

Denise B. Moline, Esq.

358 Pines Blvd.
Lake Villa, IL 60046

Phone: 847-245-7414

Fax: 847-245-7419

E-Mail: DBMoline@comcast.net

Admitted: District of Columbia
Florida (inactive)
Virginia (inactive)

June 22, 2012

**Re: Request for Temporary Waiver of EAS Rules
Pene Broadcasting Co., Inc.
KLLA (AM), KJAE (FM), Leesville, LA**

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th St. SW
Washington, DC 20554

Dear Ms. Dortch:

On behalf of Pene Broadcasting Co., Inc., Licensee of Stations KLLA (AM) and KJAE (FM), both Leesville, LA (## 52139 and 52140, respectively), this is to request a temporary waiver of the EAS requirement requiring upgrade of EAS equipment to include Common Alerting Protocol (CAP) capability by June 30, 2012. A waiver of 3 months is requested, until September 30, 2012.

The equipment necessary to comply with the new regulation is expensive to obtain; Pene Broadcasting is an independent Licensee operating in a small market in a tight and unforgiving economy. Since the deadline for implementation of CAP protocol equipment has been extended twice, Pene Broadcasting waited to make the necessary expenditure to see if the deadline might be extended again. Since it has not, Pene Broadcasting ordered and paid in advance for the necessary equipment, but apparently because of a recent rush in orders for the same equipment, that equipment is on backorder, and will not be shipped until August. (see attached email purchase order confirmation).

The order was placed in the normal course of business, and normally would have been shipped and installed in time for the June 30, 2012 deadline. The shipment delay is not within Pene Broadcasting's control. Accordingly, Pene Broadcasting requests a temporary waiver of the rule to permit the above-referenced Stations to operate without the compliant equipment for 3 additional months. The Stations will continue to operate with their legacy EAS equipment and procedures until the new equipment is installed.

Should there be any question regarding this request, please contact undersigned Counsel for Pene Broadcasting.

Very truly yours,



Denise B. Moline

Attorney for Pene Broadcasting Co., Inc.

DBM:wp

cc: (via email): Peter Doyle, Chief, Audio Division

From: joshh@bswusa.com [<mailto:joshh@bswusa.com>]
Sent: Wednesday, June 20, 2012 4:31 PM
To: joshh@bswusa.com; SALES@KJAE935.COM
Subject: Purchase Confirmation ---SO.STD00696871

Thank you for ordering from BSW!

For your convenience, here is written confirmation of your order. Should you have any questions simply email us at customerservice@bswusa.com or phone our customer service department at 800-426-8434 (6:00 AM - 5:00 PM PT, Mon-Fri).

Order Date: 06/20/2012
BSW Order Number: 675442
Your PO Number:

Payment Type: Paid By CC
Shipping Method: FEDEX-GROUND
Sales Person: JOSH H.

Bill To:

PENNY SCOGIN
KJAE
PO BOX 1323
LEESVILLE, LA 71496-1323
USA

Ship To:

PENNY SCOGIN
KJAE
101 LEES LN
LEESVILLE, LA 71446-3643
USA

.....
The following items are included in this order:

Qty	Item	Brand	Description	Per Unit	Extended
1	DIGITALEND	SAGE	Endec EAS Encod	\$ 2,182.03	\$ 2,182.03
1	ENDEC-RP2	SAGE	MSRP Multi Stat	\$ 915.48	\$ 915.48
			Freight		\$
	21.15				
			Tax		\$ 0.00
			Order Total		\$ 3,118.66

.....
Thank you for ordering with BSW. We are grateful for your business.

Special Order Products, Opened Software, Hard Drives, Ear Buds

and Apple Products are non-returnable.
Please contact us for more details.

Sincerely,

Josh Harstad
Sales Representative
Broadcast Supply Worldwide
E-mail Reply: joshh@bswusa.com
Web Site: www.bswusa.com
Main Phone: 1-800-426-8434
Fax 1-800-231-7055

.....

From: Josh Harstad [<mailto:JoshH@BSWusa.com>]
Sent: Thursday, June 21, 2012 11:51 AM
To: sales@kjae935.com
Subject: EAS Back Order

Penny,

Your Sage Digital Endec is on back order until about August. We will ship to you as soon as stock arrives to our warehouse.

Please let me know if there is anything else I can help you with.

Sincerely,

Josh Harstad
Sales Representative
Broadcast Supply Worldwide
E-mail Reply: joshh@bswusa.com
Web Site: www.bswusa.com
Main Phone: 1-800-426-8434
Fax 1-800-231-7055