

**Before the
Federal Communications Commission
Washington, DC 20554**

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

To: Office of the Secretary

COMMENTS OF WLEX COMMUNICATIONS, L.L.C.

WLEX Communications, L.L.C. (“WLEX”), licensee of WLEX(TV), Lexington, Kentucky, by its counsel, hereby submits comments in response to the Seventh Further Notice of Proposed Rulemaking in the above-referenced proceeding.¹ WLEX requests change of certified facilities and proposes revision of the allotment set forth in the *FNPRM* for WLEX-DT (the “Station”). Specifically, WLEX requests that the certification and allotment be made consistent with the Station’s currently authorized facilities, which WLEX intends to continue operating post-transition. Pursuant to these comments, the DTV Table of Allotments in relevant portion would be changed:

As set forth in the *FNPRM*:

Facility ID	State and City		NTSC		DTV				
			Ch	Ch	ERP kW	HAAT (m)	Antenna ID	Latitude (DDMMSS)	Longitude (DDMMSS)
73203	KY	LEXINGTON	18	39	475	288	67223	380203	842339

To:

73203	KY	LEXINGTON	18	39	475	286	67223	380203	842339
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¹ Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, MM Docket No. 87-268, *Seventh Further Notice of Proposed Rule Making*, FCC 06-150 (rel. Oct. 20, 2006) (“*FNPRM*”).

WLEX filed its Form 381 Pre-Election certification on November 4, 2004 as required,² stating that it would operate the Station as authorized by the specified construction permit held at the time of filing. During construction subsequent to that filing, however, WLEX installed the antenna at a slightly lower height.³

WLEX hereby requests a change of the Station's certified facilities and revision of the proposed allotment to conform with the authorized facilities. WLEX believes its proposal satisfies the requirement in the *FNPRM* that any modification to the proposed Table not cause interference in excess of 0.1 percent to any tentative channel designation.⁴ The proposed certification and allotment modification would permit WLEX after the end of the DTV transition to continue operating the Station as presently authorized and avoid service disruptions.

For these reasons, WLEX respectfully proposes that the Commission change the Station's certified facilities and allotment in the *FNPRM* to conform with those authorized.

Respectfully submitted,

WLEX COMMUNICATIONS, L.L.C.

/s/

By _____
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January 25, 2007

² FCC File No. BCERCT-20041104ATP.

³ See FCC File Nos. BMPCDT-20050728AOP, BLCDDT-20050728AOX.

⁴ *FNPRM*, ¶ 29.