

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

In the Matter of)	
)	
Advanced Television Systems)	
and Their Impact upon the)	
Existing Television Broadcast)	MB Docket No. 87-268
Service)	
)	
To: The Commission)	

COMMENTS

NEPSK, Inc., the licensee of WAGM-TV/WAGM-DT, Presque Isle, Maine, Facility ID No. 48305 (“WAGM”), hereby submits these comments through counsel in response to the Commission’s *Seventh Further Notice of Proposed Rulemaking* (“*Further Notice*”) in this proceeding.¹ In the *Further Notice*, the Commission proposed a new digital television Table of Allotments (“DTV Table”) which provides each eligible broadcast television station with a channel allotment for DTV operations after the February 17, 2009 transition.

Attached to these comments is an Engineering Statement prepared by John E. Hidle, P.E., on behalf of WAGM. As noted in the Engineering Statement, the DTV Table in its present form includes outdated information for WAGM, because it is based on WAGM’s original allotment site. WAGM submits that it would be more appropriate to base the DTV Table on WAGM’s licensed site for both its NTSC and DTV operations. Basing the DTV Table on the original

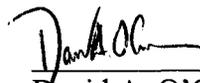
¹ *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Services*, Seventh Further Notice of Proposed Rulemaking, MB Docket No. 87-268, FCC 06-150, 21 FCC Rcd 12100 (rel. Oct. 20, 2006) (“*Further Notice*”). On January 9, 2007, the Commission extended the comment deadline to January 25, 2007. See *Order Granting Extension of Time for Filing Comments and Reply Comments*, MB Docket No. 87-268, DA 07-38 (MB rel. Jan. 9, 2007). Therefore, these comments are timely filed.

allotment site would result in a loss of service to current viewers of WAGM. In the *Further Notice*, the Commission specifically disfavored situations that would result in a loss of service affecting current viewers.² WAGM requests that the Commission make a similar finding with respect to WAGM and base the DTV Table on the licensed WAGM site.

Moreover, changing the DTV Table as requested would permit WAGM to use its current NTSC antenna for post-transition DTV operations, with a simple change in the exciter. Permitting WAGM to use its current antenna would conserve precious resources for other station expenditures such as quality DTV programming which would serve the public interest. For these reasons, WAGM respectfully requests that the Commission change the DTV Table as described in the Engineering Statement.

Respectfully submitted,

NEPSK, Inc.



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² *Further Notice*, para. 36.

CARL T. JONES
CORPORATION

**STATEMENT OF JOHN E. HIDLE, P.E.
IN SUPPORT OF COMMENTS IN THE
SEVENTH FURTHER NOTICE OF PROPOSED RULE MAKING
REGARDING THE PROPOSED DTV TABLE OF ALLOTMENTS
MB Docket No. 87-268**

Prepared for: NEPSK, INC.

I am a Consulting Engineer, an employee in the firm of Carl T. Jones Corporation, with offices located in Springfield, Virginia. My education and experience are a matter of record with the Federal Communications Commission. I am a registered Professional Engineer in the Commonwealth of Virginia, Registration No. 7418, and in the State of New York, Registration No. 63418.

This office has been authorized by NEPSK, INC., licensee of WAGM-TV, channel 8, and WAGM-DT, channel 16, both in Presque Isle, Maine, to prepare this statement in support of its comments in the Seventh Further Notice of Proposed Rule Making¹. NEPSK, INC.'s comments concern the WAGM-DT technical facility set forth in APPENDIX B, "PROPOSED DTV TABLE OF ALLOTMENTS INFORMATION". See page 78.

WAGM-TV's licensee submitted its application, BPCDT-19991015ACE, for its paired DTV allotment on channel 16 in October 1999. When it was submitted, the original DTV application specified, instead of WAGM-DT's allotment site, the construction permit site, now the licensed site, BLCT-20000710AAY, of WAGM-TV, analog channel 8. WAGM-DT's application was amended, and finally granted on April 18, 2002. The DTV license

¹ SEVENTH FURTHER NOTICE OF PROPOSED RULE MAKING, FCC 06-150, Adopted October 10, 2006, Released October 20, 2006.

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application, BLCDT-20030807AEX, was granted on October 17, 2003. The licensed site is located 24.6 kilometers from the DTV allotment site at an azimuth of 143 degrees True.

On November 4, 2004 the licensee submitted FCC Form 381 certifying its allotted replication facilities, instead of its currently licensed facilities. Subsequently, on February 10, 2005, the licensee submitted FCC Form 382 electing its NTSC channel 8, to be its post transition DTV channel. On June 23, 2005 that election was approved by the FCC.

WAGM-TV's licensee notes that its DTV facility set forth on page 78 of Appendix B specifies WAGM-DT's original allotment site, which has not been utilized since WAGM-TV, channel 8 NTSC, submitted its license application for its current site in 2000. Since both WAGM-TV, channel 8, and WAGM-DT, channel 16, are licensed at a site different from the original DTV allotment site, the licensee asks the Commission to consider modification of WAGM-DT's facility specified in the Proposed DTV Table of Allotments.

It is feasible for WAGM-DT to commence digital operation on channel 8, as proposed, but at its currently licensed site with a DTV facility sufficient to serve its current service area. The licensee proposes modification of the Proposed DTV Table of Allotments to specify the following:

Facility ID - 48305
State and City - ME - Presque Isle
NTSC channel - 8
DTV channel - 8
DTV ERP - 5.0 kW
DTV HAAT - 333.0 meters
Antenna ID No. - 38177 - Harris Model No. TAD-12HDB-3/18
Latitude - 463305
Longitude - 674836

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The Commission's application processing software was utilized to determine that no increase in interference to any pertinent facility will result from the proposed changes to WAGM-DT's post-transition DTV facility in the Table of Allotments.

This statement was prepared by me and its contents are believed to be true and correct to the best of my knowledge and belief.

DATED: January 24, 2007


John E. Hidle, P.E.

