



Federal Communications Commission
Washington, D.C. 20554

DA 08-2430
October 31, 2008
1800E3-JLB

KHNL/KFVE License Subsidiary, LLC
c/o Jennifer A. Johnson, Esq.
Covington & Burling, LLP
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2401

Re: MB Docket No. 05-317

Dear Licensee:

By letter dated August 7, 2008, and supplemented on October 21, 2008, KHNL/KFVE Licensee Subsidiary, LLC, a subsidiary of Raycom Media, Inc. ("Raycom") and the permittee of KOGG-DT, Wailuku, Hawaii, requested renewal of its waiver of Section 339(a)(2)(D) of the Communications Act of 1934, as amended, to prohibit satellite subscribers from receiving or conducting a digital signal strength test of KOGG-DT's digital signal.¹ The Commission granted the original digital signal testing waiver based on the unremediable presence of "clear zoning or environmental legal impediments,"² and has granted three six-month extensions.³

In its supplement, Raycom states that it has now received the approval of the U.S. Fish and Wildlife Service for the use of the station's authorized transmitter site at Ulupalakua Ranch, and that it will be able to complete construction of its digital facility no later than February 17, 2009. Raycom also states that it presently intends to participate in the Hawaii Association of Broadcasters early transition plan, under which the state's full-power broadcasters will transition to final digital operations and end analog operation on January 15, 2009, rather than February 17, 2009.

Accordingly, IT IS ORDERED that the request of Raycom IS GRANTED and the first permissible date for digital testing for KOGG-DT IS EXTENDED from October 31, 2008 to January 15, 2009.

Sincerely,

Barbara A. Kreisman
Chief, Video Division
Media Bureau

¹ See 47 U.S.C. § 339 (a)(2)(D)(viii), as amended by Section 207 of the Satellite Home Viewer Extension and Reauthorization Act of 2004 ("SHVERA"), 47 U.S.C. § 339.

² See *Waiver of Digital Testing Pursuant to the Satellite Home Viewer Extension and Reauthorization Act of 2004*, 21 FCC Rcd 4812, 4820 (2006).

³ See *KHNL/KFVE License Subsidiary, LLC.*, 23 FCC Rcd 7080 (2008).