



WILLIAMS MULLEN

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July 7, 2006

ELECTRONICALLY FILED VIA ECFS

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

Re: **MB Docket No. 03-15**
Television Station KYTX-DT, Nacogdoches, Texas (Facility Id. No. 55644)
Request for Temporary Waiver of July 1, 2006 Interference Protection Deadline

Dear Ms. Dortch:

On behalf of MMT License LLC (FRN: 0009745027) ("MMT"), the licensee of television broadcasting station KYTX-DT, Nacogdoches, Texas, we hereby request a temporary waiver of the July 1, 2006 "use-it-or-lose-it" interference protection deadline in accordance with the procedures set forth in FCC Public Notice DA 06-1255, released June 14, 2006.

KYTX is licensed to operate on NTSC Channel 19 and KYTX-DT is authorized to operate on DTV Channel 18. KYTX-DT has elected to maximize on its DTV Channel post transition. Effective July 1, 2006, KYTX-DT was obligated to construct full, authorized DTV facilities. KYTX-DT is currently operating pursuant to Special Temporary Authority at 125 kW with an antenna at 457 meters HAAT (see File No. BEDSTA-20051221ARE). This facility provides complete coverage of the community of license and serves 434% of its replication population.

MMT made its certification for maximization coverage in good faith. MMT is currently in the process of implementing a three-station equipment reallocation plan that will result in substantial economic efficiencies, enabling KYTX-DT to construct full, authorized DTV facilities as soon as possible. Details of this construction plan are set forth in the attached Declaration of Charles C. Stanton, licensee's Consulting Engineer (Exhibit A).

A Professional Corporation

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Accordingly, a temporary waiver of the construction deadline is warranted and in the public interest. Unforeseeable circumstances affected the licensee's construction plans. MMT respectfully requests a temporary waiver to continue interference protection of its maximization coverage until construction is completed.

Respectfully submitted,

A handwritten signature in cursive script, reading "Julian L. Shepard". The signature is written in black ink and is positioned above the printed name.

Julian L. Shepard

cc: Shaun Maher (via e-mail)
Attachment: Exhibit A (Declaration of Charles C. Stanton)

DECLARATION OF CHARLES C. STANTON

Under penalty of perjury I, Charles C. Stanton, of Stancom, 4401 Leatherwood Drive, Virginia Beach, Virginia 23462, hereby declare that:

1. I am a Consulting Engineer who has over 40 years of experience in the design, procurement, installation and testing of Broadcast and other Telecommunications systems around the world. Further, over the past fourteen years I have consulted with and have designed, procured, installed and tested multiple new and upgraded TV and FM broadcast facilities for the principals of Max Media LLC ("Max Media"). Further, I have personal knowledge (except where noted) of the following facts concerning the construction of digital television facilities for MMT License LLC, a subsidiary of Max Media, the licensee of full power television station KYTX(TV), located in Nacogdoches, Texas:

2. KYTX(TV) is currently licensed to operate on NTSC Channel 19, KYTX-DT has been licensed to operate on DTV Channel 18.

3. KYTX-DT elected maximization coverage on Channel 18 for its post-transition DTV operation.

4. The KYTX-DT construction permit requires construction of full, authorized DTV facilities by the July 1, 2006 "use-it-or-lose-it" construction deadline, in order to maintain the interference protection in the current DTV Table of Allotments.

5. The KYTX-DT construction permit authorizes the construction of a 640 kW facility with an antenna height above average terrain ("HAAT") of 457 meters (BPCDT-19991029ACW). KYTX-DT, pursuant to Special Temporary Authority ("STA"), is currently broadcasting at 125 kW with an antenna HAAT of 457 meters (BEDSTA-20051221ARE).

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6. Based on an analysis provided by Communications Technologies, Inc., P.O. Box 1130, Marlton, NJ 08053, the KYTX-DT STA signal completely covers its community of license and serves 434% of its replication population.

7. This site will be built to 100% coverage by installing a new 15.0 kW DTV transmitter at KYTX-DT. This unit will include a new full power mask filter. The existing Tyler DTV transmitter will be sent to WGTU-DT in Traverse City, Michigan. The new KYTX-DT transmitter will be delivered from the manufacturer and installed within 120-160 days. Therefore, KYTX-DT should be up and running at full power and 100% coverage by about February 2007.

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 7, 2006.


Charles C. Stanton