC also stated that: "We encourage prospective petitioners to contact the satellite carrier before filing a satellite market modification petition to determine whether or not the prospective petition is technical and economically feasible for the carrier. This voluntary process is referred to as "pre-filing coordination."

Currently Harrison County, Texas is assigned to the Shreveport, Louisiana Designated Market Area (DMA). The vast majority of television viewers in Harrison County desire the availability of in-state television, specifically Tyler-Longview, Texas.

This is to advise that the Harrison County Commissioners have unanimously voted to follow the FCC rules, as modified under the STELAR Act, to begin the process for a market modification request. The purpose of this letter is to initiate the "pre-filing coordination" to ascertain that Harrison County, Texas' prospective petition is technically and economically feasible for "Direct TV."

If you have any questions or need clarification, you may contact Hugh Taylor, County Judge.

It is my understanding that we can expect your response within 45 days.

Very Truly Yours,

Hugh Taylor  
Harrison County Judge

HT:cg

**EXHIBIT**

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October 4, 2016

Via U.S. Mail

Hugh Taylor  
Harrison County Judge  
#1 Peter Whetstone Square, Room 314  
Marshall, TX 75670

Dear Judge Taylor:

Thank you for your letter regarding a preliminary evaluation for a potential market modification for Harrison County, TX. While we appreciate your frustrations with the designated market area assignments into your area, we are subject to federal rules and restrictions on our ability to deliver local channels.

We would like to begin work on your request for Harrison County; however, we cannot begin our process until Harrison County indicates specifically which television station(s) DIRECTV should use in its preliminary evaluation of a potential market modification petition. This process requires that the requester follow specific procedures established by the Federal Communications Commission. Once submitted, the request must be reviewed and approved by the FCC, which will determine whether a market modification is warranted based on the Copyright rules and its own criteria for such a change.

Additionally, under the FCC's market modification rules, only broadcasters, satellite carriers and county governments may file a satellite market modification petition. In your letter, you indicate that the Harrison County, TX, Commissioners have unanimously voted to seek a potential market modification for Harrison County. While your letter indicates that you are a County Judge in Harrison County, it does not, on its face, establish that you are a duly authorized representative of the County government acting on its behalf. We will require some documentation that you are so authorized before we can process your request.

When we receive the station or stations that Harrison County would like DIRECTV to evaluate, then we can begin our preliminary evaluation.

Additional information on the process can be found on the FCC website:

<https://www.fcc.gov/document/fcc-adopts-satellite-television-market-modification-rules>

Again, thank you for your letter and your interest in DIRECTV programming.

Sincerely,

DIRECTV





**HUGH TAYLOR**  
**HARRISON COUNTY JUDGE**

December 5, 2016

Direct TV, LLC  
Local-into-Local-Market Modification  
2260 East Imperial Highway  
El Segundo, California 90245  
Attention: VP, Content and Programing

Dear Sir or Madam:

In response to your recent inquiry, my office has developed the following information. Texas channels that should be evaluated are:

1. KLTV-TV, channel 7, Tyler-Longview, Texas
2. KETK-TV, channel 56, Jacksonville, Tyler-Longview, Texas
3. KFXK-TV, channel 51, Longview, Texas
4. KYTX-TV, channel 19, Nacogdoches, Texas

The initial letter for preliminary evaluation comes from the county government. The Commissioners' Court is the Texas Constitutional authority set up to act as such. As County Judge, I preside over said government authority and act for the Court when the Court takes action. The minutes of the Court meeting are attached. The same is true in all 254 Texas Counties.

Thank you again for your kind consideration for the benefit of our constituents.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Hugh Taylor", is written over a horizontal line.

Hugh Taylor  
Harrison County Judge

HT:cg

Enclosure



January 25, 2017

Via FedEx

Hugh Taylor  
Harrison County Judge  
#1 Peter Whetstone Square, Room 314  
Marshall, TX 75670

Dear Judge Taylor:

Please find attached the results of your request for a preliminary evaluation of a potential market modification for **Harrison County, TX**.

DIRECTV's engineering staff was given the areas to evaluate for stations **KFXK, KLTV, KYTX, and KETK** on our **Tyler-Longview, TX** spot beams, and have found that:

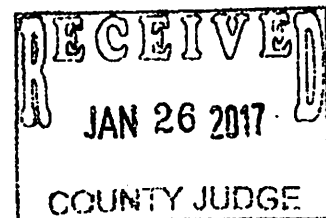
- DIRECTV's SD spot beam covers all current zip codes in **Harrison County**
- DIRECTV's HD spot beam covers all current zip codes in **Harrison County**

Please see attached for specific spot beam zip code coverage information. DIRECTV will forward the results of this preliminary evaluation to the FCC for their records.

Thank you for your letter and your interest in DIRECTV programming.

Sincerely,

DIRECTV



# Form of Certification Regarding Spot Beam Coverage

1. My name is Phil Goswitz. I am SVP of Engineering at DIRECTV. As such, I am responsible for determining service areas for television stations carried on DIRECTV's spot beams.

2. DIRECTV has reviewed the request to add the communities listed below to the local television market for the station indicated.

Station	State	County
KFXK	TX	HARRISON

3. DIRECTV has analyzed, with respect to each zip code associated with this request, the expected performance against specific performance criteria. The following factors have been included in this analysis:

- The measured performance of the spot beam covering this Television Station's local market.
- Estimated atmospheric effects for reception of the signal.
- Estimated levels of interference.
- The amount of capacity currently used, and reasonably expected to be used, on the spot beam.
- The target availability figure used for all television stations offered on the spot beam.

4. From this analysis, DIRECTV has derived the following metrics, which it has used to evaluate the potential to provide service in the zip code(s) in question:

- Signal availability.
- Clear sky signal margin.
- Total carrier-to- interference ratio.

5. DIRECTV has conducted this analysis in substantially the same manner and using substantially the same parameters used to determine the geographic area in which it currently offers stations carried on the spot beam.

6. Based on this analysis, DIRECTV:

- ☒ HD ☒ SD Can provide service to all the zip codes associated with this request.\*
- ☐ HD ☐ SD Cannot provide service to any zip code associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.
- ☐ HD ☐ SD Cannot provide service to some zip codes associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.\* The list of unserved zip codes is attached.

\* IMPORTANT: SD coverage will no longer be available after 2018/2019 when the existing MPEG 2 satellite is removed from service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 1/19/17  
Date

Signature

Thursday, December 15, 2016

## Form of Certification Regarding Spot Beam Coverage

1. My name is Phil Goswitz. I am SVP of Engineering at DIRECTV. As such, I am responsible for determining service areas for television stations carried on DIRECTV's spot beams.

2. DIRECTV has reviewed the request to add the communities listed below to the local television market for the station indicated.

Station	State	County
KLTV	TX	HARRISON

3. DIRECTV has analyzed, with respect to each zip code associated with this request, the expected performance against specific performance criteria. The following factors have been included in this analysis:

- The measured performance of the spot beam covering this Television Station's local market.
- Estimated atmospheric effects for reception of the signal.
- Estimated levels of interference.
- The amount of capacity currently used, and reasonably expected to be used, on the spot beam.
- The target availability figure used for all television stations offered on the spot beam.

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- ☒ HD ☒ SD Can provide service to all the zip codes associated with this request.\*
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- ☐ HD ☐ SD Cannot provide service to some zip codes associated with this request because reception of the signal does not meet the minimum performance thresholds for DIRECTV's service.\* The list of unserved zip codes is attached.

\* IMPORTANT: SD coverage will no longer be available after 2018/2019 when the existing MPEG 2 satellite is removed from service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on

1/19/17  
Date

[Signature]  
Signature

Thursday, December 15, 2016

# THE MARSHALL News MESSANGER

Thursday, April 20, 2017



## Harrison County eyes more TV channels



By Robin Y. Richardson  
Sept. 15, 2016 at 4 a.m.

Harrison County may get access to more news channels, particularly the Longview and Tyler stations, if the county's satellite providers deem it feasible to do so, county commissioners agreed Monday.

The action became a possibility as a result of the FCC's new satellite market modification rules.

"This was brought to our attention by the station manager in Tyler that as of September, last year, FCC rules relaxed whereby each DMA (designated market area) seeks FCC approval by petition to allow outside media outlets to push into the DMA," Harrison County Judge Hugh Taylor said.

"The court is asking, today, to approve a letter from me to those satellite providers that they then undergo their own surveys to determine whether or not Harrison County Texas would be feasible for them to produce a signal into (the area), that is a signal coming out of Longview and Tyler stations, in addition to the Shreveport market," Taylor explained.

"This first step is for the satellite providers to initiate a feasibility study to determine whether or not this market is economically feasible for them to enter with those out-of-market stations," he said.

The judge said the court doesn't have to take any further action on the matter yet.

"It will not cause any action. Until and when they return a letter to us indicating that they do feel like it's technically and economically feasible to do so, then we'll ask the court to approve the petition to the FCC, to relax their rules, modify the rule and authorize their transmission of those stations into this market," Taylor said.

The judge along with Pct. 3 Commissioner James Greer, who represents about 10,000 county residents who live close to Longview on the west side of the county, met with an official from the Tyler station to learn more about the opportunity.

"Mr. Greer and I had a meeting with one of the gentlemen from the Tyler market," said Taylor. "He brought this to our attention. He actually brought it to my attention six months ago. We were tied up at the time. We got back to him. He came right over and presented it."

Greer said he considers the idea a "no-brainer."

"We keep the same stations we're getting now from Shreveport. It's just you're getting additional East Texas news



from Tyler and Longview stations, so it's a pretty good deal," he said.

Greer made the motion that the court approves the action to follow FCC rules of market modification by sending a letter to Direct TV and Dish Network to initiate "pre-filing coordination" for the feasibility study. Pct. 2 Commissioner Zephaniah Timmins seconded the motion.

"Theoretically the cable provider can ask us to do the same or seek our input," said Taylor. "I think they're eligible for modification also, so we'll cross that bridge when we get to it."

According to the overview of the process for requesting FCC to modify a broadcast station's local television market for cable or satellite carriage purposes, the Commission began accepting satellite market modifications petitions in February.

"The Satellite Television Extension and Localism Act Reauthorization (STELAR) Act of 2014 added satellite TV carriage to the Commission's market modification authority, which previously applied only to cable. The legislation recognizes that some satellite TV subscribers are not able to access their home state's news, politics, sports, emergency information, and other TV programming," market modification overview states. "This happens because of the way TV stations are defined as 'local' for purposes of satellite carriage."

In some cases, it means subscribers may be included in a local television market that is served exclusively, or almost exclusively, by television stations coming from a neighboring state.

"The STELAR and Commission's new satellite market modification rules help address this problem by adding flexibility to the current definition of a local television market for satellite carriage," the overview explains.

"The Commission's market modification rules provide a process for commercial broadcast TV stations, and the cable and now satellite operators that carry them, to request changes to the boundaries of their local television markets to include a new community located in a neighboring local television market."

"The rules enable a broadcast TV station to be carried on a cable system or satellite operator in such new community if the station can demonstrate a local relationship to such new community," the overview indicates.

## SHARE

## Comments



4 Comments

Sort by Oldest



Add a comment...

**JH Hodges** · Elysian Fields, Texas

Great! If there's weather moving west to east... it would make a lot of sense to watch stations west of here and view their weather satellite information. I put up a tower and turn the antenna west when i know bad weather is headed this way. It also works perfectly when clouds block the satellite signal.

Like · Reply · 2 · Sep 15, 2016 6:46am

**Bob Cole** · Writer at Piney Woods News

Also, I don't care what the Governor of Louisiana is doing, I need to know the Texas news.

Like · Reply · 5 · Sep 15, 2016 8:06am

**Gail Tackett Conaway**

I complained to Direct and FCC years ago regarding this but was advised had to follow the guidelines. I live in Texas and want Texas news, and the Cowboy games rather than Saints!

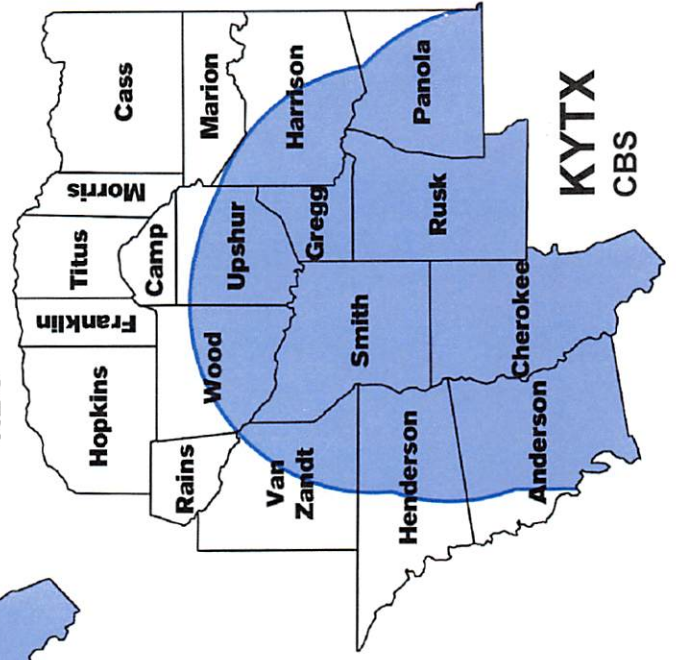
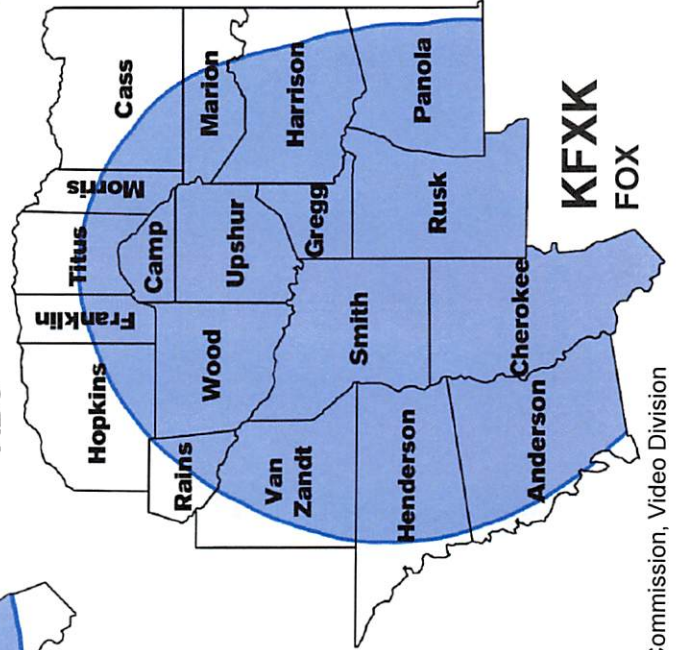
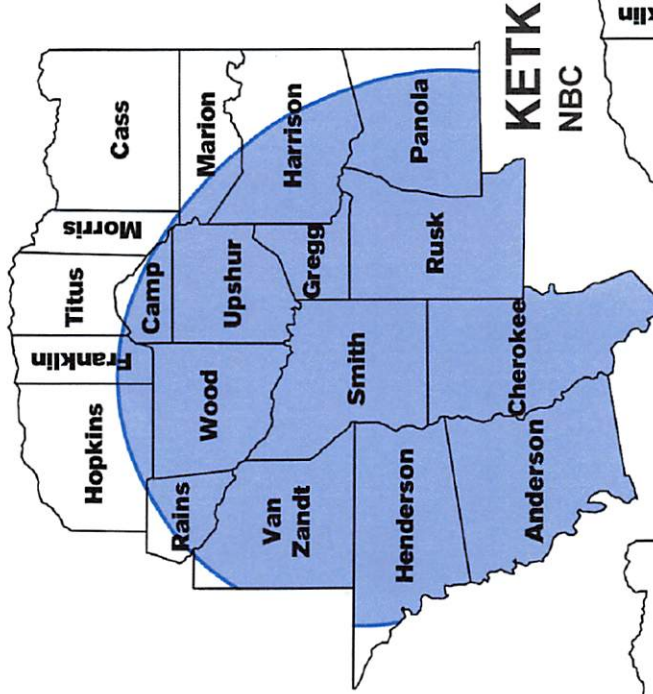
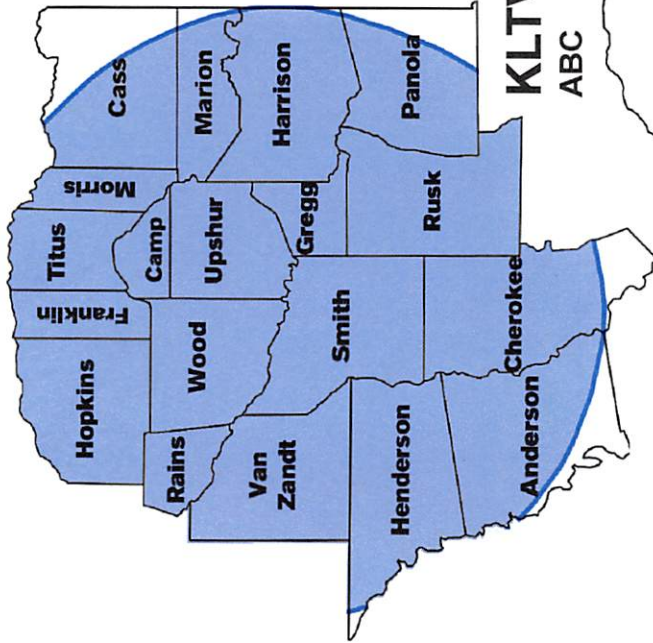
Like · Reply · 6 · Sep 15, 2016 11:04am

**Jack Harmon** · Realtor at Century 21 Platinum Partners

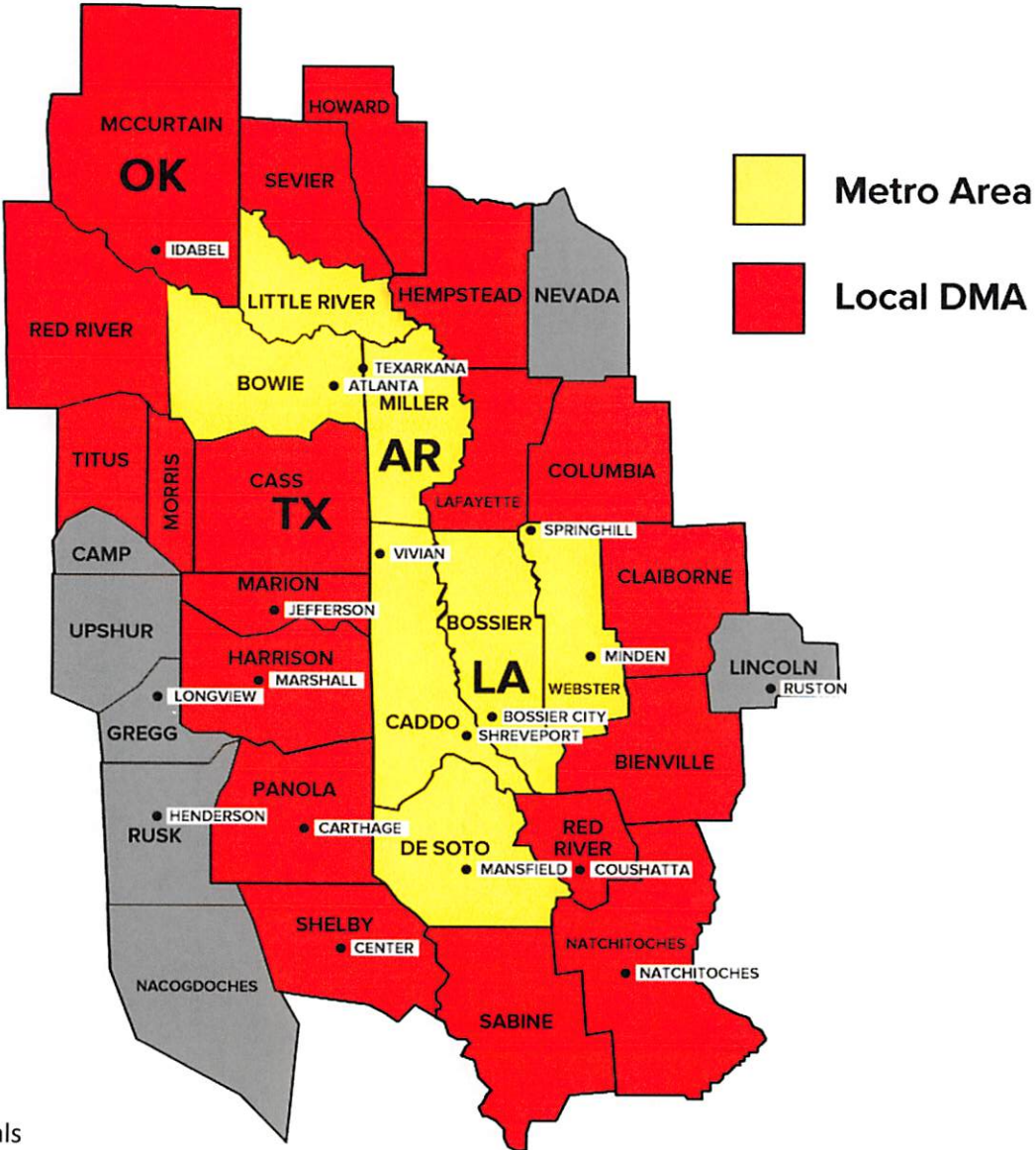
Who cares what goes on in Shreveport La. We live west of the State, vote in Texas and not in Louisiana. I get sick of commercials from Louisiana elections when we cant vote there. Beside that fact, any storm front moving from the west to east has already hit the Marshall area before Shreveport stations began to talk about to warn Louisiana viewers. Meanwhile on the Tyler stations they start talking about it when it is still the storm hits Dallas. Fuzzy Harmon



# Digital Broadcast Signal Maps



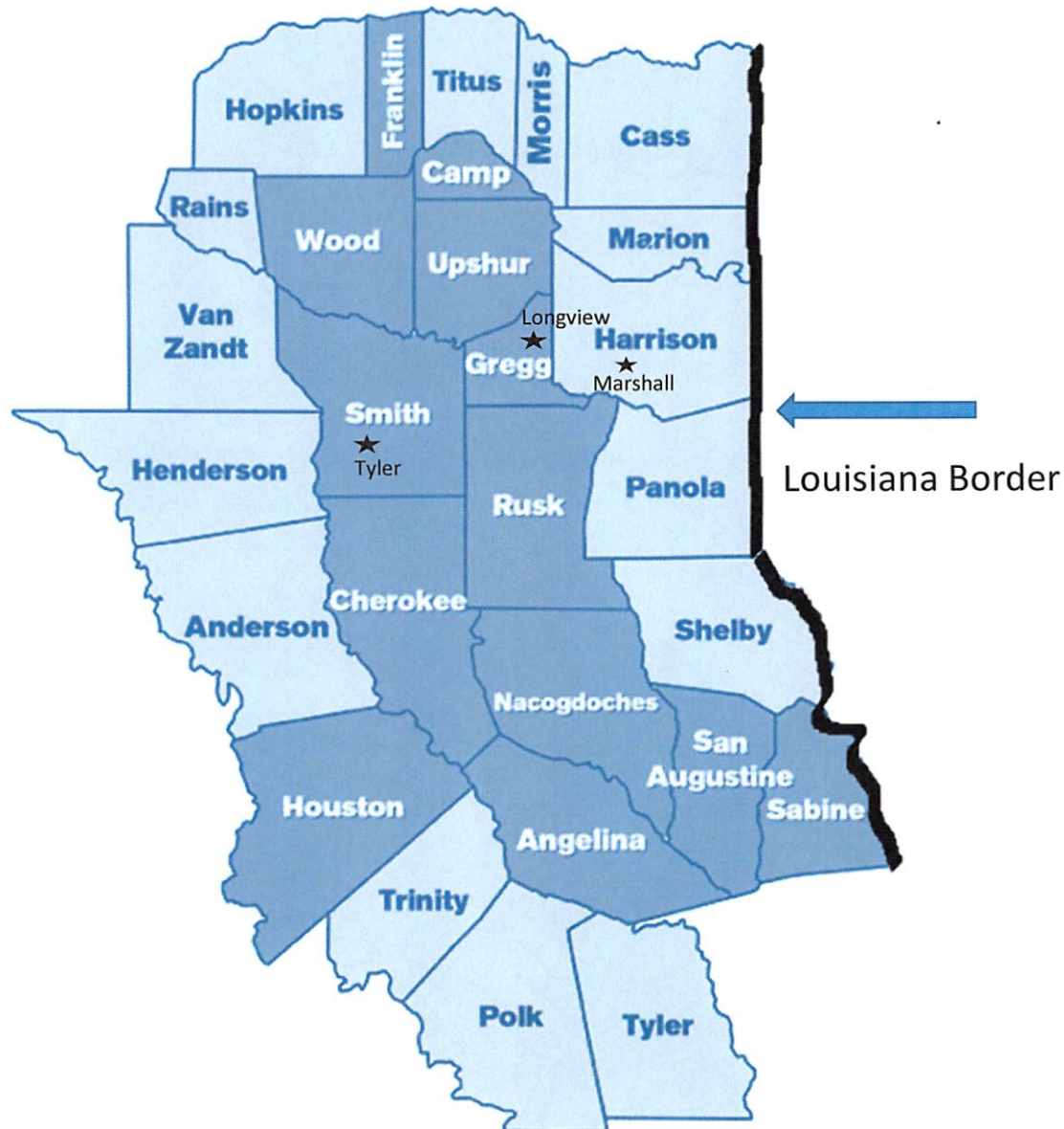
## Shreveport DMA



Source: Rentrak Stationview Essentials



# Tyler-Longview-Lufkin-Nacogdoches DMA



# Monday- Friday Programing

Local Time	KLTV (ABC)	KETK (NBC)	KFXK (FOX)	KYTX (CBS)		
4:00 AM	America This Morning	Paid Program	Paid Program	N/A		
4:30 AM	GMET 4:30a	Early Today	Paid Program			
5:00 AM	GMET 5a	KETK Today	Shepherd's Chapel	CBS Morning News		
5:30 AM	GMET 5:30a			CBS 19 This Morning		
6:00 AM	GMET 6a		Paid Program	CBS 19 This Morning		
6:30 AM	GMET 6:30a		Through the Bible with Les Feldick			
7:00 AM	Good Morning America	Today (1)	Fox 51 Today	CBS This Morning		
7:30 AM						
8:00 AM						
8:30 AM						
9:00 AM	Live! With Kelly and Ryan	Today (2)	The 700 Club	The Dr. Oz Show		
9:30 AM						
10:00 AM	The View	Today (3)	Judge Faith	Price is Right 1		
10:30 AM			Judge Faith	Price is Right 2		
11:00 AM	Jeopardy!	East Texas Live	The People's Court	The Young and the Restless		
11:30 AM	East Texas News Midday KLTV					
12:00 PM	The Chew	Days of Our Lives	Divorce Court	Who Wants to be a Millionaire		
12:30 PM			Divorce Court	The Bold and the Beautiful		
1:00 PM	General Hospital	Rachael Ray	Hot Bench	The Talk		
1:30 PM			Hot Bench			
2:00 PM	Right This Minute	Family Feud	Judge Mathis	Let's Make a Deal 1		
2:30 PM	The List	Family Feud		Let's Make a Deal 2		
3:00 PM	The Ellen DeGeneres Show	The Doctors	The Wendy Williams Show	T.D. Jakes		
3:30 PM						
4:00 PM	East Texas First News 4p KLTV	Dr. Phil	The Steve Harvey Show	Judge Judy		
4:30 PM	East Texas First News 4:30p KLTV			Judge Judy		
5:00 PM	KLTV East Texas News 5p	KETK Live at Five	2 Broke Girls	CBS 19 News at 5		
5:30 PM	ABC World News Tonight with David Muir	NBC Nightly News	2 Broke Girls	CBS Evening News with Scott Pelley		
6:00 PM	KLTV East Texas News at 6p	KETK News at Six	The Big Bang Theory	CBS 19 News at 6		
6:30 PM	Wheel of Fortune	Entertainment Tonight	The Big Bang Theory	The Edge		
7:00 PM	Various	Various	Various	Various		
7:30 PM						
8:00 PM			Fox 51 News East Texas			
8:30 PM						
9:00 PM						
9:30 PM						
10:00 PM	KLTV East Texas News 10pm	KETK News at Ten	Various	CBS 19 News at 10		
10:30 PM	Jimmy Kimmel Live	The Tonight Show Starring Jimmy Fallon		Late Show with Stephen Colbert		
11:00 PM						
11:30 PM	Nightline	Late Night with Seth Meyers		The Late Late Show with James Corden		
12:00 AM	Various	Last Call with Carson Daly				
12:30 AM		Various				
1:00 AM				Various		
1:30 AM						
2:00 AM						
2:30 AM						
3:00 AM						
3:30 AM						



# Saturday Programing

Local Time	KLTV (ABC)	KETK (NBC)	KFXK (FOX)	KYTX (CBS)		
4:00 AM	Paid Program	Open House NYC	Jerry Springer	CBS Morning Show		
4:30 AM	Paid Program	Paid Program				
5:00 AM	Paid Program	Paid Program	U.S Farm Report	Beautiful Homes and Great Estates		
5:30 AM	Paid Program	Paid Program		Small Town Big Deal		
6:00 AM	Power Nation: Engine Power	Paid Program	Paid program	CBS This Morning		
6:30 AM	Power Nation: Truck Tech	Paid Program	Paid program			
7:00 AM	GMA Weekend	Today Weekend	Teen Kids News			
7:30 AM			America's Heartland			
8:00 AM	GMET Sat. KLTV		Various	Lucky Dog		
8:30 AM				Dr. Chris Pet Vet		
9:00 AM	Children's Programing	Various				
9:30 AM				Judge Judy		
10:00 AM		Give		Judge Judy		
10:30 AM				Paid program		
11:00 AM	Various	Heart of a Champion		Paid program		
11:30 AM		Paid Program		The Verdict with Judge Hatchett		
12:00 PM		Paid Program		The Verdict with Judge Hatchett		
12:30 PM		Various		Justice for All with Cristina Prez		
1:00 PM				Justice for All with Cristina Prez		
1:30 PM				Various		
2:00 PM						
2:30 PM						
3:00 PM						
3:30 PM		Various	Various			
4:00 PM						
4:30 PM						
5:00 PM	Paid Program					
5:30 PM	ABC World News Tonight		Various			
6:00 PM	KLTV Saturday News at 6p					
6:30 PM	Wheel of Fortune Sat					
7:00 PM	Various					
7:30 PM						
8:00 PM						
8:30 PM						
9:00 PM	CBS News at 10p					
9:30 PM						
10:00 PM			KLTV Saturday News at 10p	KETK News at 10p		
10:30 PM	Blue Bloods		Saturday Night Live		Various	
11:00 PM		Houston Texans: Inside the Game				
11:30 PM	CSI Miami		Paid program			
12:00 AM	Paid Program	Paid program				
12:30 AM	In-depth With Graham	Paid Program	Paid program			
1:00 AM	KLTV Sat Replay	Entertainment Tonight	Paid program			
1:30 AM	Power Nation: Xtreme 4x4		The Hollywood News Report			
2:00 AM	Power Nation: Detroit Muscle	Paid Program	Inside Edition: Weekend			
2:30 AM	Paid Program	Paid Program	Paid program	CBS Overnight News		
3:00 AM	Paid Program	1st Look	Paid program			
3:30 AM	Paid Program	Open House	Paid program			

# Sunday Programing

Local Time	KLTV (ABC)	KETK (NBC)	KFXK (FOX)	KYTX (CBS)			
4:00 AM	America This Morning	Paid Program	Paid Program	CBS Morning Show			
4:30 AM	GMET 4:30a	Early Today Show	Paid Program				
5:00 AM	Paid Program	Paid Program	Paid Program	Today's Homeowner			
5:30 AM	Paid Program	Paid Program	Paid Program	The Texas Bucket List			
6:00 AM	Paid Program	Paid Program	Paid Program	The Cooking Lady			
6:30 AM	Tomorrow's World	Paid Program	Paid Program	P.Allen Smith Garden Style			
7:00 AM	GMA Weekend	Give me the Bible	Xploration Awesome Planet	On the Money			
7:30 AM		Animal Rescue	Animal Atlas	CBS 19 Sunday Morning			
8:00 AM	GMET Sat. KLTV	Paid Program	In Search of the Lord's Way	CBS News Sunday morning			
8:30 AM		Paid Program	Word of God				
9:00 AM	This Week	Sunday Today with Willie Geist	Fox News Sunday With Chris Wallace		Face the Nation		
9:30 AM							
10:00 AM	Green Acres Baptist Church	Meet the Press	Paid Program	Marvin			
10:30 AM			Children's Program				
11:00 AM	First United Methodist	Paid Program		Various			
11:30 AM	Paid Program	Paid Program					
12:00 PM	Various	Various	The Blitz				
12:30 PM							
1:00 PM							
1:30 PM							
2:00 PM							
2:30 PM							
3:00 PM							
3:30 PM							
4:00 PM							
4:30 PM							
5:00 PM	Paid Program						
5:30 PM	ABC World News Tonight						
6:00 PM	America's Funnies Home Videos	Various	Various	60 Mins			
6:30 PM				Various			
7:00 PM	Various						
7:30 PM							
8:00 PM							
8:30 PM							
9:00 PM							
9:30 PM							
10:00 PM	KLTV Sunday News at 10p	KETK News at 10p		CBS News at 10p			
10:30 PM	KLTV Sunday News at 10:30p	The Outdoorsman with Buck McNeely		Various			
11:00 PM	Right This Min	Paid Program					
11:30 PM		Paid Program					
12:00 AM	Blue Bloods	Paid Program					
12:30 AM		Paid Program					
1:00 AM	CSI Miami	Dateline	Paid Program	Castle			
1:30 AM			Paid Program				
2:00 AM	ABC World News Now	Paid Program	Paid Program	Major Crimes			
2:30 AM		Paid Program	Paid Program	CBS Overnight News			
3:00 AM		Meet the Press	Paid Program				
3:30 AM			Paid Program				



## Professional Sports teams in Texas

### NFL

Dallas Cowboys



Houston Texans



### MLB



Houston Astros

Texas Rangers



### NBA

Dallas Mavericks



Houston Rockets



San Antonio Spurs



# NFL Sports Coverage

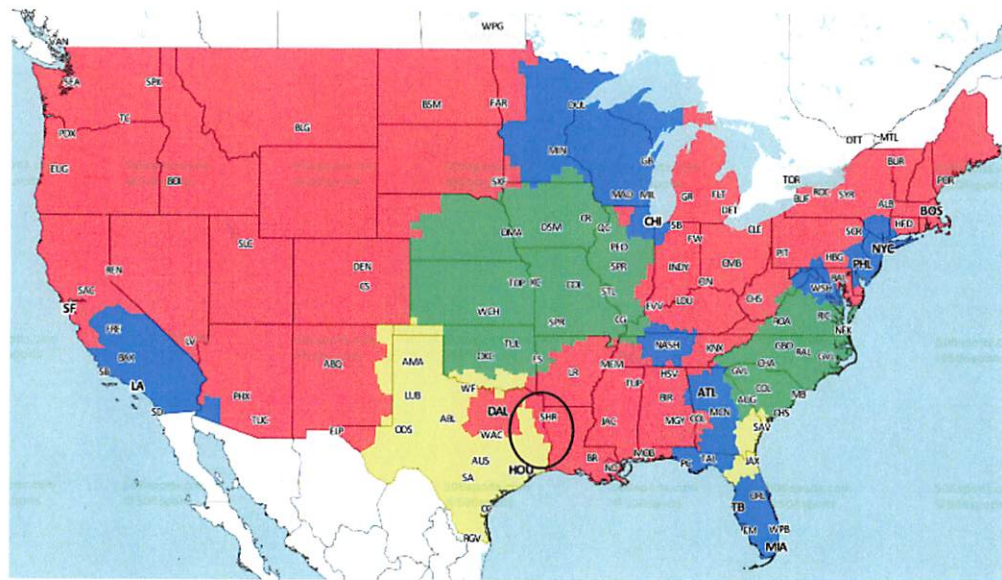
## Grid of Coverage Differences during 2016 NFL Season

Date	Tyler-Longview	Shreveport
9/11/2016	Cleveland v. Philadelphia	Cincinnati v. NY Jets
<b>9/11/2016</b>	<b>Chicago v. Houston</b>	<b>Oakland v. New Orleans</b>
9/18/2016	Indianapolis v. Denver	Atlanta v. Oakland
10/9/2016	Philadelphia v. Detroit	Atlanta v. Denver
10/9/2016	Baltimore v. NY Giants	Cincinnati v. New England
10/16/2016	Philadelphia v. Washington	Carolina v. New Orleans
10/23/2016	Oakland vs. Jacksonville	Baltimore v. NY Jets
10/23/2016	Minnesota v. Philadelphia	New Orleans v. Kansas City
<b>10/30/2016</b>	<b>Detroit v. Houston</b>	<b>Seattle v. New Orleans</b>
<b>11/13/2016</b>	<b>Houston v. Jacksonville</b>	<b>Denver v. New Orleans</b>
11/27/2016	Seattle v. Tampa Bay	Los Angeles v. New Orleans
12/11/2016	Seattle v. Green Bay	New Orleans v. Tampa Bay
12/18/2016	Detroit v. NY Giants	New Orleans v. Arizona
12/24/2016	Tennessee v. Jacksonville	NY Jets v. New England
12/24/2016	Arizona v. Seattle	Tampa Bay v. New Orleans
1/1/2017	NY Giants v. Washington	New Orleans v. Atlanta

Source- 506 sports



## Coverage maps of instances where Texas teams played but was not aired in Shreveport DMA

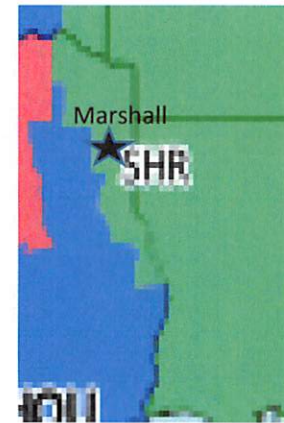
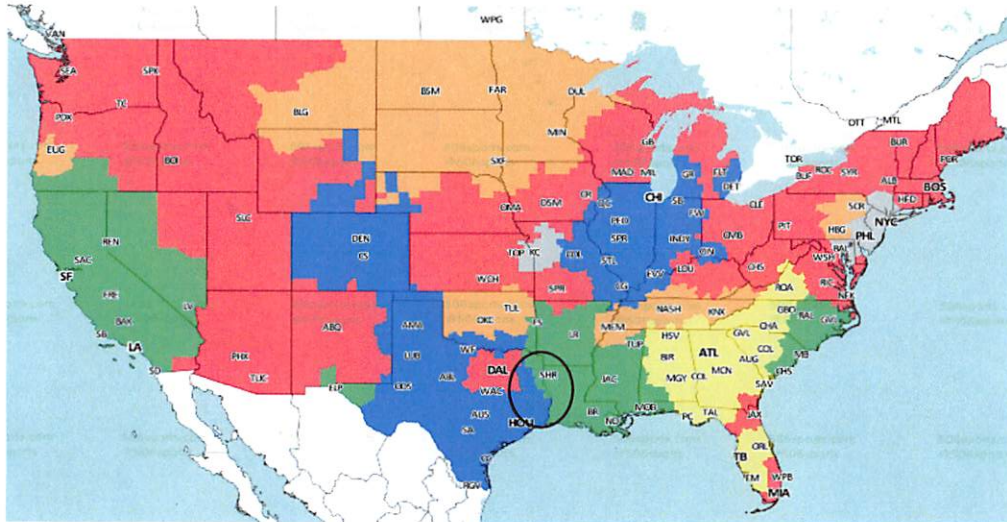


Nov 13, 2016

- **Denver @ New Orleans**  
Jim Nantz, Phil Simms
- **Houston @ Jacksonville**  
Kevin Harlan, Rich Gannon

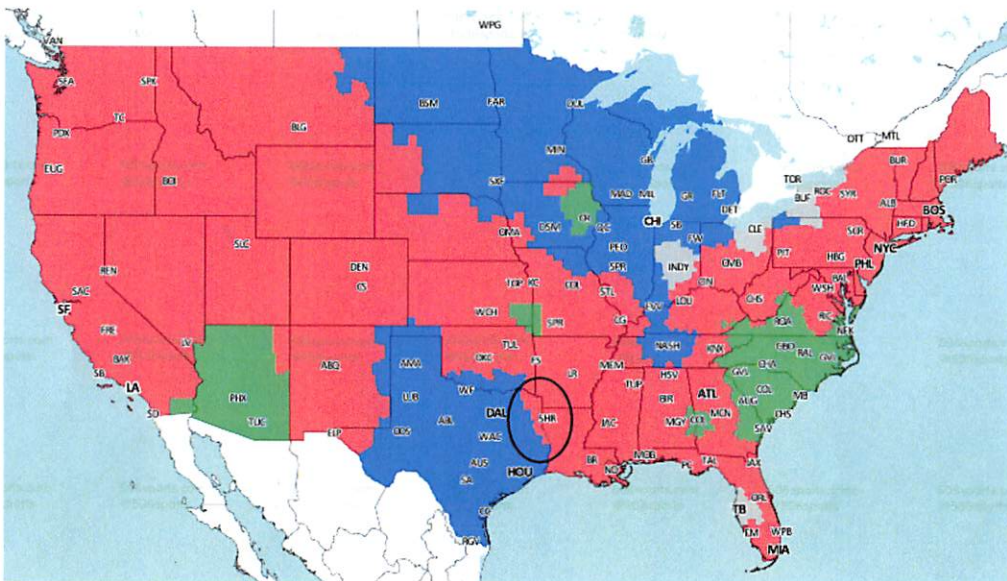
Sports views in Harrison County prefer carriage of Texas professional teams as opposed to Louisiana teams or other eastern U.S teams

# Coverage maps of instances where Texas teams played but was not aired in Shreveport DMA



Sept 11, 2016

- **Chicago @ Houston**  
Thom Brennaman, Charles Davis
- **Oakland @ New Orleans**  
Chris Myers, Ronde Barber



Oct. 30, 2016

- **Seattle @ New Orleans**  
Justin Kutcher, Charles Davis, Chris Spielman
- **Detroit @ Houston**  
Chris Myers, Ronde Barber



# United States Senate

WASHINGTON, DC 20510-4305

January 10, 2018

Ajit Pai  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Dear Chairman Pai:

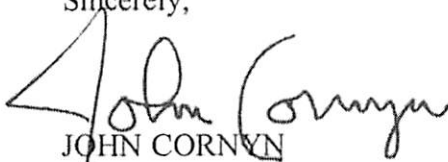
I am writing in support of Harrison County's Petition for Special Relief (Petition) seeking to modify the local satellite carriage market for KFXK-TV and KLTW to include Harrison County in east Texas. As you know, I supported passage of the STELA Reauthorization Act of 2014 (STELAR) which included a provision extending the market modification process to satellite carriers. In STELAR, Congress ensured that when reviewing such petitions, the FCC shall pay close attention to the "value of localism" to promote consumers' access to television broadcast signals originating in their state of residence.

Receiving local in-state news coverage, including weather and emergency warnings, state and local government and elections, community events, and relevant local sporting events, is of the utmost importance to my constituents in Harrison County. Under the current Designated Market Area (DMA) such access is not available for satellite subscribers in Harrison County, leaving residents perplexed and frustrated. For example, a portion of the city of Longview falls within Harrison County. Under the current DMA, eastern Longview satellite consumers are unable to access local television broadcast stations such as KFXK-TV Fox51 Tyler/Longview, and instead receive Shreveport, LA based broadcasts.

I am encouraged that in response to local concern, the county government has taken the initiative to rectify the lack of local, Texas-focused and Texas-produced programming for their community. From my understanding, the Petition would significantly improve the availability of Texas based broadcast content, providing consumers with access to television stations of the most local interest to them.

Access to in-state programming is an important issue to east Texans. I hope the FCC will ensure the Harrison County Petition receives swift attention and that the agency move forward towards a quick resolution of this matter. Please keep me apprised of the Petition's progress and should you have any questions, please contact Claire Sanderson ([Claire\\_sanderson@cornyn.senate.gov](mailto:Claire_sanderson@cornyn.senate.gov)) of my staff.

Sincerely,

  
JOHN CORNYN  
United States Senator

EXHIBIT

16



**HON. LOUIE GOHMERT**  
FIRST DISTRICT, TEXAS

WASHINGTON OFFICE:  
2243 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-3035  
FAX: (202) 226-1230



COMMITTEES:  
JUDICIARY  
NATURAL RESOURCES

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515**

January 3<sup>rd</sup>, 2018

Honorable Ajit Pai  
Chairman, Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Dear Chairman Pai,

The purpose of this letter is to urge support for the Petition for Special Relief submitted by Harrison County, Texas, regarding their delineation as an "orphan county." Subscribers in such "orphan" counties are unable to receive local programming from in-state DMA stations. Instead, they are serviced by out-of-state DMA stations and therefore cannot receive in-state local news, weather, sports, and educational programming. As a result, many of the residents Harrison County who are not serviced by cable companies have expressed concerns over being disconnected from their state and at risk of missing safety and emergency preparedness warnings.

The common-sense Petition is simply requesting that the television market of KLTV, Channel 7, ABC, Tyler/Longview, Texas, be modified to include Harrison County in northeast Texas with respect to satellite TV provider DISH Network and satellite TV provider DIRECTV. The FCC has the authority to do this under the STELA Reauthorization Act of 2014, which specifically notes situations such as that which affects constituents of mine in Harrison County. This is an issue that has lingered in Harrison County for years, and with the recent growth seen in Longview, it has made the issue all the more pronounced. It is absolutely vital that east Texans get east Texan news, news affects their everyday lives in uncountable ways.

Again, I strongly support this Petition. Far too often, common-sense solutions are bogged down in Washington bureaucracy. Under your astute leadership, I have faith that this simple Petition will not be one of those instances.

Sincerely,

Louie Gohmert  
U.S. Congressman

LONGVIEW OFFICE  
101 EAST METHVIN STREET, SUITE 302  
LONGVIEW, TX 75601  
PHONE (903) 236-8597

LUFKIN OFFICE  
300 EAST SHEPHERD  
LUFKIN, TX 75901  
PHONE: (936) 632-3180

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102 WEST HOUSTON STREET  
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1121 E  
PH  
TOL

**EXHIBIT**

17



1400 CONGRESS AVENUE  
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AUSTIN, TEXAS 78701  
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**BRYAN HUGHES**  
SENATOR  
DISTRICT ONE

100 INDEPENDENCE PLACE  
SUITE 301  
TYLER, TEXAS 75703  
903.581.1776

April 10, 2017

Chairman Ajit Pai  
Federal Communications Commission  
445 12<sup>th</sup> Street SW,  
Washington, DC 20554

Dear Chairman Pai:

I write to express my strongest support for the petition to the FCC by Harrison County, Texas. This petition, signed by Judge Hugh Taylor, is in response to an issue that affects thousands of our constituents in Harrison County and Senate District One.

Currently, customers of Direct TV and Dish Network in Harrison County do not receive Texas programming. Harrison County, which borders Louisiana to the East, is currently assigned an out-of-state market and, as such, is an "orphan county." Because of this, residents in the county cannot receive news, weather, sports, and more from in-state broadcast stations.

The people of Harrison County have strong ties to their in-state neighboring communities to their west, including Longview (Gregg Co.) and Tyler (Smith Co.). It only makes sense that these communities should be getting their news and weather from those sources.

Per STELA, Harrison County is petitioning the FCC for market modifications that would afford our residents the advantage of receiving local broadcast television stations. I wholeheartedly endorse their effort.

I hope you will favorably consider the petition by Harrison County. If you have any questions, or if I can be of any help to you, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Bryan Hughes", written over a horizontal line.

Bryan Hughes