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June 30, 2005

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Esq.  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: MB Docket No. 03-15  
WTVQ-DT, Lexington, Kentucky (Facility ID No. 51597)  
FCC File No. BPCDT-19991025ADD  
Request for Waiver of July 1, 2005 Replication/Maximization Deadline

Dear Ms. Dortch:

Media General Communications, Inc. ("Media General"), permittee of television station WTVQ-DT (Lexington, Kentucky) (the "Station"), by its attorneys, hereby requests waiver of the Commission's July 1, 2005 replication/maximization interference protection deadline. Due to circumstances beyond its control, Media General has been unable to implement its full replication facilities for the Station (See FCC File No. BPCDT-19991025ADD).

In its *Second DTV Periodic Review Report and Order*,<sup>1</sup> the Commission adopted a July 1, 2005 replication/maximization interference protection deadline for DTV licensees affiliated with the top-four networks in the top 100-ranked designated market areas. If a station subject to this deadline had not completed construction of its replication or maximization facilities by this date it would lose interference protection to the unserved area. The Commission further stated that, in cases where a station was unable to meet the applicable deadline due to "circumstances beyond a station's control," the Commission would "establish a limited waiver process and grant extensions of the applicable replication or maximization interference protection deadline on a six-month basis if good cause is shown."<sup>2</sup> To receive such a waiver, broadcasters were required to make a showing "similar to that required to obtain a waiver of the DTV construction deadlines."

<sup>1</sup> Second Periodic Review of the Commission's Rules and Policies Affecting the Conversion to Digital Television, *Report and Order*, 19 FCC Rcd 18279 (rel. Sept. 7, 2004).

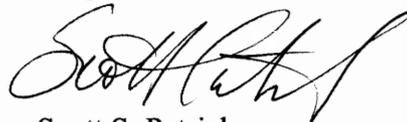
<sup>2</sup> *Id.*, ¶ 87. See also *Public Notice*, DTV Channel Election Issues – Compliance with the July 1, 2005 Replication Maximization Interference Protection deadline; Stations Seeking Extension of the Deadline, DA 05-1636 (rel. June 15, 2005).

Media General has been unable to implement its full replication facilities for WTVQ-DT due to circumstances beyond its control. As reflected in the attached correspondence from Dielectric Communications, the manufacturer hired to supply the new antenna for WTVQ-DT, it was unable to deliver the ordered transmission equipment by the agreed-upon date, which was intended to provide sufficient time for Media General to meet the July 1<sup>st</sup> deadline. Media General placed the order for the necessary equipment in a timely manner, but Dielectric says that capacity issues, as well as inclement weather that has delayed testing, forced it to delay shipment for the WTVQ-DT antenna until June 20, 2005.

Media General now has received the new antenna and the required transmission line, allowing installation to begin. Under the current schedule, revised pursuant to last week's equipment delivery, Media General anticipates that it will complete remaining construction and system testing no later than July 15, 2005, and will place full power facilities into operation by that time.<sup>3</sup>

Based on the foregoing, Media General believes that it has shown good cause for the Commission to grant a waiver of the maximization/replication deadline for the Station. Accordingly, Media General respectfully requests that the Commission grant a 15 day waiver of the interference protection deadline for WTVQ-DT through and until July 15, 2005, by when construction is expected to be completed.

Respectfully submitted,



Scott S. Patrick

Attachment

cc(w/): Shaun Maher (FCC)

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<sup>3</sup> Media General recently also has determined that to allow collocation of WTVQ-DT with television station WLEX-DT (Lexington, Kentucky), WTVQ-DT must modify its currently authorized facilities. Accordingly, Media General has filed an application for modification of the construction permit for WTVQ-DT (See FCC File No. BMPCDT-20050628AAM) and has requested expedited processing, which it reasonably expects to occur.

**ATTACHMENT**

Dielectric Correspondence

**From:** Woody.Groover@Dielectric.spx.com [mailto:Woody.Groover@Dielectric.spx.com]  
**Sent:** Friday, May 27, 2005 1:50 PM  
**To:** Richardson, Robert L.  
**Cc:** Mary.Morelli@dielectric.spx.com; Jay.Martin@Dielectric.spx.com  
**Subject:** WLEX 81508  
**Importance:** High

**PO 00376/002, TFU-30DSC-R 3S180 DC antenna, Ch 39/40 and 6-75 coax run**

Bob,

Mary is out today, so you got me. I wanted to you to know as quickly as known of a new delay for this order. The old/new date for shipment was 6/10 and now the new ship date will be 6/20/05. With the FCC mandate growing closer, we seem to have everybody wanting their antenna at the same time. Two months ago we gave the dates for completion of each antenna and based on everything ,and everybody doing the right thing at the right time. Well, our biggest problem is our (lack of) manpower. We have all our guys running at 120% and we need 150%. Like I said, a reason, but not a good one. If it helps, you are not alone in this problem. On avg. all new antenna orders are running 7-14 days behind promised date. The weather in Maine this spring has been all rain. When we can't test outside (room problem) everybody's order gets put in a holding pattern.

I wish I had better news, but I wanted you to know as quickly as I knew of this.

Woody Groover  
Order Administrator  
Dielectric Communications  
22 Tower Rd.  
Raymond, ME 04071  
Phone:(207) 655-8124  
Fax:(207) 655-4669  
Email: woody.groover@dielectric.spx.com

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