

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
)
)

Amendment of Section 73.622(i),)
Final DTV Table of Allotments,)
Television Broadcast Stations)
(Clovis, New Mexico))
)

MB Docket No. 08-132
RM-11464

FILED/ACCEPTED

JAN - 8 2009

Federal Communications Commission
Office of the Secretary

COMMENTS

Barrington Amarillo License LLC (“Barrington”), licensee of KVIH-TV, analog channel 12, and permittee of KVIH-DT, digital channel 20, Clovis, New Mexico (together, “KVIH” or the “Station”) supports the Media Bureau’s proposal to substitute channel 12 for channel 20 at Clovis, New Mexico, for use as KVIH’s final, post-transition DTV facility.¹ Upon grant of the proposed channel substitution, KVIH is committed to filing an application for a permit to construct its post-transition digital facility on channel 12 and promptly thereafter constructing that facility.

As the NPRM notes, “tower loading concerns and the need to remove the existing analog channel 12 antenna from the [KVIH transmitter] tower prior to commencing construction of [KVIH’s] channel 20 digital facility” would cause “significant service disruptions ... for as long as 120 days if [KVIH] was required to remain on DTV channel 20.”²

To address these concerns, Barrington has proposed to construct its post-transition DTV facility on channel 12. According to the NPRM, “[p]roviding digital service on channel 12

¹ *Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations (Clovis, New Mexico)*, Notice of Proposed Rulemaking, MB Docket No. 08-132, RM-11464, DA 08-2719 (rel. Dec. 17, 2008) (“NPRM”).

² NPRM at ¶ 2.

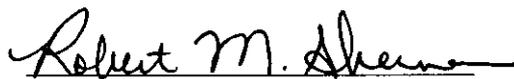
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would involve only one night of disruption in analog service” rather than the significantly longer disruption required if the Station were forced to construct a channel 20 DTV facility.³ The NPRM also notes that “the proposed [channel 12 DTV] facility would substantially match the service area population predicted to be served by the station’s Appendix B facility.”⁴

The Media Bureau properly found that “Barrington’s [s] proposal warrants consideration” in view of these public interest benefits.⁵ It also concluded that the proposed facility would comply with the principal community coverage and technical requirements in the Commission’s rules.⁶

Given the short amount of time remaining before the conclusion of the DTV transition, the public interest would be served by finalizing the Clovis DTV allotment and enabling KVIH to begin construction of its final facility as quickly as possible. Accordingly, Barrington urges the Commission to adopt the proposed substitution promptly.

Respectfully submitted,



Jennifer A. Johnson
Robert M. Sherman
COVINGTON & BURLING LLP
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2401
(202) 662-6000

Counsel to Barrington Amarillo License LLC

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³ *Id.*

⁴ *Id.*

⁵ *Id.* at ¶ 3.

⁶ *Id.* See 47 C.F.R. §§ 73.625(a), 73.616, 73.623.