PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET, S.W.
WASHINGTON, D.C. 20554
News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: http://www.fcc.gov ftp.fcc.gov

Released: June 7, 2002
DA 02-1334

DENIAL OF APPLICATIONS FOR EXTENSION OF TIME TO CONSTRUCT A DIGITAL TELEVISION STATION

By this Public Notice, the Media Bureau announces that, by letters dated June 3, 2002, the applications seeking extensions of time to construct DTV facilities (FCC Form 337) that are set forth in the Appendix to this Public Notice were denied.

In the Fifth Report and Order in its DTV proceeding, the Commission announced its willingness to grant, on a case-by-case basis, an extension of the applicable DTV construction deadline where a broadcaster has been unable to complete construction due to circumstances that are either unforeseeable or beyond the permittee's control, provided the broadcaster has taken all reasonable steps to resolve the problem expeditiously. *Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service*, 12 FCC Rcd 12809 (1997). Based upon the applications submitted, the Media Bureau found that each permittee had not taken all reasonable steps to complete construction of its DTV facilities in an expeditious manner. Accordingly, an extension of the DTV construction permit was not justified and the FCC Form 337 application was denied, with the permittee admonished for its failure to comply with its DTV construction obligations. Each permittee was afforded until December 1, 2002, to come into compliance with the DTV construction rule, 47 CFR § 73.624(d), and was directed to submit, within thirty days, an initial report outlining the steps it intended to take to complete construction. A subsequent progress report also is required to be filed.

Copies of the June 3rd letter rulings are available via the Internet from the Media Bureau's Web Site at: **HTTP://WWW.FCC.GOV/MB/VIDEO** and accessing "Digital Television Status."

By: Chief, Media Bureau

-FCC-