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June 29, 2006

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VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

**Re: MB Docket No. 03-15
WAGV-DT, Harlan, KY (Facility Id. No. 37809)
Request for Waiver of Replication/Maximization Interference
Protection Deadline**

Dear Ms. Dortch:

On behalf of Living Faith Ministries, Inc. ("Living Faith"), the permittee of digital television ("DTV") station WAGV-DT, Harlan, Kentucky, we hereby request a waiver of the July 1, 2006 replication/maximization interference protection deadline applicable to WAGV-DT.

Living Faith understands that, in order to meet the requirements of the interference protection deadline, WAGV-DT must be operating with the facilities specified in its DTV construction permit by July 1, 2006. *See Second Periodic Review of the Commission's Rules and Regulations Concerning the Transition to Digital Television*, MB Docket No. 03-15, FCC 04-192, ¶ 78 (rel. Sept. 7, 2004). As explained below, however, due to unanticipated complications with the design of WAGV-DT's transmission system, Living Faith requires a brief extension of time within which to commence full-power operations with the digital facilities specified in WAGV-DT's construction permit.

The DTV construction permit for WAGV-DT, FCC File No. BMPCDT-20030411AAT, specifies operation at an ERP of 550 kW and an antenna height above average terrain of 577 meters. In early 2003, Living Faith completed the installation of all equipment needed to commence full-power operations pursuant to WAGV-DT's construction permit. During the testing of these facilities, however, Living Faith encountered several problems with the antenna's feed system. Consequently, Living Faith began working closely with Shively Labs to review the design of WAGV-DT's transmission system. Despite the transmission system problems preventing WAGV-DT from commencing reliable full-power operations, Living Faith was able to operate WAGV-DT at reduced power pursuant to special temporary authority ("STA"). *See* FCC File No. BDSTA-20030321ACX, as

Marlene H. Dortch, Secretary

June 29, 2006

Page 2

extended. In early 2005, the transmission system WAGV-DT was using for its reduced power operation failed and the station was forced off the air. *See* FCC File No. BSTA-20050202AGK.

Living Faith was eventually able to return WAGV-DT to the air at reduced power in late 2005, but by then had determined that the station's entire transmission system needed to be completely re-engineered before the station could commence long-term full-power operations with the facilities specified in its construction permit. Accordingly, over the last several months, Living Faith has been working closely with Shively Labs to re-design and upgrade WAGV-DT's transmission system. All equipment for the upgrade is now on site and Living Faith is working expeditiously to complete its installation. Living Faith anticipates that installation of the new equipment will take approximately three weeks and, barring any unforeseen setbacks, WAGV-DT will be operating at full power by the end of July.

Accordingly, Living Faith respectfully requests a brief waiver of the interference protection deadline to allow it to finish upgrading WAGV-DT's facilities and license the completed full-power operation. Concurrent with this waiver request, Living Faith also is filing through CDBS a request for extension of its reduced power STA and an FCC Form 337 application for an extension of time to construct the facilities specified in WAGV-DT's construction permit.

If there are any questions concerning this matter, please contact the undersigned.

Sincerely,

/s/ John M. Burgett

John M. Burgett

cc: Shaun Maher (via e-mail)