



1776 K STREET NW
WASHINGTON, DC 20006
PHONE 202.719.7000
FAX 202.719.7049

Virginia Office
7925 JONES BRANCH DRIVE
SUITE 6200
McLEAN, VA 22102
PHONE 703.905.2800
FAX 703.905.2820

www.wrf.com

June 30, 2006

John M. Burgett
202-719-4239
jburgett@wrf.com

VIA ELECTRONIC FILING

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

**Re: MB Docket No. 03-15
WLFB-DT, Bluefield, WV (Facility Id. No. 37806)
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 WLFB-DT, Bluefield, West Virginia, we hereby request a waiver of the July 1, 2006 replication/maximization interference protection deadline applicable to WLFB-DT.

Station WLFB currently operates on NTSC channel 40 and DTV channel 39. As a digital television permittee that has received a tentative channel designation on its analog channel, WLFB-DT is required to be operating by July 1 with DTV facilities that serve at least 80% of the number of viewers served by the 1997 facility on which its replication coverage was based. *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) ("*Second Periodic Review*").

The station currently holds special temporary authority ("STA") to operate DTV facilities at a maximum effective radiated power of 12 kW and an antenna height above average terrain of 428 meters. *See* FCC File No. BDSTA-20030418ACE, as extended.¹ The facilities authorized by this STA meet the 80% criteria. Accordingly, pursuant to the FCC's June 14, 2006 public notice, Living Faith has filed an application on Form 301 to modify WLFB-DT's outstanding DTV construction permit to match the facilities specified in BDSTA-20030418ACE. *See*

¹ WLFB-DT is currently off the air due to a lightning strike that damaged the station's transmission system. *See* FCC File No. BLSTA-20060511AAX. Living Faith is working diligently to restore WLFB-DT's operation with the technical facilities specified in both BDSTA-20030418ACE and its pending Form 301 application to modify the station's DTV construction permit, as discussed above.

Marlene H. Dortch, Secretary
June 30, 2006
Page 2

Public Notice, *DTV Channel Election Issues – Compliance with the July 1, 2006 Replication/Maximization Interference Protection Deadline; Stations Seeking Extension of the Deadline*, DA 06-1255 at 3 (rel. June 14, 2006). That application is still pending. See FCC File No. BMPCDT-20060629ACQ.

Accordingly, Living Faith respectfully requests a waiver of the July 1, 2006 “use-or-lose” deadline in order to maintain interference protection for the maximized DTV facilities certified in WLFB-DT’s Form 381, FCC File No. BCERCT-20041104AAD. As soon as the modified DTV construction permit is granted for WLFB-DT, Living Faith will immediately file an application for a license to cover the 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)