



Mark B. Denbo
Direct (202) 939-7929
mdenbo@fh-law.com

July 3, 2008

Federal Communications Commission
c/o U.S. Bank-Government Lockbox #979093
SL-MO-C2-GL
1005 Convention Plaza
St. Louis, MO 63101
Attn: FCC Government Lockbox

Re: **The CW Network, LLC**
Application for Permit to Deliver Programs to Foreign Broadcast Station
(FCC Form 308)

REQUEST FOR EXPEDITED PROCESSING

Dear Sir or Madam:

Transmitted herewith, on behalf of The CW Network, LLC ("The CW") are an original and one copy of an application on FCC Form 308 for a permit to deliver its widely-viewed television programs electronically to XETV, Tijuana, Baja California, Mexico for broadcast into the United States. For the foregoing reasons, **expedited processing** of this application is hereby requested.

The CW, a joint venture between Warner Bros. Entertainment Group, a division of Time Warner Inc., and CBS Corporation, is the nation's fifth broadcast television network. It was launched at the beginning of the Fall 2006 broadcast season and its schedule includes, among other things, a six night, 13 hour prime time lineup with popular programming such as *America's Next Top Model*, *Gossip Girl*, *Everybody Hates Chris*, *Smallville* and *Supernatural*, as well as a five-hour block of animated programming on Saturday mornings directed at children. The CW currently is carried in the San Diego Nielsen Designated Market Area by KSWB(TV). However, pursuant to a change in network affiliation, KSWB will cease carriage of The CW's programming as of July 31, 2008.

In order to ensure that viewers in the San Diego area are not deprived of The CW's popular television offerings, The CW and Bay City Television, Inc. ("Bay City"), the entity that provides programming and sales services to XETV, a station located across the U.S./Mexico border in Tijuana, Mexico, have completed negotiations on an agreement whereby The CW would deliver programming to that station, effective August 1, 2008. As the Commission is

Federal Communications Commission

July 3, 2008

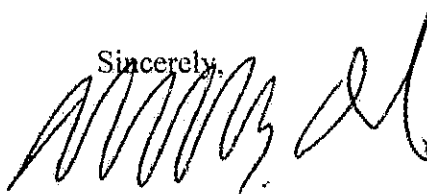
Page 2

aware, for many years, XETV had served the San Diego market as the local affiliate for the network programming provided by the Fox Television Network (*See, e.g.*, FCC File No. 325-RWL-20060901-0004, granted December 5, 2006). Once an Affiliation Agreement between The CW and Bay City is fully executed, a copy will be provided to the Commission. Because The CW will be obligated to begin delivering programming to XETV as of **August 1, 2008**, thousands of viewers in and around San Diego may be deprived of the ability to receive The CW's popular television programming as of that date unless the Commission grants the instant request in an expeditious fashion.

Also enclosed is FCC Form 159, Remittance Advice, which contains credit card information authorizing payment in the amount of \$90.00 to cover the requisite filing fee for the application.

Should there be any questions regarding this matter, please contact the undersigned directly.

Sincerely,



Mark B. Denbo

Counsel for The CW Network, LLC

Enclosures

cc: Linda P. Armstrong/FCC
Janice Shields/FCC

200318.1