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FILED ELECTRONICALLY

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Re: **Notice of *Ex Parte* Presentation -
In the Matter of Expanding the Economic and
Innovation Opportunities of Spectrum Through Incentive Auctions
Docket No. 12-268**

Dear Ms. Dortch:

On November 19, 2012, Steven J. Smith, Chairman and CEO of Journal Communications, Inc. (“Journal”), Mary Hill Taibl, General Counsel of Journal, Jennifer Johnson, as attorney for Landmark Communications, and Meredith S. Senter, Jr., as attorney for Journal, met with William T. Lake, Chief of the Media Bureau, and Barbara Kreisman, Chief of the Video Division.

Journal is in the process of acquiring broadcast television station WTVF, Nashville, Tennessee, from Landmark. The purpose of the meeting was to confirm that if “repacked,” WTVF will remain on a UHF channel pursuant to Section 6403(b)(3) of the Spectrum Act. Originally assigned Channel 5 for digital operations, WTVF’s channel allotment was changed by FCC order to Channel 25 in 2011, and the FCC licensed the Channel 25 facilities in October 2012. During the meeting, we discussed that while Section 6403(b)(2) of the Spectrum Act requires the Commission to “make all reasonable efforts” to preserve a repacked broadcast station’s coverage area and population served “as of the date of the enactment of the Act” (February 22, 2012), Section 6403(b)(3), which prohibits the Commission from involuntarily reassigning a station from a UHF to VFF channel during the repacking process, contains no temporal limitation, and therefore that WTVF will be treated as a station operating on a UHF channel during the repacking process.

