

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

In the Matter of )  
 )  
Amendment of Section 73.622(i) )  
Final DTV Table of Allotments )  
Television Broadcast Stations )  
(Cincinnati, Ohio) )

MM Docket No. 09-178  
RM-11571

**FILED/ACCEPTED**

**NOV - 3 2009**

Federal Communications Commission  
Office of the Secretary

To: The Commission  
Attn: Chief, Video Division  
Media Bureau

**COMMENTS OF SCRIPPS HOWARD BROADCASTING COMPANY**

Scripps Howard Broadcasting Company ("SHBC"), licensee of commercial television Station WCPO-TV, Cincinnati, Ohio (Facility ID 59438) (the "Station"), through counsel and pursuant to Sections 1.415, 1.419 and 1.420 of the Commission's rules, hereby submits these comments in support of the above-captioned Notice of Proposed Rulemaking to amend the DTV Table of Allotments to change the post-transition, DTV channel assignment of the Station from channel 10 to channel 22, and to make related technical changes.

As noted in its Petition for Rulemaking, many of the Station's viewers lost service from the Station after the June 12, 2009 completion of the digital transition. Despite an extensive effort to resolve these reception problems by increasing the Station's power, SHBC discovered that it would be unable to provide acceptable over-the-air service throughout the Station's former service area while operating on its VHF channel.

As demonstrated in the Engineering Statement submitted with SHBC's Petition for Rulemaking, the proposed substitution of channel 22 for channel 10 would provide the necessary expansion of Station WCPO-TV's coverage area. The proposed change would result in a predicted increase in population served of over 100,000 persons as compared to the Appendix B facility. While there would be a de minimis loss of predicted service to a total of 416

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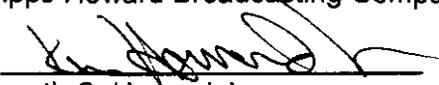
persons, all these viewers would continue to receive network programming from stations that, like Station WCPO-TV, are affiliated with the ABC television network. In addition, the proposed facility would cause no new interference to any station authorization in excess of the Commission's 0.5% limit.

Upon the Commission's approval of this rulemaking, SHBC will file an appropriate application seeking consent to operate Station WCPO-TV on channel 22, and, if authorized, will modify the Station's facility promptly.

For these and the other reasons set out in its Petition for Rulemaking, SHBC respectfully requests that the Commission amend the post-transition DTV Table for Station WCPO-TV to substitute DTV channel 22 for DTV channel 10 in Cincinnati as proposed in this rulemaking.

Respectfully submitted,

Scripps Howard Broadcasting Company

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